

1 [Electrical Code – permit expiration.]

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3 **Ordinance amending Electrical Code Section 89.1.22 concerning permit expiration and**
4 **partial refund of fees.**

5 NOTE: Additions are *single-underline italics Times New Roman*;
6 deletions are ~~*strike-through italics Times New Roman*~~.
7 Board amendment additions are double-underlined;
8 Board amendment deletions are ~~strike through normal~~.

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

9 Section 1. Findings.

10 (a) The Building Inspection Department has made findings that the current economic
11 condition in the construction industry warrant extending the manner in which plumbing permits
12 are commenced, abandoned, or expired. This ordinance will address needed corrections to
13 the section to be consistent with proposed policies.

14 (b) On April 15, 2009, at a duly noticed public hearing, the Building Inspection
15 Commission considered this legislation.

16 Section 2. The San Francisco Electrical Code is hereby amended by amending
17 Sections 89.122 to read as follows:

18 Section 89.122. Permit Issuance.

19 (A) General. An issued permit entitles the permittee to proceed with the installation
20 described therein. Work done in excess of that shown on the application will be subject to
21 extra permit fees as set forth in Section 110A, Table 1A-F - Specialty Permit Fees - of the
22 Building Code. The issuance of a permit does not constitute an approval or an authorization of
23 the work specified therein. Neither the issuance of a permit, nor the approval by the Building
24 Official of any document, shall constitute an approval of a violation of any provision of this
25 code or any law or ordinance. A permit or other document purporting to give authority to

1 violate any code, law or ordinance shall not be valid with respect thereto. Permits shall not be
2 transferable. Proposed electrical installations delineated on a permit application shall be
3 performed only by the permittee or bona fide employee thereof in accordance with the
4 California Code of Regulations, Title 8, Chapter 2, Part IV. The permit shall be posted on the
5 job site where the work is to be done.

6 (B) Expiration of Permit. Electrical permits expire per Section 106A.4.4 of the San
7 Francisco Building Code after 90 days from date of issue, or date of last recorded inspection, unless an
8 extension of time is granted by the Building Official. Only one 90-day extension may be granted.
9 Permit extension and cancellation requests shall be made in writing to the Building Official by the
10 permit holder. Permit fees may be partially refunded if cancellation request is made prior to
11 commencement of the permitted work and within 90-days of the issue date, otherwise, the
12 permit fees shall be retained by the Department of Building Inspection. See Section 110A,
13 Table 1A-R - Refunds - of the Building Code for refund.

14 (C) Commencement of Work on Permit Expired Due to Work Not Started. Before
15 work may be commenced on an expired permit on which no work was performed, a new
16 permit shall be obtained.

17 (D) Recommencement of Work on Permit Expired Due to Work Not Completed. The
18 applicant shall secure a new permit for the work not completed. The permit fee shall be based
19 upon items or work remaining to be done.

20 (E) Cancellation of Permit: Permits may be canceled by the Building Official:

21 (1) If after inspection, it is judged by a senior inspector that the permit holder is
22 unable or unwilling to correct an unsafe condition or Code violations.

23 (2) If the permit was obtained fraudulently or under false pretenses.

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

By: _____
John D. Malamut
Deputy City Attorney