

1 [Administrative Code - Requirements for Mills Act Applications]

2  
 3 **Ordinance amending the Administrative Code to allow applications for Mills Act**  
 4 **contracts for historic properties to be filed concurrently with applications for**  
 5 **designation of the same properties; and affirming the Planning Department's**  
 6 **determination under the California Environmental Quality Act.**

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

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

15 Section 1. Findings.

16 (a) Environmental Findings. The Planning Department has determined that the  
 17 actions contemplated in this ordinance comply with the California Environmental Quality Act  
 18 (California Public Resources Code Sections 21000 et seq.). Said determination is on file with  
 19 the Clerk of the Board of Supervisors in File No. 190391 and is incorporated herein by  
 20 reference. The Board affirms this determination.

21 (b) Referral to Historic Preservation Commission. On May 15, 2019, the Historic  
 22 Preservation Commission considered this ordinance, and thereafter submitted written  
 23 comment to the Board of Supervisors regarding the effects of the ordinance on historic  
 24 resources, as required by Charter Section 4.135. Said written comment is on file with the  
 25 Clerk of the Board of Supervisors in File No. 190391 and is incorporated herein by reference.

1 Section 2. The Administrative Code is hereby amended by revising Section 71.2, to  
2 read as follows:

3 SEC. 71.2. ELIGIBILITY.

4 (a) Qualified Historical Property. An owner, or an authorized agent of the owner, of a  
5 qualified historical property may apply for a historical property contract. For purposes of this  
6 Chapter 71, "qualified historical property" shall mean privately owned property that is not  
7 exempt from property taxation and that either has submitted a complete application for listing or  
8 designation, or has been listed or designated in one of the following ways on or before  
9 December 31 of the year before the application is made:

10 (1) Individually listed in the National Register of Historic Places or the California  
11 Register of Historical Resources;

12 (2) Listed as a contributor to a historic district included on the National Register  
13 of Historic Places or the California Register of Historical Resources;

14 (3) Designated as a City landmark pursuant to Planning Code Article 10;

15 (4) Designated as contributory to a historic district designated pursuant to  
16 Planning Code Article 10; or

17 (5) Designated as Significant (Categories I or II) or Contributory (Categories III  
18 or IV) pursuant to Planning Code Article 11.

19  
20 Section 3. Effective Date. This ordinance shall become effective 30 days after  
21 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
22 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
23 of Supervisors overrides the Mayor's veto of the ordinance.

1           Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
2 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
3 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
4 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
5 additions, and Board amendment deletions in accordance with the “Note” that appears under  
6 the official title of the ordinance.

7

8 APPROVED AS TO FORM:  
9 DENNIS J. HERRERA, City Attorney

10 By: \_\_\_\_\_  
11       ANDREA RUIZ-ESQUIDE  
12       Deputy City Attorney

13 n:\land\as2019\0900449\01351524.docx

14

15

16

17

18

19

20

21

22

23

24

25