

1 [Flower stand permits; fee increases; collection of fees; required recordkeeping and
2 submission of information; ban on sale, assignment, transfer, inheritance, or lease of permits;
3 reissuance of existing permits; 10-year limit on permits; flower stand location changes]

4 **Ordinance amending Sections 155, 157, 159 and 161 of the Public Works Code and**
5 **adding Sections 155.1, 157.1, 157.2, and 157.3 to the Public Works Code to increase**
6 **quarterly permit fees for flower stand operators from \$100 to \$200, and from \$30 to \$60**
7 **per employee; require the Treasurer/Tax Collector to collect delinquent permit fees;**
8 **require permittees to register with the City as businesses; require permittees to**
9 **maintain records of all sales; require permittees to display permit and business**
10 **license; require permittees to submit annual information to the Director of Public**
11 **Works; prohibit the sale, assignment, lease, transfer, and inheritance of permits; repeal**
12 **the durational residency requirement for permittees; eliminate flower stand location at**
13 **Fifth and Market Streets; require the Director of Public Works to recommend the**
14 **designation of six additional flower stand locations; reissue existing permits according**
15 **to a process that includes a preference for existing permittees, disabled persons, and**
16 **low-income persons; provide a similar process for issuing permits as they become**
17 **available for issuance; provide that permits expire on the death of the permittee or with**
18 **a substantial change in ownership of the firm, corporation, or entity holding the permit;**
19 **and limit permits to ten-year terms.**

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

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

25 Section 1. The San Francisco Public Works Code is hereby amended by amending
Section 159, to read as follows:

1 Sec. 159. PERMIT - PERMIT FEES.

2 (a) No person, firm or corporation shall operate, maintain or conduct any sidewalk
3 flower-vending stand in the City and County of San Francisco without first obtaining a permit
4 to so do and paying the fees for said permit in accordance with the provisions of this Article.
5 The fee for any such permit shall be ~~\$100~~ \$200 per quarter year, commencing on ~~the first day of~~
6 July ~~1981~~ 1, 2003, and in addition to said quarterly fee herein provided for, each permittee shall
7 pay a quarterly fee of ~~\$30~~ \$60 for each employee employed in and about said sidewalk flower-
8 vending stands. When any application for a permit for a sidewalk flower-vending permit shall
9 be granted by the Director of Public Works, the same shall be delivered to the permittee only
10 upon the payment of the first quarter's permit fee due thereon, and the payment of the same
11 shall be endorsed on said permit, and said permittee shall thereafter pay quarterly, in
12 advance, the permit fees herein provided for, and on the failure to so do, said permit may be
13 suspended or revoked by the Director of Public Works.

14 (b) *If a permittee fails to pay the quarterly permit fees herein provided for, the Director of*
15 *Public Works, no later than 10 days after payment is due, shall forward the delinquent account to the*
16 *Office of the Treasurer and Tax Collector for collection. If the delinquent account is forwarded to the*
17 *Office of the Treasurer and Tax Collector for collection, a late payment fee, equal to 10% of the*
18 *delinquent account, shall be assessed against the permittee. While late payment of a delinquent*
19 *account settles that account, it does not preclude the delinquency from being a factor justifying*
20 *suspension or revocation of the permit.*

21 Section 2. The San Francisco Public Works Code is hereby amended by amending
22 Section 161, to read as follows:

23 SEC. 161. CONDITIONS AND RESTRICTIONS.

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1 The issuance of permits and licenses and the maintenance of sidewalk flower-vending
2 stands by the persons granted permits hereunder shall be subject to the following conditions
3 and restrictions:

4 (a) No permanent stands of any kind shall be erected on the sidewalks of said
5 locations;

6 (b) The design and construction of all flower-vending stands placed at the locations
7 designated in Section 155 of this Article and the maintenance of said stands shall be subject
8 to the approval of the Director of Public Works; provided, that no such flower-vending stand
9 shall exceed the following dimensions, to-wit: 10 feet in length and three feet in width, and any
10 person, firm or corporation having a permit to maintain and operate a flower-vending stand as
11 provided in Sections 155 to 162 of this Article may maintain and operate a stand not
12 exceeding 10 feet in length and three feet in width, provided that no part of the flower vender's
13 display or activities may take place outside of an area that exceeds five feet in width and 20
14 feet in length;

15 (c) No more than one flower-vending stand shall be granted a permit to operate at
16 any one of the locations designated in Section 155;

17 (d) No more than two persons shall at any given time be engaged or employed in
18 displaying or selling flowers at any stand; provided, that for a substantial portion of time during
19 the hours of operation of any stand, one of said persons engaged in displaying or selling
20 flowers thereat shall be the person to whom the permit to operate said stand is issued;
21 provided, however, that if the permit is issued to a firm or corporation, one of said persons
22 engaged in displaying or selling flowers for a substantial portion of the time said stand is
23 operated shall be an officer or partner of said firm or corporation;

24 (e) Only cut flowers, evergreens, and corsages shall be displayed or sold at any
25 stand, and no display, sale or orders for the sale or delivery of floral arrangements, potted

1 plants, or shrubs shall be made, taken, received or solicited, at any stand, or by the owners or
2 operators thereof;

3 (f) No rubbish or cuttings shall be deposited in any public waste container;

4 (g) No flower stand shall be operated between the hours of 9:00 p.m. and 7:00 a.m.,
5 and the sidewalk and street surrounding each stand shall be kept free of rubbish, cuttings or
6 debris resulting from the operation of the stand;

7 ~~(h) — No permit shall be issued to any person unless he or she has been a resident of the City
8 and County of San Francisco for a period of one year prior to his or her application for a permit
9 hereunder;~~

10 ~~(i)(h)~~ No owner, landlord, lessee or occupant of any premises in the block occupied by
11 a flower- vending stand as provided for herein, shall receive rent or any remuneration directly
12 or indirectly for the space occupied by such flower-vending stand or its operation;

13 ~~(j)(i)~~ Each person operating a flower-vending stand under a permit as herein provided
14 for, shall at all times carry and maintain at the permittee's own cost and expense a policy of
15 liability insurance in the minimum amount of \$500,000 single limit applying to bodily injuries,
16 personal injuries and property damage. Said policy shall directly protect the City and County
17 of San Francisco, its officers and employees and agents as named insureds, and shall
18 provide that the insurance will operate as primary insurance and no other insurance effected
19 by City will be called on to contribute to a loss covered by said policy. Said policy shall provide
20 30 days' notice of cancellation or material change to the Director of Public Works of the City
21 and County of San Francisco. Said policy shall be approved in writing by the Director of Public
22 Works and the City Attorney of the City and County of San Francisco. A copy of policy and
23 certificate shall be filed with the Director of Public Works.

24 In addition, the permittee shall agree to hold harmless and indemnify the City and
25 County of San Francisco, its officers, agents and employees from any damage or injury

1 caused by reason of the placement or maintenance of the flower-vending stand on the
2 sidewalk, and the permittee shall be solely liable for any damage or loss, claims, injury and
3 liability of every kind, nature and description directly or indirectly arising from said activity.
4 Approval of insurance shall in no way relieve operator from liability under this hold-harmless
5 clause.

6 ~~(k)(j)~~ There shall be no liability on the City or upon any of its officers, agents or
7 employees for any damage sustained by the owner or operator of any flower-vending stand
8 from any cause whatsoever, no matter whether said damage be caused by an officer, agent
9 or employee of the City or by any other person;

10 ~~(l) — An assignment or sale of a flower stand permit, without the approval of the Board of~~
11 ~~Supervisors, is prohibited; provided, however, that in the event of the death of a permittee, his or her~~
12 ~~permit shall be considered to be assigned to a living member of the deceased permittee's immediate~~
13 ~~family. Provided further, however, that such living member of a deceased permittee's immediate family~~
14 ~~must thereafter personally operate the flower vending stand within six months from the date of the~~
15 ~~distribution of the proceeds of the deceased permittee's estate or, with the approval of the Board of~~
16 ~~Supervisors, sell the permit within said six month period.~~

17 ~~For the purposes of this Subparagraph (l), the term "immediate family" shall be limited to the~~
18 ~~children, grandchildren, spouse, co-habitant, parent, brother, sister, or child of a deceased brother or~~
19 ~~sister of a deceased permittee.~~

20 ~~An individual shall be considered a "co-habitant" if he or she resided with the permittee, shared~~
21 ~~the common necessities of life with the permittee, was not married to or related by marriage to the~~
22 ~~permittee, was the permittee's sole co-habitant, and is over 18 years of age.~~

23 ~~An individual claiming a right to a permit as co-habitant under this Subparagraph (l) shall have~~
24 ~~resided with the permittee, and been a resident of the City and County of San Francisco, for a period of~~
25 ~~one year prior to the assignment or sale of said permit.~~

1 (k) No permit shall be assigned, leased, sold, transferred, inherited, or otherwise conveyed
2 from the permittee to another person or persons, firm, corporation, or entity of any type. A permit that
3 is assigned, leased, sold, transferred, inherited, or otherwise conveyed shall by operation of law revert
4 to the City.

5 (l) The permittee shall comply with all provisions of the City's Business and Tax
6 Regulations Code, including but not limited to Section 853 of that Code, requiring registration as a
7 condition of doing business within the City.

8 (m) The permittee shall maintain a system for recording each sale and maintaining a record
9 of all sales for a minimum of five years, counting the year in which the sale occurred. The permittee's
10 records shall indicate (i) the date of the sale, (ii) the amount of the sale, (iii) the method of payment,
11 (iv) a unique transaction number, (v) the flower vending stand location of the sale, and (vi) the
12 permittee's City business license number. The permittee shall issue a receipt to each customer that
13 includes the above information for each sale.

14 (n) The Director of Public Works in consultation with the Office of the Treasurer and Tax
15 Collector may prescribe a form or forms on which the above information shall be recorded and may, by
16 regulation, prescribe other sales-related information that must be recorded.

17 (o) The permittee shall make all required sales records available upon request to the
18 Director of Public Works, the Office of the Treasurer and Tax Collector, and any other City agency
19 requesting such records in the course of performing its official duties.

20 (p) The permittee shall at all times have on display at the flower stand location (i) the
21 permit for that flower stand and (ii) the certificate from the City indicating that the permittee is
22 registered to do business in the City.

23 Section 3. The San Francisco Public Works Code is hereby amended by amending
24 Section 155 and adding Section 155.1 to read as follows:

25 SEC. 155. DESIGNATION OF LOCATIONS - PROVISIO.

1 Sidewalk flower-vending stands shall be located within the following designated street
2 flower market areas upon the sidewalks of the City and County of San Francisco at the curb
3 or building line.

4 The Grant Avenue Street Flower Market

5 On the west sidewalk of Grant Avenue within 100 feet south of the southerly line
6 of Geary Street.

7 On the east sidewalk of Grant Avenue within 100 feet south of the southerly line
8 of Post Street.

9 The Stockton Street Flower Market

10 On the west sidewalk of Stockton Street within 100 feet south of the southerly
11 line of Geary Street.

12 On the east sidewalk of Stockton Street within 100 feet south of the southerly
13 line of Geary Street.

14 On the west sidewalk of Stockton Street within 100 feet north of the northerly
15 line of Ellis Street.

16 On the east sidewalk of Stockton Street within 100 feet north of the northerly line
17 of O'Farrell Street.

18 On the north sidewalk of Post Street within 50 feet west of 250 Post Street.

19 The Powell Street Flower Market

20 On the east sidewalk of Powell Street between 25 feet and 100 feet south of the
21 southerly line of Geary Street.

22 On the west sidewalk of Powell Street within 100 feet north of the northerly line
23 of Eddy Street.

24 The Emporium Street Flower Market

25 On the south sidewalk of Market Street facing the location of 835 Market Street.

1 The Post Street Flower Market

2 On the north side of Post Street, east of Powell Street within 200 feet east of the
3 easterly property line of Powell Street.

4 The Upper Market Street Flower Market

5 On the north sidewalk of Sixteenth Street within 100 feet south of the southerly
6 line of Market Street.

7 The Market Street Flower Market

8 On the south sidewalk of Market Street facing the location of 101 Market Street.

9 On the south sidewalk of Market Street facing the location of 215 Market Street.

10 ~~On the south sidewalk of Market Street within 100 feet of the west line of 5th Street.~~

11 On the east sidewalk of Montgomery Street, at Market Street, within 50 feet
12 south of the north property line of Post Street.

13 The Columbus Avenue and Powell Street Flower Market

14 On the northwestern end of Marini Park on Columbus Avenue and Powell
15 Street.

16 The Harvey Milk Plaza Flower Market

17 On the west sidewalk of Castro Street north of the main entrance to the Harvey
18 Milk Plaza Muni Metro Station.

19 SEC. 155.1. ADDITIONAL LOCATIONS.

20 By July 1, 2003, or by the effective date of this Section if the effective date is after July 1, 2003,
21 the Director of Public Works shall submit a recommendation to the Board of Supervisors designating
22 six additional sidewalk flower vending stand locations.

23 Section 4. The San Francisco Public Works Code is hereby amended by amending
24 Section 157 and adding Sections 157.1, 157.2, and 157.3 to read as follows:

25 SEC. 157. APPLICATION FOR PERMIT; ANNUAL SUBMISSION OF INFORMATION.

1 (a) Each application for a sidewalk flower-vending permit shall state the name of the
2 applicant therefor as well as the names of the individuals to be employed by or engaged with
3 the applicant in displaying or selling flowers at said flower-vending stand. The Director of
4 Public Works may require such other information of applicants as he or she reasonably deems to be
5 relevant to consideration of the issuance of permits.

6 (b) Each permittee shall submit to the Director of Public Works, by December 1 of each
7 year, current data as to the names of the individuals employed by or engaged with the permittee in
8 displaying or selling flowers at the permittee's flower vending stand; proof of payment of quarterly
9 permit fees for the four quarters of the year, as required by Section 159(a); proof of insurance, as
10 required by Section 161(i); proof of registration with the City as a condition of doing business, as
11 required by Section 161(l); and, in the case of a permit held by a firm, corporation, or other entity,
12 information as to any change in the ownership of the firm, corporation, or other entity that has
13 occurred since December 1 of the prior year. The Director may require submission of additional
14 information for the purpose of monitoring permittees' compliance with the laws, rules, and regulations
15 governing permittees, including but not limited to the conditions and restrictions stated in Section 161.
16 Information submitted to the Director pursuant to this subsection shall be sworn under oath, on penalty
17 of perjury, by the permittee.

18 (c) By December 31 of each year, the Director of Public Works shall certify in writing that
19 the permittee has submitted all information required pursuant to subsection (b) and is in compliance
20 with the various provisions of law to which the information pertains. If the Director cannot make this
21 certification because the required information has not been submitted or the permittee is not in
22 compliance with the various provisions to which the information pertains, the Director shall initiate
23 action to suspend or revoke the permit.

24 SEC. 157.1. EXISTING PERMITS.

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1 (a) All flower-vending stand permits in existence as of the effective date of this Section shall
2 remain effective, provided, however, that these permits shall expire at such time that a permit for the
3 same location is issued pursuant to the provisions of Section 157.2.

4 (b) A permit issued to an existing permittee pursuant to the provisions of Section 157.2 is
5 not immune from suspension or revocation for cause based in whole or part on facts and circumstances
6 occurring prior to the issuance of the permit.

7 (c) Adoption of this Section and Sections 157.2 and 157.3 shall in no way halt or otherwise
8 undermine any suspension or revocation proceeding contemplated or commenced prior to the effective
9 date of those sections.

10 SEC. 157.2. PROCESS FOR ISSUING PERMITS.

11 By January 1, 2004, the Director of Public Works shall issue flower-vending stand permits for
12 each of the locations identified in Section 155 . The process for issuing the permits is as follows.

13 (a) The Director of Public Works shall provide notice of the application process by (i)
14 publishing said notice twice in the official newspaper of the City; (ii) publishing and retaining said
15 notice on the Department's website; (iii) providing written notice to existing permittees; and (iv)
16 providing written notice to any person, firm, corporation, or other entity that, to the Director's
17 knowledge, has, since January 1, 1998, applied for or expressed in writing an interest in applying for a
18 permit, or been on a waiting list for a permit. The aforementioned notices shall occur no less than 30
19 and no more than 45 days prior to the deadline for submitting a permit application. The Director may,
20 but is not required to, provide additional notice of the application process.

21 (b) The Director of Public Works shall initially determine whether the application is
22 complete. If the application is incomplete, it shall be rejected.

23 (c) If there are more permit applicants than the number of permits available to be awarded,
24 the following system for awarding permits shall be operative.

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1 (i) Only one permit, applicable to one specific sidewalk flower vending stand location, may
2 be issued to an applicant.

3 (ii) Subject to subsection (c)(i), an applicant who is an existing permittee at a specific
4 sidewalk flower vending stand location, whose application states a preference for remaining at that
5 location rather than competing for a permit applicable to another location, and who as of the date of
6 application is in compliance with all laws, rules, and regulations governing permittees, including but
7 not limited to the conditions and restrictions stated in Section 161, shall be issued a permit for the
8 permittee's existing location.

9 (iii) For those specific sidewalk flower vending stand locations as to which a permit has not
10 been issued pursuant to subsection (c)(ii), the Director of Public Works shall randomly assign a
11 sequential number (first, second, third, etc.).

12 (iv) Those applicants who do not receive a permit pursuant to subsection (c)(ii) shall be
13 grouped into three categories: Disabled, Low-Income, and Other. A "Disabled" applicant is someone
14 who is disabled as defined by State law, whose disability is of a permanent nature, and whose disability
15 substantially interferes with his or her ability to obtain income from work. A "Low-Income" applicant
16 is someone whose median family income, as of the date of application and the date of permit issuance,
17 is no more than 40% of the median family income in the San Francisco Standard Metropolitan
18 Statistical Area, and whose median family income, for one year prior to the date of application and one
19 year prior to the date of permit issuance, has continuously been no more than 40% of the median family
20 income in the San Francisco Standard Metropolitan Statistical Area. An "Other" applicant is someone
21 who is not a disabled or low-income applicant, including an existing permittee who is not disabled or
22 low-income as defined herein and who does not receive a permit pursuant to subsection (c)(ii), either
23 because the permittee's application states a preference for competing for a permit at a location other
24 than the permittee's existing sidewalk flower vending stand location, or because as of the date of

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1 application the permittee is not in compliance with all laws, rules, and regulations governing
2 permittees.

3 (v) To qualify for the category of "Disabled" applicant or the category of "Low-Income"
4 applicant, an applicant must provide evidence to the Director of Public Works sufficient to prove that
5 the applicant qualifies for the category, and the Director must conclude that the applicant qualifies for
6 the category. In determining whether an applicant qualifies for the category, the Director may consult
7 with other appropriate City departments, including but not limited to the Mayor's Office of Disability
8 (with respect to disability determinations) and the Mayor's Office of Housing (with respect to low-
9 income determinations).

10 (vi) An applicant who does not receive a permit pursuant to subsection (c)(ii) may be placed
11 in only one of the three categories (Disabled, Low-Income, or Other), in accordance with the
12 applicant's choice. An application may indicate that the applicant is seeking to qualify for both the
13 Disabled and Low-Income categories, and the Director of Public Works may conclude that the
14 applicant qualifies for both those categories; but the applicant must choose, in advance of the process
15 described in subsection (c)(vii), in which one of the three categories the application will be considered.

16 (vii) Following the award of permits pursuant to subsection (c)(ii), the remaining permits
17 shall be issued on a rotating basis to an applicant from each category. The first such permit, for the
18 first specific sidewalk flower vending stand location sequentially designated in accordance with
19 subsection (c)(iii), shall be randomly issued to an applicant in the Disabled category. The second such
20 permit, for the second location sequentially designated in accordance with subsection (c)(iii), shall be
21 randomly issued to an applicant in the Low-Income category. The third such permit, for the third
22 location sequentially designated in accordance with subsection (c)(iii), shall be randomly issued to an
23 applicant in the Other category. The same order of rotation, reliance on sequential designation of
24 locations in accordance with subsection (c)(iii), and random issuance within a category, shall continue
25 if there remain additional permits to be issued. As used herein, "random" issuance of a permit means

1 awarding a permit to an applicant within a category on the basis of chance, with each applicant in the
2 category having an equal probability of receiving the permit. If there is only one applicant in a
3 category, random issuance of the permit is unnecessary, as that applicant will receive the permit when
4 the order of rotation dictates that the permit be issued to an applicant in that category.

5 (viii) If during the process for awarding the remaining permits pursuant to subsection (c)(vii)
6 there are no applicants in a category, that category shall be skipped and an applicant in the category
7 next in order of rotation shall be randomly issued the permit.

8 (d) The issuance of a permit is conditioned on payment of the permit fees as specified in
9 Section 159 and compliance with all laws, rules, and regulations applicable to permittees, including
10 but not limited to the conditions and restrictions as stated in Section 161.

11 (e) The Director of Public Works may issue rules and regulations to implement the
12 provisions of Sections 157.2 and 157.3 in a manner that is consistent with and that furthers the
13 objectives of said provisions.

14 SEC. 157.3. EXPIRATION OF PERMITS; AVAILABILITY FOR ISSUANCE

15 (a) Flower-vending stand permits issued pursuant to Section 157.2, and all permits issued
16 thereafter, shall be issued for a term of ten years, at the end of which term the permit shall expire by
17 operation of law. Neither the issuance of the permit, nor its term of ten years, creates a vested right in
18 the permit.

19 (b) Upon a permittee's death, the permit shall expire and revert to the City by operation of
20 law, provided that, for a period of three months after the permittee's death, the permit may be operated
21 by the deceased permitholder's estate for the benefit of the estate, unless the Director of Public Works
22 issues the permit for that specific sidewalk flower vending stand location to a new permittee.

23 (c) In the case of a permit held by a firm, corporation, or other entity, if the ownership of
24 the firm, corporation, or other entity substantially changes, the permit shall expire and revert to the
25 City by operation of law, provided that, for a period of three months after the substantial change in

1 ownership, the permit may be operated by the firm, corporation, or other entity for its benefit, unless
2 the Director of Public Works issues the permit for that specific sidewalk flower vending stand location
3 to a new permittee. For the purpose of this subsection, in the case of a corporation, a substantial
4 change of ownership occurs when more than 50% of the shares of corporate stock are held by
5 shareholders that were not shareholders at the time the permit was issued to the corporation. In the
6 case of a firm or other entity that is not a corporation, a substantial change of ownership occurs when
7 more than 50% of the owners were not owners at the time the permit was issued to the firm or other
8 entity. For purposes of this subsection, changes in the ownership of a firm, corporation, or other entity
9 that holds an existing permit shall not be measured from the date of the original issuance of the permit
10 but instead shall be measured from the date of issuance pursuant to Section 157.2.

11 (d) A flower-vending stand permit shall become available for issuance under any of the
12 following circumstances: (i) if the City authorizes new locations for sidewalk flower-vending stands in
13 addition to those previously authorized by Section 155; (ii) if a permit is revoked for cause; (iii) if a
14 permit reverts to the City by operation of law; (iv) if a permit is voluntarily relinquished by the
15 permittee; (v) if a permittee dies; (vi) if there is a substantial change in ownership, as defined in
16 Section 157.3(c), of a firm, corporation, or other entity that is a permittee; or (vii) if ten years have
17 elapsed since the issuance of the permit.

18 (e) Whenever a flower-vending stand permit becomes available for issuance, the Director of
19 Public Works shall provide notice of the application process in the manner set by Section 157.2(a), and
20 shall follow the process for the issuance of a permit as stated in Sections 157.2(b), 157.2(c), 157.2(d),
21 and any rules or regulations promulgated pursuant to Section 157.2(e).

22 (i) In the case of a permit that is scheduled to expire at the end of ten years, the Director
23 shall initiate the application process no later than after the permit has been held for 9½ years, to
24 increase the likelihood that the permit may be issued as of the end of the ten-year period.

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1 (ii) If a permit becomes available for issuance because its ten-year term is expiring, and the
2 existing permittee applies for a permit covering the same specific sidewalk flower vending stand
3 location covered by the expiring permit, the existing permittee shall receive the new permit for that
4 location, provided that the conditions stated in Section 157.2(c)(ii) are met.

5 (iii) If, discounting any new permit issued to an existing permittee as a successor to a permit
6 expiring at the end of a ten-year term, in accordance with the process established in Section
7 157.2(c)(ii), one or more permits become available for issuance, the process described in Sections
8 157.2(c)(iii)-(viii) for issuing permits shall be operative. The rotational process for awarding permits
9 described in Section 157.2(c)(vii) shall begin with the next category of applicant in line for
10 consideration, without regard to the time interval since the last permit was issued to an applicant in
11 one of the three categories (Disabled, Low-Income, or Other). Thus, if the last such permit was issued
12 to a Disabled applicant, the next permit to be issued shall be awarded to a Low-Income Applicant; if
13 the last such permit was issued to a Low-Income applicant, the next permit to be issued shall be
14 awarded to an applicant in the Other category; and if the last such permit was issued to an applicant in
15 the Other category, the next permit to be issued shall be awarded to a Disabled applicant.

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17 APPROVED AS TO FORM:
18 DENNIS J. HERRERA, City Attorney

19 By: _____
20 PAUL ZAREFSKY
21 Deputy City Attorney
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