

File No. 211095

Committee Item No. 10

Board Item No. 5

COMMITTEE/BOARD OF SUPERVISORS

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Board of Supervisors Meeting

Date December 1, 2021
Date December 14, 2021

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Completed by: Brent Jalipa Date November 22, 2021
Completed by: Brent Jalipa Date December 2, 2021

1 [Park Code - Discounts For Veterans]

2

3 **Ordinance amending the Park Code to reduce or eliminate fees for admission to and**
4 **use of certain facilities on park property for veterans and active members of the United**
5 **States Armed Forces who reside in San Francisco; and expanding said discounts to all**
6 **veterans and active members upon certification of funds by the Controller.**

7 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
8 **Additions to Codes** are in *single-underline italics Times New Roman font*.
9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
10 **Board amendment additions** are in double-underlined Arial font.
11 **Board amendment deletions** are in ~~strikethrough Arial font~~.
12 **Asterisks (* * * *)** indicate the omission of unchanged Code
13 subsections or parts of tables.

14 Be it ordained by the People of the City and County of San Francisco:

15 Section 1. Article 2 of the Park Code is hereby amended by adding Section 2.10, to
16 read as follows:

17 **SEC. 2.10. "VETERAN " DEFINED.**

18 (a) When used in this Code, the word "Veteran" shall mean a person who is currently serving
19 in the active military, naval, air, or space service, or who has completed such service and was
20 discharged or released therefrom under conditions other than dishonorable consistent with Section
21 101(2) of Title 38 of the United States Code, as it may be amended from time to time; and provided
22 further, that for purposes of this Code, the term "Veteran" shall only apply to such persons
23 who are residents of the City and County of San Francisco.

24 (b) The proviso in subsection (a) that excludes non-San Francisco residents from the
25 definition of "Veteran" shall expire by operation of law if and when the Controller certifies, in
writing, to the Recreation and Park Department General Manager, that the City has enacted

1 an ordinance appropriating monies necessary to fund discounts for one year for non-San
2 Francisco residents who otherwise meet the definition of “Veteran.” Following said
3 certification, the City Attorney shall cause this subsection (b), and the proviso in subsection
4 (a), to be removed from the Code.

5
6 Section 2. Article 12 of the Park Code is hereby amended by revising Sections 12.01,
7 12.02, 12.05, ~~12.06~~, 12.07, 12.34, 12.40, 12.41, and 12.46, to read as follows:

8
9 **SEC. 12.01. CAMP MATHER CABIN AND TENT SITE USAGE FEES.**

10 (a) The following use fees, which reflect a discount from the standard fee for
11 nonresidential usage, shall be charged to San Francisco residents for use of cabin and tent
12 sites at Camp Mather. The following fees do not include State occupancy tax.

13

14 Cabin Size	14 Weekly Rate	14 Nightly Rate
15 2 person	15 \$379	15 \$69
16 3 person	16 \$514	16 \$91
17 4 person	17 \$635	17 \$114
18 5 person	18 \$741	18 \$136
19 6 person	19 \$832	19 \$166

21 Tent Size	21 Weekly Rate	21 Nightly Rate
22 4 person	22 \$150	22 \$30
23 6 person	23 \$196	23 \$40

24
25

1 (b) The following use fees shall be charged to non-San Francisco residents for use of
 2 cabin and tent sites at Camp Mather. The following use fees do not include State occupancy
 3 tax.

Cabin Size	Weekly Rate	Nightly Rate
2 person	\$454	\$76
3 person	\$629	\$106
4 person	\$756	\$129
5 person	\$885	\$151
6 person	\$1,014	\$175

Tent Size	Weekly Rate	Nightly Rate
4 person	\$197	\$39
6 person	\$264	\$50

14 * * * *

15 (e) Veterans shall receive a 50% discount on the fees listed in subsections (a) and (b).

17 **SEC. 12.02. CAMP MATHER DAY USE FEES.**

18 (a) The following use fees shall be charged to all individuals for day use of Camp
 19 Mather.

Age Category	Rate
Adult (Age 13 years plus)	\$12
Youth (Ages 2 to 12 years)	\$6
Infant (Under age 2)	\$0

24 (b) Veterans shall receive a 50% discount on the Adult use fees listed in subsection (a).

1 **SEC. 12.05. JAPANESE TEA GARDEN.**

2 (a) The following fees shall be charged for admission to the Japanese Tea Garden:

Age/Category	S.F. Residents	Non-Residents
Adult	\$5.00	\$7.00
Senior (65+)	\$3.00	\$5.00
Youth (12—17 years)	\$3.00	\$5.00
Child (5—11 years)	\$1.50	\$2.00
Child (4 years and under)	\$0.00	\$0.00
<u>Veterans</u>	<u>\$0.00</u>	<u>\$0.00</u>

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12 * * * *

13 (e) The following fees shall be charged for weddings in the Japanese Tea Garden:

Reservation fee	\$300.00
Hourly rate, minimum 2 hours	\$100.00
<u>Hourly rate for Veterans</u>	<u>\$0.00</u>

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18 * * * *

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20 **SEC. 12.06. COIT TOWER.**

21 (a) The following fees shall be charged for admission to the Coit Tower elevator:

Age Category	SF. Residents	Non-Residents
Adult	\$5.00	\$7.00
Senior (65+)	\$3.00	\$5.00
Youth (12—17 years)	\$3.00	\$5.00

1	Child (5—11 years)	\$1.50	\$2.00
2	Child (4 years and under)	\$0.00	\$0.00
3	Veterans	\$0.00	\$0.00
4	* * * *		

SEC. 12.07. WEDDING FEES.

The following fees shall be charged for weddings:

8	Site	Reservation Fee	Hourly Rate*
9	Chain of Lakes (Middle Lake)	\$200.00	\$50.00
10	Fuschia Garden	200.00	50.00
11	Portals of the Past/Lloyd's Lake	200.00	50.00
12	Rose Garden	200.00	50.00
13	Chinese Pavilion	350.00	100.00
14	Queen Wilhelmina Garden	350.00	100.00
15	Shakespeare Garden	350.00	100.00
16	Palace of Fine Arts Rotunda	350.00	100.00

*All sites require a two-hour minimum rental. Hourly rate fees shall be waived for

Veterans.

SEC. 12.34. CONSERVATORY OF FLOWERS FEES.

(a) Admission Fees. The following fees shall be charged for admission to the Conservatory of Flowers:

Age/Category	S.F. Residents	Non-Residents
Adults	\$5.00	\$7.00

1	Youth 12-17 and Seniors 65 and over	\$3.00	\$5.00
2	Children 5-11	\$1.50	\$2.00
3	Children 4 and under	No fee	No fee
4	San Francisco school groups K-12 with prior	No fee	No fee
5	scheduling		
6	<u>Veterans</u>	<u>No fee</u>	<u>No fee</u>

7 * * * *

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9 **SEC. 12.40. AQUATIC FEES.**

10 The following fees shall be charged for use of aquatic facilities and other aquatic
11 related activities.

12 **(a) Entry Fees.**

13 * * * *

14	(2)	Adults (18+ yrs)	
15		Recreation Swim <u>++</u>	\$5.00
16		Lap Swim <u>++</u>	\$5.00
17		Water Exercise <u>++</u>	\$7.00
18		Monthly Swim Pass * **	\$66.00
19		Recreation Swim Scrip Ticket for 10 sessions**	\$45.00
20		Yearly Swim Pass (12 months)* **	\$600.00
21		Water Exercise Scrip for 10 classes	\$60.00

22
23 * Monthly and yearly passes will have a picture ID and a replacement fee will be
24 charged for lost or stolen passes.

25 ** Does not include lessons or water exercise.

1 ++ Fees shall be waived for Veterans.

2 * * * *

3
4 **SEC. 12.41. TENNIS FEES.**

5 The following hourly fees shall be charged for court reservations at the Golden Gate
6 Park Tennis Center upon completion of the renovations described in Board of Supervisors File
7 No. 180464, subject to annual adjustment beginning with fiscal year 2018-2019 in accordance
8 with Section 12.20:

9

<i>Reservation Type</i>	<i>Residents</i>	<i>Non-residents</i>
Weekdays (until 6:00 p.m.)	\$8	\$12
Weekday Evenings (after 6:00 p.m.) and Weekends	\$9	\$15
Seniors (65 years and older)	\$4	\$6
Youth (17 years and under)	No fee.	Same as adults.
Leagues/Tournaments	\$18	\$18

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18 Veterans shall receive a 50% discount on the Weekday and Weekday Evening/Weekend rates
19 listed above. League/Tournament rates shall apply to persons playing in organized group
20 events such as events through the United States Tennis Association. The Department
21 General Manager or his or her designee may also approve fees and charges for tennis-related
22 services and items at the Golden Gate Park Tennis Center other than those specifically listed
23 in this Section 12.41, based on prevailing rates for those services and items at comparable
24 facilities in the Bay Area.
25

1 **SEC. 12.46. COUNTY FAIR BUILDING AND BOTANICAL GARDEN FEES.**

2 * * * *

3 (d) The Department shall charge the following fees for entrance to the Botanical
4 Garden:

<i>Age/Category</i>	<i>Non-San Francisco Residents</i>
Adults	\$7.00
Youth 12-17 and Seniors 65 and over	\$5.00
Children 5-11	\$2.00
Children 4 and under	No charge
<u>Veterans</u>	<u>No charge</u>
Families (2 adults and all children 17 years and under residing in the same household)	\$15.00

14 * * * *

15
16 Section 3. Scope of Ordinance.

17 (a) In enacting this ordinance, the Board of Supervisors intends to amend only those
18 words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks,
19 charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly
20 shown in this ordinance as additions, deletions, Board amendment additions, and Board
21 amendment deletions in accordance with the “Note” that appears under the official title of the
22 ordinance.

23 (b) The various codified fees presented as existing Code text in Section 24 of this
24 ordinance do not necessarily reflect the fees that are currently applicable. Pursuant to Park
25 Code Section 12.20, the Controller adjusts those fees on an annual basis to reflect changes in

1 the Consumer Price Index. This ordinance is not intended to invalidate any adjustments
2 under Section 12.20 that the Controller has previously approved.

3
4 Section 4. Effective Date. This ordinance shall become effective 30 days after
5 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
6 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
7 of Supervisors overrides the Mayor's veto of the ordinance.

8
9 Section 5. Funding. This ordinance grants certain discounts to Veterans, but at Park
10 Code Section 2.01, provides that these discounts only apply to Veterans who are residents of
11 the City and County of San Francisco. The Board of Supervisors intends that the discount
12 program should expand to non-resident Veterans once the City has enacted an ordinance
13 appropriating monies necessary to fund these discounts for one full year. Thereafter, it is the
14 intent of this Board of Supervisors that such monies should also be appropriated in future
15 fiscal years.

16 APPROVED AS TO FORM:
17 DENNIS J. HERRERA, City Attorney

18
19 By: /s/
20 MANU PRADHAN
21 Deputy City Attorney
22 n:\legana\as2021\2200099\01569303.docx

REVISED LEGISLATIVE DIGEST

(12/7/2021, Amended in Board)

[Park Code - Discounts For Veterans]

Ordinance amending the Park Code to reduce or eliminate fees for admission to and use of certain facilities on park property for veterans and active members of the United States Armed Forces who reside in San Francisco; and expanding said discounts to all veterans and active members upon certification of funds by the Controller.

Existing Law

The fees for the use of various park facilities are set in the Park Code.

Amendments to Current Law

The ordinance would reduce or eliminate certain fees for veterans and active duty members of the United States Armed Forces. Such persons would receive a 50% discount on cabins, tent sites, and day use at Camp Mather; a complete waiver of the hourly rates for weddings; a 50% discount on tennis court reservations at the Golden Gate Park Tennis Center; and a complete waiver of admission fees at the Japanese Tea Garden, the Botanical Garden, the Conservatory of Flowers, and swimming pools.

Initially, these discounts would be limited to veterans and active duty members who are also residents of the City and County of San Francisco. Upon the Controller certifying that the Board of Supervisors has appropriated funds to cover one year's worth of discounts for all veterans and active members regardless of residency, the discounts would be expanded automatically.

Background

This version of the legislative digest reflects an amendment to limit the discount program to resident veterans, until such time as the Board of Supervisors has adopted an ordinance to begin funding discounts for non-resident veterans.

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Item 10 File 21-1095	Department: Recreation & Parks
EXECUTIVE SUMMARY	
<p>Legislative Objectives</p> <ul style="list-style-type: none"> • The proposed ordinance would reduce or waive fees for certain Recreation and Parks facilities for veterans, which are defined in the legislation as active and veteran members of the armed services. <p>Key Points</p> <ul style="list-style-type: none"> • According to federal agency statistics, 3.4% of the City’s adult population would be eligible for reduced Recreation and Parks fees, as well as 6.0% of the statewide population and 8.0% of the nationwide population. Since we do not know the number of resident and tourist veterans that visit Recreation and Park facilities, we applied the range of the eligible population to Recreation and Parks fees that are subject of the proposed ordinance. <p>Fiscal Impact</p> <ul style="list-style-type: none"> • We estimate that the proposed ordinance would reduce fee revenues by between \$321,821 and \$757,225 annually, depending on the share of the veteran population that visits Recreation and Parks facilities. • According to Recreation and Parks staff, nearly all fee reductions would reduce the Department’s General Fund revenues. <p>Policy Consideration</p> <ul style="list-style-type: none"> • The reduced fees would apply to all such veterans, regardless of whether they are a resident of San Francisco. Recreation and Parks Department staff report that limiting the proposed fee reductions to San Francisco residents would reduce the annual General Fund revenue loss, but by how much is uncertain. <p>Recommendation</p> <ul style="list-style-type: none"> • Because the proposed ordinance reduces Recreation and Parks revenues outside of the annual budget process, we consider approval to be a policy matter for the Board of Supervisors. 	

MANDATE STATEMENT

City Charter Section 2.105 states that all legislative acts shall be by ordinance or resolution, approved by a majority of the members of the Board of Supervisors.

BACKGROUND

Article 12 of the Park Code provides for fees to various Recreation and Parks facilities. According to Department staff, facilities fees are generally part of the Department’s General Fund revenues, which are budgeted at \$134,129,546 in FY 2021-22 and \$130,458,891 in FY 2022-23 in the current annual appropriation ordinance.

DETAILS OF PROPOSED LEGISLATION

The proposed ordinance would reduce or waive fees for certain Recreation and Parks facilities for veterans, which are defined in the legislation as active and veteran members of the armed services. In particular, the proposed ordinance would make the following changes to the Recreation and Park Fees:

Exhibit 1: Proposed Fee Reductions

Fees	Discount
Camp Mather Cabin & Tent Rental and Day Use	50%
Japanese Tea Garden Admission	100%
Coit Tower Admission	100%
Conservatory of Flowers Admission	100%
Aquatic Facility Admission	100%
Golden Gate Park Tennis Center Hourly Fees	50%
Botanical Gardens	100%
Hourly Rates for Weddings	100%

Source: Proposed Ordinance

Eligible Population

To estimate impact of the proposed fee reductions, we consulted federal agency statistics to determine the share of the local, state, and nationwide population that is actively serving or has previously served in the armed forces. Exhibit 2 below shows the 2019 statistics.

Exhibit 2: 2019 Active Duty and Veteran Service Members Proportion of Population

	United States	California	San Francisco
Veteran	7.3%	5.2%	3.1%
Active	0.5%	0.5%	0.0%
Reserve	0.2%	0.3%	0.3%
Total	8.0%	6.0%	3.4%

Sources: BLA Analysis of 2019 Five-Year American Community Survey, Table B21001 (U.S. Census Bureau) and September 2019 Military and Civilian Personnel by Service/Agency (U.S. Department of Defense)

Note: San Francisco values for active are assumed to be zero and reserve value is assumed to be consistent with the statewide statistic. All values are relative to the 2019 adult population.

As shown above, under the proposed ordinance, 3.4% of the City's adult population would be eligible for reduced Recreation and Parks fees, as well as 6.0% of the statewide population and 8.0% of the nationwide population. Since we do not know the number of resident and tourist veterans that visit Recreation and Park facilities, we applied the range of the eligible population to Recreation and Parks fees that are subject of the proposed ordinance.

FISCAL IMPACT

We estimate that the proposed ordinance would reduce fee revenues by between \$321,821 and \$757,225 annually. Exhibit 3 below shows the composition of the estimated revenue loss.

Exhibit 3: Estimated Annual Revenue Loss

Fee	FY 2018-19 Revenue	Low Scenario	High Scenario
Japanese Tea Garden	\$4,282,127	(\$145,592)	(\$342,570)
Camp Mather	\$1,383,569	(\$23,521)	(\$55,343)
Botanical Garden	\$1,261,341	(\$42,886)	(\$100,907)
Coit Tower	\$1,132,655	(\$38,510)	(\$90,612)
Conservatory of Flowers	\$1,047,000	(\$35,598)	(\$83,760)
Tennis*	\$750,000	(\$12,750)	(\$30,000)
Aquatics	\$637,907	(\$21,689)	(\$51,033)
Weddings	\$50,000	(\$1,275)	(\$3,000)
Total	\$10,544,599	(\$321,821)	(\$757,225)

Source: BLA analysis; Recreation and Parks Department analysis

Note: Only 5% of tennis fees paid to the Golden Gate Park Tennis Center operator are collected by the Recreation and Parks Department; 95% of those fees are retained by the facility operator.

Given the uncertainty of veteran visitors to the Recreation and Park facilities, Exhibit 3 provides a range of estimated revenue loss using FY 2018-19 fee revenue. The Low Scenario assumes 3.4% of visitors are eligible for reduced fees, based on the San Francisco veteran, active, and reserve population noted in Exhibit 1. The High Scenario assumes 8% of visitors are eligible, based on the

nationwide veteran, active, and reserve population noted in Exhibit 1. The analysis does not account for changes in facility usage due to reduced fees or discounts for group reservations that may be applied to non-veterans (such as Camp Mather and Golden Gate Park Tennis Center group reservations).

According to Recreation and Parks staff, nearly all fee reductions would reduce the Department's General Fund revenues. The Department collects 5% of the fees paid to the Tennis Center operator, with the remaining 95% of those fees retained by the facility operator.

Because the proposed ordinance reduces Recreation and Parks revenues outside of the budget process, we consider approval to be a policy matter for the Board of Supervisors.

POLICY CONSIDERATION

The reduced fees would apply to all such veterans, regardless of whether they are a resident of San Francisco. Recreation and Parks Department staff report that limiting the proposed fee reductions to San Francisco residents would reduce the annual General Fund revenue loss, but by how much is uncertain.

RECOMMENDATION

Because the proposed ordinance reduces Recreation and Parks revenues outside of the annual budget process, we consider approval to be a policy matter for the Board of Supervisors.

BOARD of SUPERVISORS



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MEMORANDUM

TO: Phil Ginsburg, General Manager, Recreation and Parks Department
Ben Rosenfield, City Controller, Office of the Controller

FROM: Brent Jalipa, Assistant Clerk
Budget and Finance Committee

DATE: October 25, 2021

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Budget and Finance Committee has received the following proposed legislation, introduced by Supervisor Gordon Mar:

File No. 211095

Ordinance amending the Park Code to reduce or eliminate fees for admission to and use of certain facilities on park property for veterans and active members of the United States Armed Forces.

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: brent.jalipa@sfgov.org.

c: Sarah Madland, Recreation and Parks Department
Todd Rydstrom, Office of the Controller

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor inquiries"
- 5. City Attorney Request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Subject:

The text is listed:

Signature of Sponsoring Supervisor:

For Clerk's Use Only