

1 [Food Service -- Application and Permit Fees]

2 AMENDING PART III OF THE SAN FRANCISCO MUNICIPAL CODE (BUSINESS AND TAX
3 REGULATION CODE) BY AMENDING SECTION 249.11 TO REVISE PERMIT FEES FOR
4 TEMPORARY FOOD OPERATIONS AT SPECIAL EVENTS; AMENDING PART II OF THE
5 SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 806 TO
6 REVISE DEPARTMENT OF PUBLIC HEALTH PERMIT FEES FOR FOOD OPERATIONS AT
7 STREET FAIRS; AMENDING PART II OF THE SAN FRANCISCO MUNICIPAL CODE
8 (HEALTH CODE) BY AMENDING SECTIONS 451 AND 452, TO REORGANIZE THE
9 SECTION ON APPLYING FOR PERMITS TO OPERATE A FOOD ESTABLISHMENT,
10 MODIFY THE DEFINITION OF "SPECIAL EVENTS," CHANGE THE DEADLINE FOR
11 APPLICATIONS FOR TEMPORARY FOOD PERMITS FOR SPECIAL EVENTS; AND
12 IMPOSE AN EXTRA FEE FOR LATE APPLICATIONS FOR TEMPORARY PERMITS.

13 Note: Additions are underlined; deletions are in ((double parentheses)).

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

16
17 Section 1. Article 2, Section 249.11, of the San Francisco Business and Tax Regulation
18 Code is hereby amended to read as follows:

19
20 **SEC. 249.11. TEMPORARY PERMITS; FEES.**

21 (a) Temporary permits will be granted by the Department of Public Health to operate
22 establishments under Section 248 - Food Product and Marketing Establishments and Section
23 249.1 - Food Preparation and Service Establishments for a fee of \$63, which will be effective
24 for a period of one to 45 days.

1 (b) Business concerns whose regular sales activities concern products or
2 commodities other than food, but sell or give away food periodically for sales promotion
3 purposes shall obtain a temporary permit prescribed by this Section.

4 (c) Temporary permits will be granted by the Department of Public Health to operate
5 special events referred to in Sections 451(i) and 452((b))) of the San Francisco Health Code
6 upon payment of ((\$25 per individual purveyor and/or operation for the first day, and \$10 each
7 day per individual purveyor and/or operation thereafter. A \$50 filing fee will be charged to the
8 organizer of the special event or to each food vendor when no special event organizer
9 exists.)) fees listed as follows:

10 (1) Application fees for fiscal year 2000-01, per event:

11 (A) Event sponsor: \$100;

12 (B) Food operator, \$20, where all food sold or distributed and the method
13 of processing the food is considered to be low in potential hazard by
14 the Department of Public Health;

15 (C) Food operator, \$46, where any food sold or distributed or the method
16 of processing the food is considered to be high in potential hazard by
17 the Department of Public Health;

18 (2) Permit Fees for fiscal year 2000-01, per location:

19 (A) \$35 for up to two days, and \$10 for each additional day, where all
20 food sold or distributed and the method of processing the food is
21 considered to be low in potential hazard by the Department of Public
22 Health;

23 (B) \$60 for up to two days, and \$20 for each additional day, where any
24 food sold or distributed or the method of processing the food is
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1 considered to be high in potential hazard by the Department of Public
2 Health.

3 (3) Application and permit fees for fiscal years subsequent to 2000-01 shall be
4 increased by three percent each year over those charged the previous fiscal
5 year. Each year, the Controller shall review the fees which would be
6 charged in the next fiscal year and shall file a report with the Board of
7 Supervisors no later than May 15th which may be accompanied by a
8 proposed ordinance readjusting the next year's fee rates only if the proposed
9 ordinance is necessary to ensure that (A) the fees produce sufficient revenue
10 to support the costs of providing the services for which each fee is assessed,
11 and (B) the fees do not produce revenue which is significantly more than the
12 costs of providing the services for which each fee is assessed.

13
14 Section 2. Article 21, Section 806 of the San Francisco Traffic Code is hereby
15 amended to read as follows:

16
17 **SEC. 806. TEMPORARY USE OF STREETS FOR STREET FAIRS.**

18 (a) **Definitions.** For the purpose of this Section, the following definitions shall apply:

19 (1) "Director" means the Director of the Department of Parking and Traffic or his or her
20 designee.

21 (2) To "issue" a permit is to deliver to an applicant for a street fair permit written
22 permission to sponsor or hold a street fair at a specified date and location.

23 (3) "Sponsor" means that organization responsible for organizing a street fair and
24 authorized to represent the street fair before City agencies and officials.
25

1 (4) A "street fair" means a social or community event, not including an athletic event or
2 parade, in which any group of persons convene to celebrate their community or neighborhood
3 on any street in the City and County of San Francisco which event obstructs or interferes with
4 the normal flow of vehicular traffic.

5 (b) **Applying for Temporary Use of Street for Street Fair.** Notwithstanding any other
6 provisions of the Administrative Code of the City and County of San Francisco, the regulation
7 of street fairs, including the processes for obtaining permits from the City for conducting these
8 street fairs and the payment of associated fees to the City, shall be governed by Section 806.
9 In order to provide for the safe, orderly and cost-effective conduct of street fairs, any
10 organization seeking permission for the temporary use of a street for the purpose of
11 conducting a street fair shall file an application with the Director no later than 90 days prior to
12 the proposed date for the event. Applications shall be submitted on forms prepared by the
13 Director after conferring with the appropriate representatives from the Police Department, Fire
14 Department, Department of Public Health, the Municipal Railway, the Department of Public
15 Works and the Department of Parking and Traffic. At the time of filing an application under this
16 Section, the sponsoring organization shall also file a \$80 application fee.

17 (c) **Timeliness of Applications.** No person submitting an application after the
18 deadlines set forth in this ordinance shall be granted permission to conduct a street fair in the
19 corresponding period unless the person demonstrates to the satisfaction of the Director that
20 the failure to submit a timely application was justified by extraordinary circumstances;
21 provided, however, that in no event shall an applicant be permitted to file an application less
22 than 60 days prior to the proposed date for the event. A late fee of \$80 shall be assessed for
23 untimely filed applications.

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1 (d) **Review of Application.**

2 (1) Upon receiving an application for permission for the temporary use of a street for
3 purposes of conducting a street fair, the Director shall review the application to determine
4 whether the information required in the application has been provided. If the Director
5 determines that the applicant has failed to provide the information required, the Director shall,
6 within five business days of receiving the application, notify the applicant of what additional
7 information is required. If the applicant fails to provide the additional information required
8 within five business days of notification by the Director, the applicant's application shall be
9 deemed to be untimely filed; provided, however, that upon good cause shown the Director
10 may extend this five-day period. Except as provided in Subsection (2) of this Section, the
11 Director shall transmit the completed application to ISCOTT.

12 (2) If, upon reviewing the application, the Director determines that the proposed street
13 fair will be contained within one block in such a manner that no intersections will be closed,
14 and that the proposed street fair will not require the rerouting of Municipal Railway vehicles,
15 the Director may grant the street fair permit without referring the application to ISCOTT,
16 provided however that the Director shall transmit copies of the applications to the constituent
17 members of ISCOTT for informational purposes. The Director will calculate the fee to be
18 charged to the sponsor using the same schedule and in the same manner as prescribed in
19 Subsection (f) of this Section. If such a street fair will include the sale of food or beverages,
20 the appropriate permits shall be obtained from the Department of Public Health no later than
21 14 days prior to the date of the event. If such a street fair will include the use of propane or
22 butane (liquefied petroleum gas), open flames, pyrotechnics and fireworks, or tent or
23 membrane structure, the appropriate permits shall be obtained from the Fire Department no
24 later than 10 days prior to the date of the event.

1 (e) **Review by ISCOTT; Recommendation.** Except as provided in Subsection (d)(2)
2 of this Section, no later than 60 days prior to the proposed date of the street fair, ISCOTT
3 shall review the application and shall recommend that the Director grant, deny, or grant with
4 conditions the application for a permit. The Director may accept or reject the recommendation
5 of ISCOTT, and may grant, deny or grant with conditions the application for a permit. Upon
6 granting permission to conduct a street fair, the Director shall cause all necessary permits to
7 be issued to the sponsor of the street fair. If the Director denies permission to conduct the
8 street fair, the Director shall state in writing his or her reasons for the denial.

9 (f) **Fee.** No later than 60 days prior to the proposed date of the street fair and in
10 consultation with other City departments, ISCOTT shall determine the fee to be charged for
11 the permit pursuant to the schedule below. No other fee for conducting a street fair shall be
12 required or assessed. All fees paid by the sponsors for street fair permits shall be deposited
13 in the general fund. The fee shall be based on the actual costs to the City of temporarily
14 closing the street for the street fair, pursuant to the following fee schedule:

15 (1) Fire Department:

16 (A) Application fee: \$129.00

17 (B) Inspection fee—Food vendors using propane, butane, charcoal briquettes or
18 open flame:

19 (i) First Day of Street Fair:

20 1 to 10 food vendors: \$163.28

21 11 to 20 food vendors: \$326.56

22 21 to 30 food vendors: \$489.84

23 31 food vendors and over: \$652.92

24 (ii) Each Consecutive Day of Street Fair:

25 1 to 20 food vendors: \$163.28

1 21 food vendors and over: \$326.56

2 (C) LPG heaters: \$163.28 and \$40.82 for each hour after four hours of service.

3 Whenever an LPG heater is used in a tent where a public assembly event
4 is held, one inspector shall be on duty during the duration of the operation
5 of the heater, pursuant to Section 2501.18.1 of the Municipal Fire Code.

6 (D) Tents or membrane structures:

7 Permit fee: \$146.00

8 (E) Fireworks or pyrotechnics:

9 Permit fee: \$90.00

10 (2) Department of Public Health:

11 Application and permit fees((: \$50.00 application fee payable by sponsor or,
12 where no sponsor, by individual vendor)) payable to the Department of Public Health
13 under this section shall be the same as those charged for temporary food permits for
14 special events as governed by section 249.11 of the Business and Tax Regulation
15 Code.

16 ((Permit fee: \$25.00 per booth selling food or beverages (first day) \$10.00 per
17 booth selling food or beverages (each day after first day)))

18 (3) Municipal Railway fee:

19 \$6.00 per electrically powered vehicle hour per line affected, where "vehicle
20 hour" means the number of hours each coach on a line is in operation
21 during the day of the event.

22 (4) Police Department:

23 40 percent of the projected Police Department costs incurred by reason of the
24 street fair; provided, that this fee shall not exceed \$2,500. ISCOTT shall
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1 waive all or part of this fee upon a showing that the sponsors of the event
2 are unable to pay the full fee.

3 If the Director grants the application for a permit, he or she shall transmit to the sponsor
4 an invoice for the fee. The sponsor of the street fair shall make full payment of the fee no
5 later than 10 days prior to the date of the event.

6 (g) **Insurance.** Street fair sponsors shall be required to file with the Director proof of the
7 insurance required by Section 807(((1)))(L) no later than the Thursday before the date of the
8 street fair.

9 (h) **Conditions.** In addition to any other conditions imposed by the Director, any street fair
10 conducted pursuant to this Article shall be subject to the conditions set forth in Section 807.

11 (i) **Appeals.** Any appeal from the denial of the issuance of a permit to conduct a street fair,
12 from the imposition of conditions on the issuance of a permit, or the determination or refund of
13 fees shall be to the Board of Supervisors. Such appeal shall be made by filing with the Clerk
14 of the Board, on a form provided by the Clerk of the Board, within 10 days of the Director's
15 approval or disapproval or the determination or refund of fees. The Board may establish a fee
16 to be imposed upon the filing of any such appeal. Upon receipt, the Clerk shall set a time and
17 place for hearing such appeal by the Board of Supervisors, which shall be at its next regular
18 meeting in conformance with public notice requirements.

19 At the appeal hearing, the appellant and Director shall have an opportunity to present
20 oral testimony and written materials in support of their positions. Upon hearing the appeal,
21 and after any further investigation which the Board may request, the Board may affirm,
22 reverse, or modify the Director's decision on the issue appealed.

23 (j) **Notice.** The Director shall transmit copies of the granting of permission to conduct a
24 street fair to the Chief of Police, the Chief of the Fire Department, the General Manager of the
25 Municipal Railway, the Director of Public Works, the Director of the Environmental Health

1 Section ((Bureau of Environmental Health Services)) of the Department of Public Health and
2 the Superintendent of Emergency Hospital Service of the Department of Public Health.

3 (k) **Authorization to Sell Goods; Unauthorized Sales.** The sponsor of a street fair shall
4 determine which individuals or organizations may sell goods or merchandise on a street that
5 has been closed for the purposes of conducting a street fair, provided, however, that such
6 authorization shall not be withheld on the basis of the race, sex, religion, creed, national origin
7 or sexual orientation of the person seeking such authorization. Individuals seeking to sell
8 goods or merchandise in a street that has been closed for the purpose of a street fair without
9 the authorization of a sponsor may be cited for violating San Francisco Police Code Section
10 869 (peddling without a permit). Nothing in this Section shall be construed to deprive the
11 Department of Public Health of its authority to determine that foods or beverages may be sold.

12 (l) **Refund of Fees.** If for any reason a sponsor cancels a proposed street fair, the
13 sponsor shall be entitled to a refund of that portion of the fees paid, other than application
14 fees, representing the costs saved by City departments by reason of the cancellation of the
15 street fair.

16 (m) **Annual Reports.** No later than December 1st of each year, the Chief of Police and
17 the Director or their designees shall provide to the Board of Supervisors written reports setting
18 forth in detail the Police Department and Parking and Traffic Department costs, respectively,
19 associated with street fairs for that year.

20 (n) **City Undertaking Limited to Promotion of General Welfare.** In undertaking the
21 adoption and enforcement of this Section, the City is assuming an undertaking only to
22 promote the general welfare. It is not assuming, nor is it imposing on its officers or
23 employees, an obligation for breach of which the City is liable in money damages to any
24 person who claims that such breach proximately caused injury.
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1 **Severability.** If any part of this Section, or the application thereof, is held to be invalid, the
2 remainder of this ordinance shall not be affected thereby, and this ordinance shall otherwise
3 continue in full force and effect. To this end, the provisions of this ordinance, and each of
4 them, is severable.

5
6 Section 3. Section 451 of the San Francisco Health Code is hereby amended to read
7 as follows:

8
9 **SEC. 451. FOOD PREPARATION AND SERVICE ESTABLISHMENT.**

10 (a) "Food preparation and service establishment" as defined in this Section shall mean
11 and include any restaurant, itinerant restaurant, guest house, boardinghouse, special events,
12 school food concessions, bar or tavern, take-out establishment, fast food establishment,
13 catering facility, temporary facility, food demonstration, commissary, pushcart, stadium
14 concession, vending machine, bed and breakfast establishment, private school cafeteria, and
15 hospital kitchen, as those terms are defined herein.

16 (b) "Restaurant" means any coffee shop, cafeteria, short-order cafe, luncheonette,
17 cocktail lounge, sandwich stand, soda fountain, public school cafeteria or eating
18 establishment, in-plant or employee eating establishment and any other eating establishment,
19 organization, club, including Veterans' Club, boardinghouse, bed and breakfast
20 establishments, guest house, caterer, which gives, sells or offers for sale, food to the public,
21 guests, patrons, or employees as well as kitchens or other food preparation areas in which
22 food is prepared on the premises for serving or consumption on or off the premises, and
23 requires no further preparation and also includes manufacturers of perishable food products
24 that prepare food on the premises for sale directly to the public. The term "restaurant" shall
25 not include itinerant restaurants, cooperative arrangements made by employees who

1 purchase food or beverages for their own consumption and where no employee is assigned
2 full time to care for or operate equipment used in such arrangement, or private homes; nor
3 shall the term "restaurant" include churches, church societies, private clubs or other nonprofit
4 associations of a religious, philanthropic, civic improvement, social, political, or educational
5 nature, which purchase food, food products, or beverages, or which receive donations of food,
6 food products, or beverages for service without charge to their members, or for service or sale
7 at a reasonable charge to their members or to the general public at occasional fundraising
8 events, for consumption on or off the premises at which the food, food products, or beverages
9 are served or sold, if the service or sale of such food, food products or beverages does not
10 constitute a primary purpose or function of the club or association, and if no employee or
11 member is assigned full-time to care for or operate equipment used in such arrangements.

12 (c) "Itinerant restaurant" means any restaurant, operating from temporary facility, cart
13 or vehicle, except those peddler wagons used for peddling as defined in Section 132(a) and
14 (b) of Part III of the San Francisco Municipal Code, serving, offering for sale, selling or giving
15 away food or beverage, and includes, but is not limited to, facility or vehicle where only
16 wrapped sandwiches or other wrapped and packaged, ready-to-eat foods are served, and any
17 mobile unit on which food is prepared and served.

18 (d) "Guest house" means any building or portion thereof occupied or intended,
19 arranged, or designed for occupation by 35 or more guests where sleeping rooms and meals
20 are provided to the guests for compensation and shall include "guest house," "residence
21 club," "lodge," "dormitory," "residence cooperative" and any of its variants.

22 (e) "Boardinghouse" shall mean any building or portion thereof occupied or intended,
23 arranged or designed for occupation by six or more but less than 35 guests where sleeping
24 rooms and meals are provided to the guests for compensation and includes all private
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1 institutional type homes where inspection is made by the San Francisco Department of Public
2 Health.

3 (f) The term "owner" or "owners" as used herein, shall mean those persons,
4 partnerships, or corporations who are financially interested in the operation of a food
5 preparation and service establishment.

6 (g) An "operator" as used herein shall mean any person engaged in the dispensing of
7 or in assisting in the preparation of food, or a person otherwise employed in a food
8 preparation and service establishment.

9 (h) "Director" as used herein, shall mean the "Director of Public Health of the City and
10 County of San Francisco," and "Inspectors" shall mean the "Inspectors of the Department of
11 Public Health," administered by said Director. The Director shall be responsible for the
12 administration and enforcement of Sections 451 to 454, inclusive, of this Article and the rules
13 and regulations relating thereto. The Director shall, after a public hearing, prescribe the rules
14 and regulations relating thereto. Said rules and regulations shall be issued in pamphlet form.
15 All such food preparation and service establishments shall be operated, conducted and
16 maintained in accordance therewith.

17 (((i) "Special events" means any organized collection of food purveyors operating
18 individually or as a group from within temporary facilities for a maximum 25 days within a 90-
19 day period upon private or public property.))

20 (i) "Special events" means any organized collection of food purveyors operating
21 individually or collaboratively out of approved temporary or mobile food facilities at a fixed
22 location for a period of time not to exceed 25 days in a 90-day period in conjunction with a
23 single, weekly, or monthly community event as defined in the California Health and Safety
24 Code Section 113895(b).

1 (j) "School food concessions" means any food preparation, food service or food
2 products intended for consumption by students attending or participating in activities within a
3 school facility.

4 (k) "Bar or tavern" shall mean any food preparation and service establishment which
5 primarily prepares and/or serves alcoholic beverages.

6 (l) "Take-out establishment" shall mean any food preparation and service
7 establishment which primarily prepares food for consumption off premises.

8 (m) "Catering facility" shall mean any food preparation and service establishment
9 which prepares food on a contractual basis within a fixed location for service at another
10 location.

11 (n) "Temporary facility" shall mean any food preparation and service facility operating
12 out of temporary facilities approved by the Director of Public Health at a fixed location for a
13 period of time not to exceed 25 days in any 90-day period in conjunction with a single event or
14 celebration.

15 (o) "Food demonstrations" shall mean any food preparation and/or service facility
16 operating out of temporary facilities approved by the Director of Public Health for a period of
17 time not to exceed seven consecutive days for purposes of demonstrating food preparation or
18 equipment.

19 (p) "Commissary" shall mean any food establishment in which food, containers,
20 equipment, or supplies are stored or handled for use in vehicles, mobile food preparation
21 units, food carts, or vending machines.

22 (q) "Stadium concession" shall mean any food preparation and/or service facility
23 operating within a stadium, arena, or auditorium with a seating capacity of 25,000 or more.

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1 (r) "Vending machine" shall mean any self-service device, which upon insertion of
2 money or tokens, dispenses food without the necessity of replenishing the device between
3 each vending operation.

4 (s) "Private school cafeteria" shall mean any food preparation and service facility
5 serving food to faculty and/or students of a school not operated by the San Francisco Unified
6 School District.

7 (t) "Hospital kitchen" shall mean any food preparation and service facility operating
8 within a hospital that serves food to patients, staff, or the general public.

9 (u) "Bed and breakfast establishment" shall mean a "restricted food service transient
10 occupancy establishment" as defined in Health and Safety Code Section ((27535.5)) 113870.

11
12 Section 4. Section 452 of the San Francisco Health Code is hereby amended to read
13 as follows:

14
15 **SEC. 452. APPLICATIONS FOR PERMITS; DENIALS; APPEALS; TEMPORARY**
16 **PERMITS. ((, ETC.))**

17 (a) It shall be unlawful to maintain or operate a food preparation and service
18 establishment within the City and County of San Francisco without having first obtained a
19 permit therefor issued and signed by the Department of Public Health. Any person,
20 partnership or corporation shall, before opening or operating a food preparation and service
21 establishment in the City and County of San Francisco, make an application for a permit in the
22 manner and upon a form provided by the Director, giving the information and particulars
23 required by the Director.

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1 **(b)** If the applicant for any permit under this Section ((be)) is a corporation or other
2 business entity, the application shall contain the names of its principal officers and such other
3 particulars as the Director may require.

4 **(c)** Before granting the permit, the Director shall investigate the facts stated in the
5 application and examine the premises to which the permit shall apply to assure that the
6 applicant is, or will be, in compliance with the laws, rules and regulations pertaining to the
7 proper operation of a food preparation and service establishment, including the California
8 Uniform Retail Food Facilities Law and the Health Code of the City and County of San
9 Francisco. If the Director determines from its investigation and examination of the premises
10 that the applicant is not in compliance with any or all of the laws, rules and regulations
11 pertaining to the proper operation of a food preparation and service establishment prior to the
12 issuance of a permit, the Director shall allow the applicant a reasonable time within which to
13 comply. The applicant's refusal or neglect to comply in a timely fashion shall be sufficient
14 cause for the Director to deny the application.

15 **(d)** Any denial of an application for permit under this section shall be subject to an
16 appeal to the Board of Appeals.

17 **(e)** The permit (1) shall set forth the commercial uses permitted and shall be valid until
18 suspended or revoked; ((. Said permit)) (2) shall not be transferable and shall be deemed
19 revoked upon sale, transfer or assignment of the commercial uses for which the permit was
20 issued((.)); and (3) shall at all times be displayed on the premises.

21 **(f)** The permit may at any time be suspended or revoked for cause after a hearing by
22 the Department of Public Health. Any determination of suspension or revocation of a permit
23 for cause after a hearing shall be subject to appeal to the Board of Appeals. Upon
24 suspension or revocation, the premises for which the permit was issued shall be posted with
25 the order of the Department.

1 ((If it be determined from said investigation and examination of the premises aforesaid
2 that the applicant has not complied with any or all of the laws, rules and regulations pertaining
3 thereto, and particularly the Health and Sanitary Laws and Regulations of the City and County
4 of San Francisco, he shall be allowed a reasonable time within which to so comply therewith
5 and his refusal or neglect to so comply shall be sufficient cause for denying the application.

6 Any denial of any such application or suspension or revocation of any permit shall be
7 subject to an appeal to the Board of Appeals. Said permit shall at all times be displayed on
8 the premises. It shall be unlawful to maintain or operate a food preparation and service
9 establishment within the City and County of San Francisco without having first obtained a
10 permit issued and signed by the Department of Public Health to do so.))

11 (g) Applications for temporary permits to operate special events shall be submitted ((at
12 least two weeks)) no later than fourteen (14) calendar days prior to the commencement of the
13 event ((and)) along with the applicable filing fees listed in Section 249.11(c) of the Business
14 and Tax Regulation Code of the City and County of San Francisco. ((Part III, San Francisco
15 Municipal Code shall be collected not later than one week prior to the commencement of the
16 event.)) If the application and/or filing fees are submitted less than fourteen (14) calendar
17 days prior to the commencement of the event, the applicant shall pay an additional fifty
18 percent (50%) of the filing fee as a late charge before the application can be processed or
19 approved. Applications and/or fees (including any late charges) which are submitted seven
20 (7) calendar days or less prior to the commencement of the event cannot be processed.

21
22 Section 5. CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL
23 WELFARE. In undertaking the adoption and enforcement of this ordinance, the City and
24 County is assuming an undertaking only to promote the general welfare. It is not assuming,
25


1 nor is it imposing on its officers and employees, an obligation for breach of which it is liable in
2 money damages to any person who claims that such breach proximately caused injury.

3
4 Section 6. SEVERABILITY. If any part of this ordinance, or the application thereof to
5 any person or circumstance, is held invalid, the remainder of this ordinance, including the
6 application of such part or provision to other persons or circumstances, shall not be affected
7 thereby and shall continue in full force and effect. To this end, provisions of this ordinance are
8 severable.

9
10 APPROVED AS TO FORM:

11 LOUISE H. RENNE, City Attorney

12
13 By:


14 Gregory M. Abrams
15 Deputy City Attorney

16 RECOMMENDED:

17 HEALTH COMMISSION

18
19 BY:


20 SANDY OUYE MORI
21 Health Commission


22 MITCHELL KATZ, M.D.
23 Director of Health

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25 N:\HEALTH\DPH\BOARD\ORDINANCE\foodtot4.ord



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 000424

Date Passed:

Ordinance amending Part III of the San Francisco Municipal Code (Business and Tax Regulation Code) by amending Section 249.11 to revise permit fees for temporary food operations at special events; amending Part II of the San Francisco Municipal Code (Traffic Code) by amending Section 806 to revise Department of Public Health permit fees for food operations at street fairs; amending Part II of the Municipal Code (Health Code) by amending Sections 451 and 452, to reorganize the section on applying for permits to operate a food establishment, modify the definition of "special events," change the deadline for applications for temporary food permits for special events; and impose an extra fee for late applications for temporary permits.

April 24, 2000 Board of Supervisors — PASSED ON FIRST READING

Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Noes: 1 - Becerril

Absent: 1 - Katz

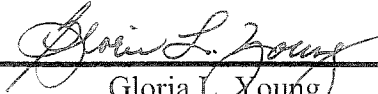
May 1, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Yaki,
Yee

Absent: 2 - Katz, Teng

File No. 000424

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on May 1, 2000 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

MAY 12 2000

Date Approved



Mayor Willie L. Brown Jr.