

FILE NO. 010060

ORDINANCE NO. 29-01

1 [Temporary moratorium on Rent Board processing or approval of landlord applications for
2 certification/passthrough of non-seismic capital improvement/rehabilitation/energy costs to tenants,
3 during the Superior Court's preliminary injunction staying implementation of November 2000
4 Proposition H.]

5 **Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and**
6 **Arbitration Ordinance" by adding a new Section 37.8C "Temporary Moratorium on Rent Board**
7 **processing or approval of landlord petitions for certification and passthrough of non-seismic**
8 **capital improvement, rehabilitation and energy conservation costs to tenants, during pendency of**
9 **the Superior Court's preliminary injunction staying implementation of November 2000**
10 **Proposition H."**

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

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

16 **Section 1.** Chapter 37 of the San Francisco Administrative Code is hereby amended by adding
17 Section 37.8C, to read as follows:

18 **Section 37.8C. TEMPORARY MORATORIUM ON RENT BOARD PROCESSING OR**
19 **APPROVAL OF LANDLORD PETITIONS FOR CERTIFICATION AND PASSTHROUGH OF**
20 **NON-SEISMIC CAPITAL IMPROVEMENT, REHABILITATION AND ENERGY**
21 **CONSERVATION COSTS TO TENANTS, DURING PENDENCY OF THE SUPERIOR COURT**
22 **PRELIMINARY INJUNCTION STAYING IMPLEMENTATION OF NOVEMBER 2000**
23 **PROPOSITION H.**
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1 The Board, Administrative Law Judges and other Board staff, are prohibited from processing or
2 approving landlord petitions for certification and passthrough of capital improvement, rehabilitation
3 and energy conservation costs to tenants, for a temporary moratorium period commencing on [the
4 effective date of this ordinance] and continuing until the San Francisco Superior Court dissolves its
5 preliminary injunction staying the implementation of November 2000 Proposition H (entered December
6 20, 2000, in Quigg v. City and County of San Francisco, et al., San Francisco Superior Court Case No.
7 316928), except that petitions which seek only certification and pass through of seismic retrofit
8 work shall not be affected by this moratorium. This moratorium ~~prohibiting processing or~~
9 approval applies to landlord petitions pending as of the effective date of this ordinance and to any
10 landlord petitions filed during the moratorium, whether based on Sections 37.3(a)(3), 37.7, and/or
11 37.8A, and/or 37.8B.

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15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17 By: Theodore R. Lakey
18 THEODORE R. LAKEY
19 Deputy City Attorney



City and County of San Francisco

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

Tails

Ordinance

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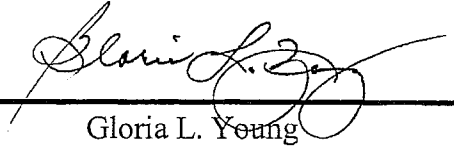
Date Passed:

Ordinance amending Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by adding a new Section 37.8C "Temporary Moratorium on Rent Board processing or approval of landlord petitions for certification and passthrough of non-seismic capital improvement, rehabilitation and energy conservation costs to tenants, during pendency of the Superior Court's preliminary injunction staying implementation of November 2000 Proposition H."

- February 12, 2001 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, McGoldrick, Leno, Peskin, Sandoval, Yee
Excused: 2 - Maxwell, Newsom
- February 12, 2001 Board of Supervisors — PASSED ON FIRST READING AS AMENDED
Ayes: 7 - Ammiano, Daly, Gonzalez, McGoldrick, Leno, Peskin, Sandoval
Noes: 2 - Hall, Yee
Excused: 2 - Maxwell, Newsom
- February 20, 2001 Board of Supervisors — FINALLY PASSED
Ayes: 8 - Ammiano, Daly, Gonzalez, Maxwell, McGoldrick, Leno, Peskin, Sandoval
Noes: 3 - Hall, Newsom, Yee

File No. 010060

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on February 20, 2001 by the Board of Supervisors of the City and County of San Francisco.



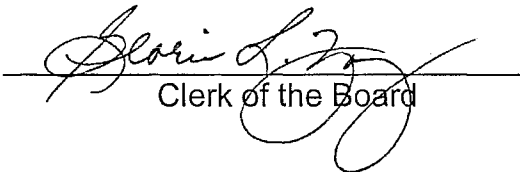
Gloria L. Young
Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.

March 2, 2001

I hereby certify that the foregoing ordinance, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.



Clerk of the Board

File No.
010060