

FILE NO. 050434

ORDINANCE NO. 90-05

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[Establishing Graffiti Violation Rewards and Clarifying Uses of Littering and Nuisance Reward Fund Monies.]

**Ordinance amending the San Francisco Administrative Code by amending Section 10.100-234, the Public Works Littering and Nuisance Violation Reward Fund, to reward persons who have provided information leading to the arrest and conviction of persons under California Penal Code Sec. 594 for graffiti vandalism and to clarify uses of fund where a reward is inapplicable or unclaimed.**

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

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

Section 1. Findings. The Board of Supervisors hereby finds and declares the following:

- (a) That the defacement of public and private property throughout San Francisco neighborhoods is a matter of local concern; and
- (b) That graffiti or other inscribed material on public and private property constitutes a nuisance to the City and County of San Francisco; and
- (c) That the timely abatement of graffiti and other inscribed material from public and private property benefits the public health, general welfare and safety of residents of the City and County of San Francisco.

Section 2. The San Francisco Administrative Code is hereby amended by amending Section 10.100-234, to read as follows:

**Sec. 10.100-234. PUBLIC WORKS LITTERING, ~~AND~~ NUISANCE AND GRAFFITI VIOLATION REWARD FUND.**

1 (a) Establishment of Fund. The Public Works Littering, ~~and~~ Nuisance and Graffiti  
2 Violation Reward Fund (the "Reward Fund") is established as a category <sup>six</sup>~~five~~ fund to receive  
3 the administrative penalties authorized and collected pursuant to Police Code Section 37(c),  
4 Health Code Sections 283.1, 287, and 600 and Public Works Section 174.2.

5 (b) Use of Fund. Monies in the fund shall be used exclusively by the Director of Public  
6 Works ("Director") to reward citizens in the following manner:

7 (1) Any person or persons providing information that leads, in the judgment of  
8 the Director, to the imposition of administrative penalties under Police Code Section 37(c),  
9 Health Code Sections 283.1, 287, and 600, and Public Works Section 174.2, shall receive <sup>50</sup>~~400~~  
10 percent of the administrative penalties collected through that information pursuant to any of  
11 those sections, provided that the person or persons apply for the reward within 90 days of the  
12 imposition of the penalty. Administrative penalties that are not collected as a result of information  
13 provided by private persons, or not timely claimed for reward in accordance with this section, shall be  
14 used by the Department of Public Works to defray administrative and clean-up costs associated with  
15 litter and nuisance abatement and for any rewards specified in subparagraph (b)(2) of this Section.

16 (2) Any person or persons providing information that leads, in the judgment of the  
17 Director, to the arrest and conviction of a person who defaces public or private property with graffiti  
18 or other inscribed material in violation of California Penal Code Section 594(a)(1) shall receive <sup>\$250</sup>~~\$500~~  
19 from this Reward Fund, provided that the person or persons apply for the reward within 90 days of the  
20 arrest and conviction.

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

23 By:

24 Adine Varah  
25 ADINE K. VARAH  
Deputy City Attorney

Supervisor Ma  
BOARD OF SUPERVISORS



# 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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**File Number:** 050434

**Date Passed:**

Ordinance amending the San Francisco Administrative Code by amending Section 10.100-234, the Public Works Littering and Nuisance Violation Reward Fund, to reward persons who have provided information leading to the arrest and conviction of persons under California Penal Code Sec. 594 for graffiti vandalism and to clarify uses of fund where a reward is inapplicable or unclaimed.

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May 10, 2005 Board of Supervisors — PASSED ON FIRST READING

Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick,  
Mirkarimi, Peskin, Sandoval

Noes: 1 - Daly

May 17, 2005 Board of Supervisors — FINALLY PASSED


Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,  
McGoldrick, Mirkarimi, Peskin, Sandoval

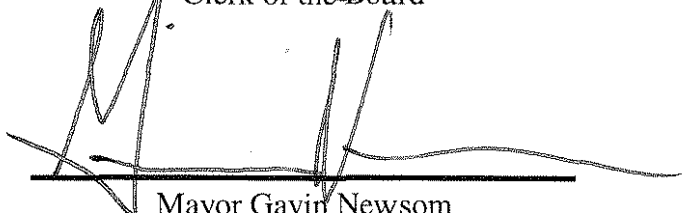
File No. 050434

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on May 17, 2005 by the Board of Supervisors of the City and County of San Francisco.

MAY 20 2005

Date Approved

  
Gloria L. Young  
Clerk of the Board

  
Mayor Gavin Newsom