

BOARD of SUPERVISORS



City Hall
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MEMORANDUM

TO: Toney Chaplin, Interim Chief, Police Department
Jocelyn Kane, Executive Director, Entertainment Commission
Barbara Garcia, Director, Department of Public Health

FROM: Linda Wong, Assistant Clerk, Budget and Finance Committee

DATE: January 23, 2016

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Budget and Finance Committee has received the following proposed legislation, introduced by Supervisor Yee on December 6, 2016, and substituted on January 10, 2017:

File No. 161316

Ordinance amending the Administrative, Business and Tax Regulations, and Police Codes to eliminate various fees imposed by the City.

If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Christine Fountain, Police Department
Crystal Stewart, Entertainment Commission
Greg Wagner, Department of Public Health
Colleen Chawla, Department of Public Health

1 [Administrative, Business and Tax Regulations, Police Codes - Elimination of Fees]

2
3 **Ordinance amending the Administrative, Business and Tax Regulations, and Police**
4 **Codes to eliminate various fees imposed by the City.**

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

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

13 Section 1. Findings. The Planning Department has determined that the actions
14 contemplated in this ordinance comply with the California Environmental Quality Act
15 (California Public Resources Code Sections 21000 et seq.). Said determination is on file with
16 the Clerk of the Board of Supervisors in File No. ___ and is incorporated herein by reference.
17 The Board affirms this determination.

18 Section 2. The Administrative Code is hereby amended by revising Sections 8.14 and
19 57.5, to read as follows:

20
21 **SEC. 8.14. MEDICAL EXAMINER'S FEES FOR COPIES OF DOCUMENTS AND**
22 **CERTAIN SERVICES.**

23 (a) The Office of the Chief Medical Examiner is hereby authorized to charge the
24 following fees to any persons or government agencies, including departments or agencies of
25 the City and County of San Francisco, that request or require such documents or services:

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Proof of death letter	\$7.00
Statement of non-contagion	7.00
Certified copy of Medical Examiner's report	34.00
Disaster bag	49.00
Forensic autopsy by request	3,274.00
X-rays, per film	113.00
Copies of X-rays, per film	24.00
Re-cut microscopic slides, per slide	24.00
<i>Use of viewing room by request</i>	<i>34.00</i>
Storage of remains, per day	56.00
Removal of remains from place of death to OCME facility, Medical Examiner's cases	461.00
Transport of remains from rest homes or other agencies, non-Medical Examiner's cases	113.00
Cremation of remains by request	873.00
Certified forensic toxicology report	12.00
Certified supporting documentation for results of forensic toxicology report, per page	.90
Packaging and delivery of subpoenaed records to court	18.00
Specimen storage, per month	28.00

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Expert testimony or consultation by OCME toxicologist (non-Ph.D.), per hour	282.00/hour**
Expert testimony or consultation by OCME toxicologist (Ph.D.), per hour	400.00**
Expert testimony or consultation by OCME forensic pathologist, per hour	584.00**
Expert testimony or consultation by OCME investigator, per hour	282.00**
Drug screening in blood or urine by ELISA (4 common drug categories)	400.00
Drug screening in blood or urine by ELISA (8 common drug categories)	600.00
Drug screening in blood or urine by ELISA (12 common drug categories)	800.00
Drug screening in blood or urine by GC/MS	1,200.00
Drug confirmation in urine, per drug	300.00
Drug confirmation and quantitation in blood, per drug	300.00
Drug screening in gastric contents or tissue by GC/MS	1,500.00
Drug confirmation in gastric contents or tissue, per drug	400.00
Date rape drug screening in urine	1,200.00
Date rape drug confirmation in urine, per drug	300.00

1	Drug screening and confirmation in hair, per	4,000.00
2	hair specimen	
3	Decedent's property mailing fee	40.00
4	Histology service, including embedding,	120.00
5	cutting, routine H & E staining and	
6	coverslipping, per 4 cassettes	
7	Forensic alcohol analysis, per case	160.00
8	Drug screening and confirmation in nails, per	1,143.00
9	nail specimen	
10	Preparation of specimen for shipment or	60.00
11	release	

12 ** Travel and accommodation charges will be the responsibility of the requesting party.

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15 **SEC. 57.5. AUTHORIZATION TO ENTER INTO USE CONTRACTS AND**

16 **COORDINATE CITY DEPARTMENTS REGARDING FILM COMPANIES; CONSENT OF**

17 **RELEVANT DEPARTMENTS; COST RECOVERY; SIDEWALK CLOSURE AND POSTING.**

18 (a) **Use Contracts; Deposit of Funds.** The Executive Director may enter into use

19 contracts with organizations seeking to engage in film production. The Executive Director shall

20 be the sole City representative authorized to negotiate use contracts. Such contracts shall, at

21 a minimum, provide for the full recovery of costs incurred by the various City departments in

22 providing the use of City employees, equipment and rental facilities or rental properties. Funds

23 to reimburse City departments for costs incurred by those departments for the deployment of

24 personnel or equipment or use of rental facilities or rental properties shall be paid directly to

25 those departments for deposit subject to the budget and fiscal provisions of the Charter.

1 (b) **Consent of Departments or Mayor.** Where film production is to take place on
2 property under the jurisdiction of City departments, the Executive Director's permission to use
3 such property is subject to the consent of the department head or his or her designee or the
4 Mayor or Mayor's designee.

5 (c) **Schedule of Costs.** In addition to the reimbursement of City departments for the
6 costs incurred by those departments in deploying personnel or equipment, the Film
7 Commission may, consistent with Charter Section 2.109, charge daily use fees to film
8 companies seeking to engage in film production. The use fees are as follows:

9 (1) Still photography: \$100 a day.

10 (2) A commercial, corporate media, industrial media, video, short subject, or
11 web video: \$200 a day.

12 (3) A television series, web series, movie, pilot, or documentary:

13 (A) For a production with a budget of less than \$100,000: \$50 a day.

14 (B) For a production with a budget of \$100,000 to less than \$500,000:
15 \$100 a day.

16 (C) For a production with a budget of \$500,000 or greater: \$300 a day.

17 Public service announcements, qualifying student productions, and productions created
18 by entities that are tax-exempt under section 501(c)(3) of the Internal Revenue Code are
19 exempt from the above-listed use fees. The revenue generated by such use fees shall be
20 deposited in the San Francisco Film Production Fund.

21 (d) **Sidewalk Closures and Sign-Posting.** The Film Commission may require that
22 film companies use City personnel or City-approved vendors to post notice of the closure of
23 City streets and sidewalks for film production, and may establish minimum sign-posting
24 requirements. Notwithstanding anything to the contrary in Section 724 of the Public Works
25 Code, the Executive Director may authorize the temporary occupancy of public sidewalks for

1 film production, with the consent of the Department of Public Works, subject to all
2 requirements and conditions of the Department of Public Works and Department of Parking
3 and Traffic. Street closures for film production shall be governed by applicable provisions of
4 the Traffic-Transportation Code.

5
6 Section 3. The Business and Tax Regulations Code is hereby amended by revising
7 Section 248, to read as follows:

8
9 **SEC. 248. FOOD PRODUCT AND MARKETING ESTABLISHMENTS.**

10 (a) The following fee for licenses is established for persons, firms or corporations
11 engaged in the conduct or operation of the handling, manufacture or sale of foodstuffs,
12 annually payable in advance to the Tax Collector.

Class	Fee
Class A. Food product and marketing establishments without food preparation with a total square footage of:	
Class A-1. Less than 5,001 square feet	\$647
Class A-2. 5,001 square feet to 10,000 square feet	\$847
Class A-3. 10,001 square feet to 20,000 square feet	\$1,054
Class A-4. Greater than 20,000 square feet	\$1,277
Class B. Food product and marketing establishments with food preparation with a total square footage of:	
Class B-1. Less than 5,001 square feet	\$693
Class B-2. 5,001 square feet to 10,000 square feet	\$898
Class B-3. 10,001 square feet to 20,000 square feet	\$1,091

1	Class B-4. Greater than 20,000 square feet	
2	("Supermarket") with:	\$1,235
3	1 Food Preparation Station	\$1,390
4	2 to 3 Food Preparation Stations	\$1,544
5	4 or more Food Preparation Stations	
6	Class C. Retail bakeries	
7	Without food preparation	\$753
8	With food preparation	\$1,290
9	Class D. Farm Stand	\$300
10	Class E. Certified farmers market	\$1,039
11	Class F. Wholesale food markets with retail	\$645
12	Class G. Food manufacturing or processing	\$714
13	Class H. Food product and marketing establishments with an	Refer to Class A
14	inventory of food at cost in stock as of the first day of April:	
15	Less than \$1,000	
16	Greater than \$1,000	
17	Class I. Food product and marketing establishments in	
18	stadiums, arenas or auditoriums with a seating capacity of	
19	25,000 or more	

20 (b) The license fees set forth above shall be paid annually on or before March 31, in
21 accordance with the provisions of Section 76.1 of the Business and Tax Regulations Code.
22

23 Section 4. The Police Code is hereby amended by revising Sections 2.26 and 2.27, to
24 read as follows:
25

1 **SEC. 2.26, SCHEDULE OF PERMITS AND SERVICES; FILING AND SERVICE**
2 **FEES.**

3 The following filing fees, payable in advance to the City and County of San Francisco,
4 are required when submitting applications for permits to the Police Department or
5 Entertainment Commission:

7	TYPE OF PERMIT	FILING FEE
8	Permit Amendment	\$ 261
9	Permit Renewal (unless otherwise specified)	605
10	Amusement Park	0
11	Auto Wrecker	1,085
12	Ball or Ring Throwing Games	0
13	Balloon and Kite Advertising	67
14	Billiard Parlor	456
15	Bingo Games	261
16	Charitable Organizations - Certificate of Registration	
17	Sales Solicitations	132
18	Non-Sales Solicitations	101
19	Document Copies	25
20	ID Card	25
21	Circus	0
22	Closing-Out Sale	439
23	Commercial Parking (garage or lot)	762
24	Dance Hall Keeper	1,401
25	Amendment to Permit	660

1	One Night Dance	40
2	Dealer in Firearms and/or Ammunition	1,295
3	Renewal	370
4	Discharge of Cannon	646
5	Driverless Auto Rental	1,055
6	Encounter Studio	
7	Owner	903
8	Employee	251
9	Escort Service	
10	Owner	991
11	Employee	379
12	Extended Hours Permit	1,500
13	Amendment to Permit	660
14	Fortuneteller	67
15	Funeral Procession Escort	379
16	Insignia and Uniform	0
17	General Soliciting Agent	252
18	Itinerant Show	680
19	Itinerant Show/Nonprofit	
20	[Fee set by Police Code Section 1017.2]	100
21	Junk Dealer	
22	Junk Dealer operating within or in conjunction	
23	with a junk yard	1,358
24	Junk Dealer operating without a junk yard	768
25	Licensed Tour Guide	

1	Owner - Buses	990
2	Owner - Other Motorized Vehicles	705
3	Owner - Bicycle/Segway/Other Mechanism	490
4	Owner - Walking	395
5	Employee	116
6	Limited Live Performance	385
7	Amendment to Permit	129
8	Loudspeaker	416
9	Vehicle	416
10	Masked Ball	779
11	Massage Establishment	1,684
12	Masseur/Masseuse	202
13	Trainee	202
14	Mechanical Amusement Devices	568
15	Mechanical Contrivance	568
16	Miniature Golf Course	595
17	Mobile Caterer	1,092
18	Additional Stop	257
19	Assistant	320
20	Transfer of Stop	820
21	Museum	645
22	Nude Models in Public Photographic Studio	
23	Owner	877
24	Employee	251
25	Off-Heliport Landing Site	667

1	One Time Event	255
2	Outcall Massage	462
3	Pawnbroker	939
4	Peddler	
5	Food for Human Consumption	824
6	Nonfood	519
7	Employee	163
8	Pedicab Driver	168
9	Pedicab Owner	
10	First Pedicab	453
11	Each Additional Pedicab	163
12	Photographer, Public Place	
13	Owner	644
14	Solicitor	421
15	Photographic Solicitor	
16	Owner	644
17	Employee	230
18	Place of Entertainment	1,500
19	Amendment to Permit	660
20	Poker	1,259
21	Amendment to Permit	257
22	Public Bathhouse	1,122
23	Public Outery Sales	1,151
24	Recreational Equipment Vendor	408
25	Rodeo Exhibition/Wild West Show	651

1	Second Hand Dealer	200
2	Second Hand Dealer, Auto Accessories	1,091
3	Shooting Gallery	899
4	Skating Rink	709
5	Tow Car Driver	579
6	Tow Car Firm	1,028
7	Trade-In Dealer	1,055
8	Valet Parking	
9	Fixed Location	899
10	Annual Special Event	899
11	Vehicle for Hire, Nonmotorized	981
12	Advertising and notices	168
13	Backgrounds	67
14	Fingerprints	98

SEC. 2.27. SCHEDULE OF LICENSE FEES FOR PERMITS ISSUED BY THE POLICE DEPARTMENT OR ENTERTAINMENT COMMISSION.

The following license fees are payable to the Tax Collector for permits issued by the Police Department or Entertainment Commission and, when applicable, for their renewal:

Note: All license fees are at an annual rate unless otherwise indicated.

21	TYPE OF PERMIT	LICENSE FEE
22	Amusement Park	\$ 0
23	Antique Shop	0
24	Auto Wrecker	<u>\$ 535.50</u>
25	Ball or Ring Throwing Games	0

1	Balloon and Kite Advertising	0
2	Billiard Parlor	
3	First Table	159
4	Each Additional Table	14
5	Bingo Game	0
6	Circus	0
7	Dance Hall Keeper	448
8	Dealer in Firearms and/or Ammunition	499.50
9	Discharge of Cannon	90.50 per day
10	Driverless Auto Rental	367.50
11	Encounter Studio	
12	Owner	558.50
13	Employee	99.50
14	Escort Service	
15	Owner	564.50
16	Employee	131.50
17	Extended Hours Permit	531
18	Fortuneteller	0
19	Funeral Procession Escort	0
20	General Soliciting Agent	129.50
21	Itinerant Show, Each Concession	62 per day
22	Licensed Tour Guide	
23	Owner - Buses, per vehicle	972
24	Owner - Other Motorized Vehicles, per vehicle	195.50
25	Owner - Bicamusemycle/Segway/Other Mechanisms,	

1	per mechanism	195.50
2	Owner - Walking	195.50
3	Employee	0
4	Limited Live Performance	157
5	Loudspeaker	170
6	Masked Ball	253 per day
7	Massage Establishment	860
8	Masseur/Masseuse	119
9	Trainee	119 per 90-day permit
10	Mechanical Amusement Devices	
11	First Machine	301
12	Each Additional Machine	0
13	Mechanical Contrivance	0
14	Miniature Golf Course	206.50
15	Mobile Caterer	695
16	Assistant	49
17	Museum	249.50
18	Nude Models in Public Photographic Studio	
19	Owner	535.50
20	Employee	131.50
21	Off-Heliport Landing Site	79.50 per day
22	Pawnbroker	583.50
23	Peddler	
24	Food for Human Consumption	747
25	Nonfood	199

1	Employee	81
2	Pedicab Driver	66.50
3	Pedicab Owner	0
4	Photographer, Public Place	
5	Owner	249.50
6	Solicitor	121.50
7	Photographic Solicitor	
8	Owner	209.50
9	Employee	121.50
10	Place of Entertainment	511
11	Poker	357.50
12	Public Bathhouse	483.50
13	Public Outery Sales	338.50
14	Recreational Equipment Vendor	352.50
15	Rodeo Exhibition/Wild West Show	0
16	Second Hand Dealer	0
17	Second Hand Dealer, Auto Accessories	0
18	Shooting Gallery	0
19	Skating Rink	0
20	Tow Car Driver	75.50
21	Tow Car Firm	
22	First Tow Truck	595.50
23	Each Additional Tow Truck	234
24	Trade In Dealer	662.50
25	Valet Parking	

1	Fixed Location	310.50
2	Annual Special Event	209.50
3	Vehicle for Hire, Nonmotorized	209.50

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Section 6. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

Section 7. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the ordinance.

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

By: 
JON GIVNER
Deputy City Attorney

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REVISED LEGISLATIVE DIGEST
(Substituted, 1/10/2017)

[Administrative, Business and Tax Regulations, Police Codes - Elimination of Fees]

Ordinance amending the Administrative, Business and Tax Regulations, and Police Codes to eliminate various fees imposed by the City.

Existing Law

Various sections of the Municipal Codes authorize City departments to charge regulatory fees to recover the costs of the departments' regulatory activities. These fees are adopted by ordinance and adjusted annually by the Controller to reflect changes in the Consumer Price Index.

Amendments to Current Law

The proposed ordinance would eliminate a variety of fees at the recommendation of the Police Department and Entertainment Commission. In the judgment of those departments, the fees are outdated and unnecessary.