

1 [Hunters Point Shipyard – Building Code]

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3 **Ordinance amending the Building Code to add Section 106.3.2.5 to establish special**
4 **restrictions for activities on the Hunters Point Shipyard to address potential residual**
5 **contamination and making environmental findings.**

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

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

10 Section 1. Findings.

11 A. In conjunction with Ordinances _____, _____ and _____ on
12 file with the Clerk of the Board of Supervisors in File Nos. _____, _____, and _____,
13 this ordinance enacts a new program to protect human health and safety and the environment
14 at the former Hunters Point Shipyard during and after development and to facilitate
15 redevelopment as envisioned in the Hunters Point Shipyard Redevelopment Plan through
16 enacting additional prerequisites to obtaining certain City permits. This ordinance would
17 amend the Building Code to enact consistent provisions with respect to permits issued by the
18 Department of Building Inspections.

19 B. In accordance with the actions contemplated herein, this Board adopted
20 Resolution No. _____, concerning findings pursuant to the California Environmental Quality
21 Act (California Public Resources Code sections 21000 et seq.). Said Resolution is on file
22 with the Clerk of the Board of Supervisors in File No. _____ and is incorporated herein by
23 reference.

24 Section 2. The San Francisco Building Code is amended by adding section 106.3.2.5
25 to read as follows:

1 Sec. 106.3.2.5 Hunters Point Shipyard

2 106.3.2.5.1 Compliance required. Applicants for any building or grading permit for Hunters
3 Point Shipyard Parcel A, which involves the disturbance of at least 50 cubic yards (38.23m³) of soil or
4 the extraction or management of groundwater, except for purposes of environmental characterization
5 shall comply with the requirements of Article 31 of the Health Code. Hunters Point Shipyard Parcel A
6 is that area of the City and County of San Francisco shown on Figure 1-2 which is maintained for
7 public distribution by the Director.

8 NOTE: A copy of Figure 1-2 is on file with the Clerk of the Board of Supervisors in File No. _____.

9 106.3.2.5.2 Permit approval. No building permit application subject to the requirements of this
10 section shall be deemed to be complete until the Department receives written notification from the
11 Director of Public Health that the applicant has complied with all applicable provisions of Article 31 of
12 the Health Code. Approvals or conditions imposed in writing by Department of Public Health shall
13 become conditions of the permit issued by the Department, and violation of such approvals or
14 conditions shall be deemed a violation of the permit.

15 EXCEPTION:

16 1. The Director may issue a site permit pursuant to Section 106.3.4.2 prior to the
17 time an applicant complies with this section.

18 2. Site permit addenda and other permit(s) may be issued to excavate soil or
19 undertake soil sampling or implement other requirements of Article 31 of the Health Code.

20 106.3.2.5.3 No time limits. For the purposes of completing the requirements of this section, the
21 time limitations set forth in Section 106.3.7 of the San Francisco Building Code do not apply.

1 106.3.2.5.4 Permit notification. All building permits and grading permits issued by the Central
2 Permit Bureau shall bear notice of the above requirements and of the permittee's responsibility to
3 comply.

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

8 By: _____
9 Rona H. Sandler
 Deputy City Attorney

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