

1 [Waiver of Temporary Street Space Occupancy Fee - Street Tree Maintenance Activities -  
2 Greater Rincon Hill Association]

3 **Ordinance waiving the fee required by Public Works Code, Section 724.1, for temporary**  
4 **street space occupancy permits in connection with tree maintenance by the Greater**  
5 **Rincon Hill Association within the Greater Rincon Hill Community Benefit District, also**  
6 **known as the East Cut Community Benefit District, between September 1, 2018, and**  
7 **June 30, 2019.**

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

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

16 Section 1. Findings.

17 (a) In Resolution No. 299-15, the City and County of San Francisco (the "City")  
18 established a property-based business improvement district called the Greater Rincon Hill  
19 Community Benefit District (also known as the East Cut Community Benefit District) (the  
20 "District"). On December 29, 2015, the City and the Greater Rincon Hill Association, a  
21 nonprofit corporation acting as the owners' association of the District, entered into an  
22 agreement for the administration of the District, establishing certain responsibilities and  
23 requirements for the implementation, administration, and provision of the property-related  
24 services, improvements, and activities, to be funded by the assessments within the District.  
25 Among other responsibilities, the District uses assessment funds to provide street tree  
maintenance to supplement City services in the District.

1 (b) Public Works Code Section 724.1 requires that anyone who receives a permit  
2 for temporary street space occupancy for building construction operations or other purposes  
3 pay an associated fee to the City. The Greater Rincon Hill Association anticipates that it will  
4 need to obtain temporary street space occupancy permits in connection with its planned street  
5 tree pruning and maintenance activities in 2018 and 2019. To minimize the financial impact  
6 on the District from payment of these fees, this ordinance waives the application of the  
7 temporary street space occupancy fees in connection with these activities.

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9 Section 2. Fee Waiver. The temporary street occupancy permit fee required under  
10 Public Works Code Section 724.1 shall not apply to permits obtained by the Greater Rincon  
11 Hill Association to facilitate the maintenance, removal, or planting of street trees within the  
12 District between September 1, 2018, and June 30, 2019.

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14 Section 3. Effective Date; Retroactivity. This ordinance shall become effective 30 days  
15 after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns  
16 the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the  
17 Board of Supervisors overrides the Mayor's veto of the ordinance. The ordinance shall be  
18 retroactive to September 1, 2018.

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

23 By: \_\_\_\_\_  
24 JON GIVNER  
25 Deputy City Attorney

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