

1 [Administrative Code – Water Enterprise Environmental Enhancement Surcharge Fund]

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3 **Ordinance amending the San Francisco Administrative Code, Chapter 10, Article XIII, to**
4 **create the Public Utilities Water Enterprise Environmental Enhancement Surcharge**
5 **Fund.**

6 NOTE: Additions are *single-underline italics Times New Roman*;
7 deletions are *strike-through italics Times New Roman*.
8 Board amendment additions are double-underlined;
Board amendment deletions are ~~strikethrough normal~~.

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

10 Section 1. The San Francisco Administrative Code is hereby amended by adding
11 Section 10.100-224, to read as follows:

12 (a) Establishment of Fund. The Water Enterprise Environmental Enhancement Surcharge
13 Fund is established as a category eight fund for the purpose of receiving environmental enhancement
14 surcharge proceeds collected from water sales to retail and wholesale water customers by the San
15 Francisco Public Utilities Commission. Section 4.04.D of the July, 2009 "Water Supply Agreement
16 Between the City and County of San Francisco and Wholesale Customers in Alameda County, San
17 Mateo County and Santa Clara County" approved in San Francisco Public Utilities Commission
18 Resolution Number 09-0069 adopted on April 28, 2009 required the creation of a restricted reserve
19 fund for the use and administration of environmental enhancement surcharge proceeds as set forth in
20 subsections (b) and (c).

21 (b) Use of the Fund. Money received into the fund shall be used exclusively for specific
22 environmental restoration and enhancement measures for the Sierra and local watersheds. Specific
23 uses of Environmental Enhancement Surcharge Fund proceeds will be decided by consensus of the
24 General Managers of the San Francisco Public Utilities Commission and the Bay Area Water Supply
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1 and Conservation Agency following input from environmental stakeholders and other interested
2 members of the public.

3 (c) Administration of Fund. The fund shall be maintained from July 1, 2011 through
4 December 31, 2018. Any proceeds that remain in the fund as of December 31, 2018 shall be used to
5 complete projects previously approved under subsection (b). Upon completion of the identified
6 projects, the balance of any unexpended sums in the fund shall be distributed by the San Francisco
7 Public Utilities Commission to its retail water customers and to the Bay Area Water Supply and
8 Conservation Agency in proportion to the total amount of environmental enhancement surcharges
9 assessed to retail and wholesale water customers, respectively.

10 APPROVED AS TO FORM:
11 DENNIS J. HERRERA, City Attorney

12 By: 
13 JOSHUA MILSTEIN
14 Deputy City Attorney

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Mayor Edwin M. Lee
BOARD OF SUPERVISORS



City and County of San Francisco
Tails
Ordinance

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

File Number: 110579

Date Passed: June 14, 2011

Ordinance amending the San Francisco Administrative Code, Chapter 10, Article XIII, to create the Public Utilities Water Enterprise Environmental Enhancement Surcharge Fund.

May 19, 2011 Budget and Finance Committee - RECOMMENDED

June 07, 2011 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

June 14, 2011 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

File No. 110579

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 6/14/2011 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Edwin Lee

Date Approved