

1 [Establishing Graffiti Violation Rewards and Clarifying Uses of Littering and Nuisance Reward
2 Fund Monies.]

3 **Ordinance amending the San Francisco Administrative Code by amending Section**
4 **10.100-234, the Public Works Littering and Nuisance Violation Reward Fund, to reward**
5 **persons who have provided information leading to the arrest and conviction of persons**
6 **under California Penal Code Sec. 594 for graffiti vandalism and to clarify uses of fund**
7 **where a reward is inapplicable or unclaimed.**

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9 Note: Additions are *single-underline italics Times New Roman*;
10 deletions are *strikethrough italics Times New Roman*.
11 Board amendment additions are double underlined.
12 Board amendment deletions are ~~strikethrough normal~~.

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

14 Section 1. Findings. The Board of Supervisors hereby finds and declares the following:

15 (a) That the defacement of public and private property throughout San Francisco
16 neighborhoods is a matter of local concern; and

17 (b) That graffiti or other inscribed material on public and private property constitutes a
18 nuisance to the City and County of San Francisco; and

19 (c) That the timely abatement of graffiti and other inscribed material from public and
20 private property benefits the public health, general welfare and safety of residents of the City
21 and County of San Francisco.

22 Section 2. The San Francisco Administrative Code is hereby amended by amending
23 Section 10.100-234, to read as follows:

24 **Sec. 10.100-234. PUBLIC WORKS LITTERING, ~~AND~~ NUISANCE AND GRAFFITI**
25 **VIOLATION REWARD FUND.**

1 (a) Establishment of Fund. The Public Works Littering, ~~and~~ Nuisance and Graffiti
2 Violation Reward Fund (the "Reward Fund") is established as a category five fund to receive
3 the administrative penalties authorized and collected pursuant to Police Code Section 37(c),
4 Health Code Sections 283.1, 287, and 600 and Public Works Section 174.2.

5 (b) Use of Fund. Monies in the fund shall be used exclusively by the Director of Public
6 Works ("Director") to reward citizens in the following manner:

7 (1) Any person or persons providing information that leads, in the judgment of
8 the Director, to the imposition of administrative penalties under Police Code Section 37(c),
9 Health Code Sections 283.1, 287, and 600, and Public Works Section 174.2, shall receive 100
10 percent of the administrative penalties collected through that information pursuant to any of
11 those sections, provided that the person or persons apply for the reward within 90 days of the
12 imposition of the penalty. Administrative penalties that are not collected as a result of information
13 provided by private persons, or not timely claimed for reward in accordance with this section, shall be
14 used by the Department of Public Works to defray administrative and clean-up costs associated with
15 litter and nuisance abatement and for any rewards specified in subparagraph (b)(2) of this Section.

16 (2) Any person or persons providing information that leads, in the judgment of the
17 Director, to the arrest and conviction of a person who defaces public or private property with graffiti
18 or other inscribed material in violation of California Penal Code Section 594(a)(1) shall receive \$500
19 from this Reward Fund, provided that the person or persons apply for the reward within 90 days of the
20 arrest and conviction.

21 APPROVED AS TO FORM:
22 DENNIS J. HERRERA, City Attorney

23 By: _____
24 ADINE K. VARAH
25 Deputy City Attorney