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REVISED LEGISLATIVE DIGEST
(Amended in Committee, 6/28/2023)

[Public Works, Administrative Codes - Curbside Shared Spaces Permit and License Fees]

Ordinance amending the Public Works and Administrative Code to eliminate permit fees for a Curbside Shared Spaces permit approved before June 30, 2024; amending the Administrative Code to increase the gross receipts threshold from \$2,000,000 to \$2,500,000 for reductions to annual Curbside Shared Spaces permit and license fees; and affirming the Planning Department's determination under the California Environmental Quality Act.

Existing Law

Under Administrative Code Sections 94A.10 and 94A.12, permit and annual license fees for Curbside Shared Spaces, including Curbside Shared Spaces permitted pursuant to the 18th Supplement to the Mayor's proclamation of a public emergency and related supplements, are due and payable on March 31, 2023. Businesses or individuals with annual gross receipts that do not exceed \$2,000,000 are eligible for a 50% reduction to the annual license fee. Public Works Code Section 2.1.1 sets forth the fee schedule for the Curbside Shared Spaces permit fees and annual license fees.

Amendments to Current Law

This ordinance would amend Public Works Code Section 2.1.1 and Administrative Code Sections 94A.10 and 94A.12 to waive permit fees for Curbside Shared Spaces permits approved before June 30, 2024. In addition to the temporary permit fee waiver, the ordinance would increase the gross receipts threshold to \$2,500,000 to qualify for the 50% reduction to the annual license and permit fees.

The operative provisions of this ordinance would be retroactive to March 31, 2023 should the effective date of the ordinance occur after March 31, 2023. If any fees that are waived by this ordinance have been collected prior to its effective date, the fees would be promptly refunded without interest, upon request of the payor of the fee.

Background Information

This ordinance reflects amendments made at the Budget and Appropriations Committee on June 28, 2023. Those amendments limited the permit fee waiver to one year, expiring on June 30, 2024.

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This ordinance also reflects previous amendments made at the Budget and Appropriations Committee on June 14, 2023. Those amendments clarified the refund procedures. Previous amendments on June 22, 2023 limited the permit fee waiver to two years, expiring on June 30, 2025, in addition to restoring the references to Curbside Shared Spaces permit fees that earlier versions of the ordinance (versions 1 and 2) had removed from the Public Works and Administrative Codes.

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