

File No. 130284

Committee Item No. 1

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Budget and Finance Committee

Date: 05/1/2013

Board of Supervisors Meeting

Date: _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
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OTHER

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Completed by: Victor Young

Date: April 26, 2013

Completed by: Victor Young

Date: _____

1 [Planning, Building Codes - Fee Waiver Program - Small Business Month May 2013]

2
3 **Ordinance recognizing Small Business Month in May 2013; amending the Planning**
4 **Code, Sections 302, 355(a), and 355(e); and amending Building Code, Tables 1A-A, and**
5 **1A-E, to waive fees for the month of May for certain façade improvements; and making**
6 **findings, including environmental findings and findings of consistency with the**
7 **General Plan and priority policies of Planning Code, Section 101.1.**

8 NOTE: Additions are *single-underline italics Times New Roman*;
9 deletions are *strike through italics Times New Roman*.
10 Board amendment additions are double-underlined;
11 Board amendment deletions are ~~strikethrough-normal~~.

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

13 (a) May is Small Business Month and this Board desires to recognize the importance
14 of small businesses in San Francisco. As part of this recognition, the Board elects to waive
15 various permit fees for the month of May for awning replacement and installation of pedestrian
16 level lighting as these fees have acted as a bar from many small businesses to improve their
17 building facades and store fronts.

18 (b) On _____, 2013, the Planning Commission adopted Resolution No.
19 _____ recommending adoption of this Ordinance, and adopted findings that the
20 legislation is consistent, on balance, with the City's General Plan and eight priority policies of
21 Planning Code Section 101.1(b). The Board adopts these findings as it own. A copy of this
22 Commission Resolution is on file with the Clerk of the Board in File No. 130284, and is
23 incorporated by reference herein.
24
25

1 (c) Pursuant to Planning Code Section 302, this Board finds that this Ordinance will
2 promote the public necessity, convenience, safety and welfare for the reasons set forth in
3 Commission Resolution No. _____, which is incorporated herein by reference.

4 (d) The Planning Department has determined that the actions contemplated in this
5 ordinance comply with the California Environmental Quality Act (California Public Resources
6 Code Section 21000 et seq.). Said determination is on file with the Clerk of the Board of
7 Supervisors in File No. 130284 and is incorporated herein by reference.

8 (e) On April 17, 2013, the Building Inspection Commission conducted a public hearing
9 on this legislation and recommended approval of this legislation. On April 24, 2013, the
10 Building Inspection Commission Secretary submitted a letter to the Board describing the
11 Commission's action. Said letter is on file with the Clerk of the Board of Supervisors in File
12 No. 130284 and is incorporated herein by reference.

13 Section 2. This Section is uncodified.

14 (a) Notwithstanding any provision of the Planning Code, including the fee schedule
15 associated with Sections 355(a) and 355(e), the permit fee for awning replacement and for
16 signs, respectively, are hereby waived for any permit issued for such activities during the
17 month of May 2013.

18 (b) Notwithstanding any provision of the Building Code, including the fee schedules of
19 Tables 1A-A and 1A-E, the permit fees related to reviewing the structural integrity of awning
20 replacements for those permits submitted "over the counter" at the Central Permit Bureau and
21 installation of pedestrian level lighting, respectively, are hereby waived for any permit issued
22 for such activities during the month of May 2012.

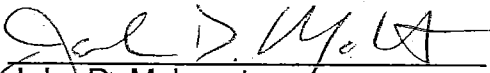
23 Section 3. The fee waivers set forth in this Ordinance shall apply only to small
24 business enterprises. For purposes of this Ordinance a small business enterprise shall be
25 one that has 500 or fewer employees. The Board of Supervisors hereby delegates to the

1 Department of Building Inspection and the Planning Department the establishment of a
2 process by which the respective departments will certify that an applicant is a small business
3 enterprise.

4 Section 4. Effective Date. This ordinance shall become effective 30 days from the
5 date of passage; provided, however, that the provisions of this Ordinance shall be retroactive
6 to May 1, 2013 should the effective date of the Ordinance occur after said date.

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

10 By:



11 John D. Malamut
12 Deputy City Attorney

13 n:\legana\as2013\1300374\00836121.doc

FILE NO.

LEGISLATIVE DIGEST

[Planning, Building Codes - Fee Waiver Program – Small Business Month May 2013]

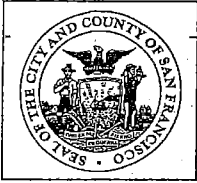
Ordinance recognizing Small Business Month in May 2013; amending the Planning Code, Sections 302, 355(a) and 355(e) and Building Code, Tables 1A-A and 1A-E to waive fees for the month of May for certain façade improvements; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code, Section 101.1.

Existing Law

The Planning Code establishes permit fees for certain applications, including awning replacement and for signs. The Building Code establishes permit fees to review the structural integrity of awning replacements among other types of permit review.

Amendments to Current Law

In recognition of Small Business Month in May 2013, this legislation would waive Planning Code fees for awning replacement and for signs during the month of May 2013 for small businesses. The Ordinance also would waive Building Code fees related to review of the structural integrity of awning replacements during this time for small businesses. The legislation would define small businesses to be those with 500 or fewer employees and delegate to the Directors of City Planning and Building Inspection the ability to establish a process to certify that a business meets this definition. The Ordinance would adopt environmental findings and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1.



BUILDING INSPECTION COMMISSION (BIC)

Department of Building Inspection Voice (415) 558-6164 - Fax (415) 558-6509
1660 Mission Street, San Francisco, California 94103-2414

April 24, 2013

Edwin M. Lee
Mayor

COMMISSION

Angus McCarthy
President

Warren Mar
Vice-President

Kevin Clinch
Frank Lee
Dr. James McCray, Jr.
Myrna Melgar
Debra Walker

Sonya Harris
Secretary

Tom Hui
Acting Director

Ms. Angela Calvillo
Clerk of the Board
Board of Supervisors, City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4694

RE: Discussion and possible action regarding proposed ordinance (File No. 130284) recognizing Small Business Month in May 2013; amending the Planning Code, Sections 302, 355(a), and 355(e); and amending Building Code, Tables 1A-A, and 1A-E, to waive fees for the month of May for certain façade improvements; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code, Section 101.1.

Dear Ms. Calvillo:

On April 17, 2013 the Building Inspection Commission held a public hearing on the proposed amendment to the San Francisco Planning Code and the San Francisco Building Code referenced above. The Commissioners voted unanimously to support this proposed amendment.

The Commissioners voted as follows:

President McCarthy	Aye	Vice-President Mar	Aye
Commissioner Clinch	Aye	Commissioner Lee	Aye
Commissioner McCray, Jr.	Aye	Commissioner Melgar	Aye

Should you have any questions, please do not hesitate to call me at 558-6164.

Sincerely,

Sonya Harris
Commission Secretary

cc: Tom C. Hui, S.E., Acting Director
Supervisor Katy Tang



SMALL BUSINESS COMMISSION
OFFICE OF SMALL BUSINESS



CITY AND COUNTY OF SAN FRANCISCO
EDWIN M. LEE, MAYOR

April 24, 2013

Ms. Angela Calvillo, Clerk of the Board
Board of Supervisors
City Hall room 244
1 Carlton B. Goodlett Place
San Francisco, CA 94102-4694

Re: File No. 130284 [Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2013]

Small Business Commission Recommendation: **Approval**

Dear Ms. Calvillo:

On April 22, 2013 the Small Business Commission voted 6-0 to recommend approval of Board of Supervisors File No. 130824.

The Commission supports this ordinance, which will provide businesses with a waiver of permit fees when making certain improvements to their storefront businesses during the month of May. Enhancements such as new awnings and pedestrian lighting are crucial to improving both individual businesses as well as improving our important commercial corridors. Waiving these fees, which for awnings with signs average between \$250 to \$350 at the Department of Building Inspection and up to \$481 at Planning, will serve as an incentive for many businesses that operate on low profit margins to install new awnings and pedestrian lighting during the month of May.

The Office of Small Business looks forward to working with the Supervisor Katy Tang and her staff to ensure that outreach takes place to the small business community. The Commission also thanks DBI and the Planning Department for their continued support of this annual program.

Sincerely,

Regina Dick-Endrizzi
Director, Office of Small Business

Cc: Supervisor Katy Tang
Jason Elliot, Mayors Office
Aaron Star, Planning Department
William Strawn, DBI

BOARD of SUPERVISORS



City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

April 2, 2013

File No. 130284

Sarah Jones
Environmental Review Officer
Planning Department
1650 Mission Street, 4th Floor
San Francisco, CA 94103

Dear Ms. Jones:

On March 26, 2013, Supervisor Tang introduced the following proposed legislation:

File No. 130284

Ordinance recognizing Small Business Month in May 2013; amending the Planning Code, Sections 302, 355(a), and 355(e); and amending Building Code, Tables 1A-A, and 1A-E, to waive fees for the month of May for certain façade improvements; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code, Section 101.1.

This legislation is being transmitted to you for environmental review, pursuant to Planning Code Section 306.7(c).

Angela Calvillo, Clerk of the Board

A handwritten signature in cursive script, appearing to read "Victor Young".

By: Victor Young, Committee Clerk
Budget and Finance Committee

Attachment

c: Monica Pereira, Environmental Planning
Joy Navarrete, Environmental Planning

*Statutory Exemption pursuant to
CEQA Guidelines Section 15273,
"Rates, Tolls, Fees, and
Charges."*

*Marion T. Russell
April 4, 2013*