

1 [Risk Management Program Fees.]
 2 **Ordinance amending Section 1191 of San Francisco Health Code Article 21A to**
 3 **increase fees for Risk Management Plans and inspections of stationary sources by the**
 4 **Department of Public Health and making environmental findings.**

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 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.
 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. The Planning Department has determined that the actions contemplated in this
 12 Ordinance are in compliance with the California Environmental Quality Act (California Public
 13 Resources Code sections 21000 et seq.). Said determination is on file with the Clerk of the
 14 Board of Supervisors in File No. _____ and is incorporated herein by reference.

15 Section 2. The San Francisco Health Code is hereby amended by amending Section
 16 1191 to read as follows:

17 **SEC. 1191. FEES AND CHARGES**

18 (a) In accordance with the single fee system established pursuant to Health and
 19 Safety Code Section 25404.5, stationary sources required under this Article to
 20 submit an RMP shall pay the following fees and charges:

21 (1) RMP Review and Processing Fees. A stationary source that is notified that it
 22 must submit an RMP shall pay the following one-time fee to cover the cost of
 23 submission review and processing. This fee shall be due at the time the
 24 stationary source is notified that it must prepare an RMP:

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- 1 (A) Program 1 facilities: ~~*\$1044 for fiscal year 2004 (beginning July 1, 2004), \$1103 for*~~
2 ~~*fiscal year 2005 (beginning July 1, 2005), \$1166 for fiscal year 2006 (beginning July 1,*~~
3 ~~*2006)*~~ *\$1266*;
- 4 (B) Program 2 or 3 facilities: ~~*\$6136 for fiscal year 2004 (beginning July 1, 2004), \$6480*~~
5 ~~*for fiscal year 2005 (beginning July 1, 2005), \$6849 for fiscal year 2006 (beginning July*~~
6 ~~*1, 2006)*~~ *\$7436*;
- 7 (2) Annual Fee for Stationary Sources. A stationary source that is required to
8 prepare and maintain an RMP shall pay the following annual fee, due at the first
9 billing cycle after the RMP is considered complete by the Director, and annually
10 thereafter:
- 11 (A) Program 1 facilities: ~~*\$148 for fiscal year 2004 (beginning July 1, 2004), \$156 for fiscal*~~
12 ~~*year 2005 (beginning July 1, 2005), \$165 for fiscal year 2006 (beginning July 1, 2006)*~~
13 ~~*\$180*~~;
- 14 (B) Program 2 or 3 facilities: ~~*\$296 for fiscal year 2004 (beginning July 1, 2004), \$313 for*~~
15 ~~*fiscal year 2005 (beginning July 1, 2005), \$330 for fiscal year 2006 (beginning July 1,*~~
16 ~~*2006)*~~ *\$358*.
- 17 (b) Beginning with fiscal year 2007-2008, no later than April 15 of each year, the
18 Controller shall adjust the fees provided in this Article to reflect changes in the
19 relevant Consumer Price Index, without further action by the Board of
20 Supervisors. In adjusting the fees, the Controller may round these fees up or
21 down to the nearest dollar, half-dollar or quarter-dollar. The Director shall
22 perform an annual review of the fees scheduled to be assessed for the following
23 fiscal year and shall file a report with the Controller no later than May 1st of each
24 year, proposing, if necessary, an adjustment to the fees to ensure that costs are
25 fully recovered and that fees do not produce significantly more revenue than

1 required to cover the costs of operating the program. The Controller shall adjust
2 fees when necessary in either case.

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

6 By: _____
7 CECILIA T. MANGOBA
8 Deputy City Attorney
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