

File No. 120717

Committee Item No. 2  
Board Item No. 5

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Land Use and Economic Development Date July 30, 2012

Board of Supervisors Meeting Date September 11, 2012

#### 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 checked="" type="checkbox"/> | Ordinance                                    |
| <input checked="" type="checkbox"/> | <input checked="" 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 type="checkbox"/>            | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
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| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Information Form                       |
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- |                                     |                                     |   |
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| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Environmental Review Determination, dtd 7/5/12</u> |
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Completed by: Alisa Miller Date July 27, 2012  
Completed by: Alisa Miller Date August 7, 2012

An asterisked item represents the cover sheet to a document that exceeds 25 pages.  
The complete document can be found in the file.

1 [Health, Business and Tax Regulations Codes - On-Site Water Reuse for Commercial, Multi-  
2 Family, and Mixed-Use Developments]

3 Ordinance amending the San Francisco Health Code by adding Article 12C and  
4 amending the Business and Tax Regulations Code by adding Section 249.24 to: 1)  
5 establish permitting requirements for the use of alternate water sources for nonpotable  
6 applications; 2) setting permit and annual fees; and 3) making environmental findings.

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

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

12 Section 1. Environmental Findings. The Planning Department has determined that the  
13 actions contemplated in this ordinance comply with the California Environmental Quality Act  
14 (California Public Resources Code Section 21000 et seq.). Said determination is on file with  
15 the Clerk of the Board of Supervisors in File No. 120717 and is incorporated herein by  
16 reference.

17  
18 Section 2. The San Francisco Health Code is hereby amended by adding Article 12C,  
19 Sections 850 - 861, to read as follows:

20  
21 **SEC 850. PURPOSE AND FINDINGS.**

22 The Board of Supervisors finds that:

23 (a) All California water users are responsible for making effective use of the available water  
24 resources.

1           (b) The development of alternate water source systems will assist in meeting future water  
2 requirements of the City and lessen the impacts of new developments on the City's sewer system.

3           (c) Establishing a regulatory structure that provides administrative efficiency and a  
4 streamlined project approval process will assist developers who opt to for designing, installing,  
5 operating, and maintaining alternate water source systems will provide administrative efficiency  
6 and streamline the project approval process.

7           (d) Adoption of this ordinance by the Board of Supervisors and adoption of rules and  
8 regulations by the Department of Public Health will help achieve the City's goals for water supply use  
9 and preservation by:

10                   (1) Promoting the values and benefits of non-potable water use while recognizing the  
11 need to invest water and other resources as efficiently as possible;

12                   (2) Encouraging the use of non-potable water for non-potable applications.

13  
14 **SEC. 851. DEFINITIONS.**

15           The terms used in this Article have the meaning set forth below:

16           (a) Alternate Water Source: a source of nonpotable water that includes graywater, on-site  
17 treated nonpotable water, rainwater, and any other source approved by the Director.

18           (b) Black water: wastewater containing bodily or other biological wastes, as from toilets,  
19 dishwashers, kitchen sinks and utility sinks.

20           (c) City: the City and County of San Francisco.

21           (d) Director: the Director of Public Health or any individual designated by the Director to act  
22 on his or her behalf.

23           (e) First certificate of occupancy: either a temporary certificate of occupancy or a Certificate  
24 of Final Completion and Occupancy as defined in San Francisco Building Code Section 109A,  
25 whichever is issued first.

Supervisor Chiu  
BOARD OF SUPERVISORS

1           (f) Foundation Drainage: nuisance groundwater that is extracted to maintain a building's or  
2 facility's structural integrity and would otherwise be discharged to the City's sewer system. Foundation  
3 drainage does not include non-potable groundwater extracted for a beneficial use that is subject to City  
4 groundwater well regulations.

5           (g) General Manager: the General Manager of the San Francisco Public Utilities Commission,  
6 or any individual designated by the General Manager to act on his or her behalf.

7           (h) Graywater: untreated wastewater that has not been contaminated by any toilet discharge,  
8 has not been affected by infectious, contaminated, or unhealthy bodily wastes, and does not present a  
9 threat from contamination by unhealthful processing, manufacturing, or operating wastes.

10 "Graywater" includes, but is not limited to, wastewater from bathtubs, showers, bathroom sinks,  
11 lavatories, clothes washing machines, and laundry tubs, but does not include wastewater from kitchen  
12 sinks or dishwashers.

13           (i) Multi-Family Residential Building: A building that contains three or more dwelling units.

14           (j) Non-potable Water Engineering Report: Report submitted by project applicant to the  
15 Director describing the alternate water source system in accordance with the rules and regulations  
16 adopted by the Department of Public Health.

17           (k) Non-residential: A building that contains occupancies other than dwelling units.

18           (l) On-Site Treated Non-Potable Water: Non-potable water collected from alternate water  
19 sources, treated, and intended to be used on the Project Applicant's site and is suitable for direct  
20 beneficial use.

21           (m) NSF 350 System: Any treatment system certified by NSF International to meet NSF/ANSI  
22 Standard 350 for Onsite Residential and Commercial Reuse Treatment Systems, as amended from time  
23 to time.

24           (n) Permittee: owner or operator of an on-site treated non-potable water system.  
25

1           (o) Project Applicant: the person or entity applying for authorization to install and use an  
2 alternate water source project.

3           (p) Rainwater: precipitation collected from roof surfaces or other manmade, aboveground  
4 collection surfaces.

5           (q) Small Residential Building: A building that contains no more than two dwelling units.

6           (r) Stormwater: Precipitation collected from at-grade or below grade surfaces.

7           (s) Water Budget Documentation: An in-depth assessment of the permittee's nonpotable water  
8 use, including survey information, water meter readings, water service billing information, and any  
9 other information deemed necessary by the General Manager.

10  
11 **SEC. 852. APPLICABILITY.**

12           This Article shall apply to the installation and operation of the alternate water source systems  
13 at sites containing multi-family and non-residential buildings. This Article does not apply to:

14           (a) Systems at small residential occupancies.

15           (b) Graywater systems where graywater is collected solely for subsurface irrigation and does  
16 not require disinfection, as determined by the Director.

17           (c) Rainwater systems where rainwater is collected solely for subsurface irrigation, drip  
18 irrigation, or non-sprinkled surface applications and does not require disinfection, as determined by  
19 the Director.

20 **SEC. 853. REGULATION OF ALTERNATE WATER SOURCES.**

21           (a) Any person or entity who installs and operates an alternate water source system shall  
22 comply with this Article, the rules and regulations adopted by the Department of Public Health, and all  
23 applicable local, state, and federal laws.

24           (b) Within 90 days after passage of this ordinance, the Director shall issue rules and  
25 regulations regarding the operation of alternate water source systems necessary to effectuate the

1 purposes of the Article and to protect public health and safety. These regulations shall address, at a  
2 minimum:

3 (1) Water quality criteria;

4 (2) Monitoring and reporting content and frequencies; and

5 (3) Operation and maintenance requirements.

6 (c) The Director shall review applications for alternative water sources systems and may issue  
7 or deny such applications, in accordance with applicable laws and regulations.

8 (d) The Department of Building Inspection shall review plans and issue or deny plumbing  
9 permits for the construction, installation, or modification of alternate water source systems, in  
10 accordance with applicable laws and regulations.

11  
12 **SEC 854. PROJECT APPLICANT AND/OR PERMITTEE DESIGN AND CONSTRUCTION**  
13 **REQUIREMENTS.**

14 (a) Prior to initiating installation of any alternate water source project, project-applicants shall  
15 submit to the Director an application for permits to operate alternate water source systems. Such  
16 applications shall comply with the requirements of this Article and any regulations the Director has  
17 issued. Project applicants shall pay a non-refundable permit application fee to cover the costs of  
18 investigation and processing the application and issuing the permit. Each project application  
19 submitted to the Director shall include a Non-Potable Engineering Report that provides project  
20 information the Director determines to be necessary for complete review of the proposed project. City  
21 departments may not approve or issue permits for any site installing an alternate water source system  
22 unless and until the Director has approved the Non-Potable Engineering Report.

23 (b) System Design. All alternate water source systems shall include:

24 (1) A flow meter on the alternate water source system to account for nonpotable water  
25 use;

1                   (2) A reduced pressure backflow assembly (RP) within 25 feet of the downstream side of  
2 the point of connection or meter to protect the City's public water and/or recycled water system;

3                   (3) Signage that state law and the Department of Public Health's rules and regulations  
4 require;

5                   (4) Cross connection control in accordance with California Code of Regulations Titles  
6 17 and 22 and the San Francisco Public Utilities Commission's Cross Connection Control Program;  
7 and

8                   (5) Any other requirements the Director determines is necessary to protect public  
9 health.

10                   (c) Water budget documentation. Upon submitting a project application to the Director, a  
11 project applicant shall also submit Water Budget Documentation to the General Manager for review.  
12 Water Budget Documentation shall include a description of the proposed alternate water source  
13 system, the project's water budget, and other applicable information as determined by the General  
14 Manager. City departments may not issue a site permit or plumbing permit, or approve an alternate  
15 water source project application unless and until the General Manager has reviewed the Water Budget  
16 Documentation.

17                   (d) Plumbing Permit. A project applicant shall obtain from the Department of Building  
18 Inspection an appropriate plumbing permit and any other building or installation permit required to  
19 construct, install, alter, an alternate water source system.

20                   (e) Construction Certification Letter. Project applicants shall certify to the Director that  
21 alternate water source system construction is complete and consistent with the approved Non-Potable  
22 Engineering Report in accordance with the provisions of this Article 12C and any implementing rules  
23 and regulations. City departments may not approve or issue a first certificate of occupancy or  
24 approval for any alternate water source system until the Director has reviewed and verified the  
25 Construction Certification Letter.

1 SEC. 855. FEES.

2 (a) The non-refundable application fees for alternative source water system permits are:

3	<u>(1) Rainwater</u>	<u>\$1,544.00</u>
4	<u>(2) NSF 350 systems</u>	<u>\$2,688.00</u>
5	<u>(3) Foundation Drainage</u>	<u>\$5,032.00</u>
6	<u>(4) Graywater</u>	<u>\$5,032.00</u>
7	<u>(5) Black water</u>	<u>\$9,034.00</u>
8	<u>(6) Transfer of any permit</u>	<u>\$ 229.00</u>

9 (b) The fees set forth in this Section may be adjusted each year, without further action by the  
10 Board of Supervisors.

11 Not later than April 1, the Director shall report to the Controller the revenues generated by the  
12 fees for the prior fiscal year and the prior fiscal year's costs of operation, as well as any other  
13 information that the Controller determines appropriate to the performance of the duties set forth in this  
14 Section.

15 Not later than May 15, the Controller shall determine whether the current fees produce, or are  
16 projected to produce, revenues sufficient to support the costs of providing the services for which the  
17 fees are assessed and that the fees will not produce revenue significantly exceed more than the costs of  
18 providing the services for which the fees are assessed.

19 The Controller shall if necessary, adjust the fees upward or downward for the upcoming fiscal  
20 year as appropriate to ensure that the program recovers the costs of operation without producing  
21 revenue which is significantly more than such costs. The adjusted rates shall become operative on  
22 July 1.

23 (c) Every permit holder shall also pay an annual license fee as provided in the Business and  
24 Taxation Code Section 249.24.



1 **SEC. 856. OPERATING REQUIREMENTS.**

2 When the Director determines the applicant has satisfied all the requirements of this Article, the  
3 Director may issue an operations permit for an alternative water source system. Permittees shall  
4 timely submit all water quality monitoring information required by the provisions of this Article 12C  
5 and the Department of Public Health's rules and regulations. Permittees shall conduct ongoing  
6 backflow prevention and cross connection testing in accordance with this Article, the rules and  
7 regulations of the Department of Public Health, and all applicable local, state, and federal laws.

8  
9 **SEC. 857. NON-POTABLE WATER USE AUDITS.**

10 When required by General Manager, the permittee or property owner, shall conduct a non-  
11 potable water use audit describing the extent of non-potable water use in accordance with  
12 requirements provided by the General Manager.

13  
14 **SEC. 858. SALE OR TRANSFER OF PERMITS.**

15 (a) Permittees shall notify the Director of any intent to sell or transfer the building or facility  
16 containing an alternate water source system 30 days prior to the sale or transfer of property, in  
17 accordance with regulations adopted by the Director.

18 (b) Any subsequent owner shall submit documentation to the Director establishing their ability  
19 to own, operate and maintain the alternate water source system in accordance with this Article, the  
20 rules and regulations adopted by the Department of Public Health, and all applicable local, state, and  
21 federal laws, within 90 days of transfer of the property and prior to commencement of operations of the  
22 alternate water supply system.

23 (c) The Director may approve or deny the transfer of the permit to operate to any subsequent  
24 owner, in accordance with the requirements of the Article and applicable regulations.

1 SEC. 859. INSPECTION AND NOTICES OF VIOLATION.

2 The Director may inspect any alternate water source system subject to the requirements of  
3 this Article to determine compliance with the provisions of this Article and applicable regulations.

4  
5 SEC. 860. VIOLATION AND PENALTIES.

6 The Director may impose administrative penalties on any permittee, or person otherwise subject  
7 to the requirements of this Article, who violates any provision of this Article or any applicable rule or  
8 regulation shall be subject to enforcement in accordance with Chapter 100 of the San Francisco  
9 Administrative Code with respect to administrative penalties, and may pursue any other available legal  
10 remedies for such violations.

11  
12 SEC. 86I. REVOCATION AND SUSPENSION OF PERMIT.

13 The Director may order a permittee to cease operation of an alternate water source system, or  
14 may revoke or suspend the permit to operate if the Director determines that:

15 (a) The manager, operator or any employee has violated any provision of the Article or any  
16 regulation issued pursuant to this Article;

17 (b) The alternate water source system is being operated or maintained in a manner threatening  
18 the public health or health of patrons and/or residents; or

19 (c) The owner or operator has refused to allow any duly authorized City official to inspect the  
20 premises or the operations of the alternate water source system.

1 Section 3. The San Francisco Business and Taxation Code is hereby amended by  
2 adding Section 249.24, to read as follows:

3  
4 **SEC 249.24. NON-POTABLE WATER SYSTEMS.**

5 Every person, firm or corporation engaged in operating an alternate water source system that  
6 requires a permit from the San Francisco Department of Public Health shall pay an annual license fee  
7 to the Tax Collector in the amount listed below. For the purpose of this Section, the term "alternate  
8 water source systems" shall have the same meaning as that in Article 12C of the San Francisco Health  
9 Code.

10	<u>a) Rainwater</u>	<u>\$ 472.00</u>
11	<u>b) NSF 350 systems</u>	<u>\$ 929.00</u>
12	<u>c) Foundation Drainage</u>	<u>\$1,387.00</u>
13	<u>d) Graywater</u>	<u>\$1,387.00</u>
14	<u>e) Black water</u>	<u>\$1,844.00</u>

15 The license fee set forth above shall be paid annually on or before March 31, in accordance  
16 with the provisions of Section 76.1 of the Business and Tax Regulations Code.

17  
18 Section 4. This ordinance shall become effective 30 days from the date of passage.

19  
20 Section 5. This section is uncodified. In enacting this Ordinance, the Board intends to  
21 amend only those words, phrases, paragraphs, subsections, sections, articles, numbers,  
22 punctuation, charts, diagrams, or any other constituent part of the Health Code or Business  
23 and Taxation Code that are explicitly shown in this legislation as additions, deletions, Board  
24 amendment additions, and Board amendment deletions in accordance with the "Note" that  
25 appears under the official title of the legislation.

Supervisor Chiu  
BOARD OF SUPERVISORS

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7/30/2012

1 Section 6. By adopting this Article, the City and County of San Francisco is assuming  
2 an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on  
3 its officers and employees, an obligation or duty for breach of which it is liable in money  
4 damages or any other relief to any person who claims that such a breach proximately caused  
5 injury or damages.  
6  
7

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

10 By:

  
11 VIRGINIA DARIO ELIZONDO  
12 Deputy City Attorney  
13  
14  
15  
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19  
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21  
22  
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24  
25

**LEGISLATIVE DIGEST**

[Health Code, Business and Tax Regulations Code - On-site Water Reuse for Commercial, Multi-Family, and Mixed-Use Developments]

**Ordinance amending the San Francisco Health Code by adding Article 12C and amending the Business and Tax Regulations Code by adding Section 249.24 to: 1) establish permitting requirements for the use of alternate water sources for nonpotable applications; 2) setting permit and annual fees; and 3) making environmental findings.**

Existing Law

Under section 4.110 of the Charter, the Health Commission and the Department of Public Health ("Department") are generally authorized to provide for the preservation, promotion and protection of the physical and mental health of the inhabitants of the City and County. The Charter also provides that the Commission and the Department may also determine the nature and character of public nuisances and provide for their abatement.

Amendments to Current Law

The proposed ordinance adds Article 12C to the San Francisco Health Code, which contains laws that implement the Commission and the Department's authority to provide for the preservation, promotion and protection of the physical and mental health of the inhabitants of the City and County. The ordinance requires that persons desiring to implement alternative source water systems obtain permission to construct and operate such systems, in accordance with rules and regulations established by the Department that define appropriate water quality standards, monitoring criteria and other requirements for such systems. The ordinance also directs the Department of Building Inspection to review plans and to issue plumbing permits for on-site alternative source water systems.

The ordinance applies to and authorizes the installation and operation of the alternate water source systems at sites containing multi-family and non-residential buildings. The ordinance requirements do not apply to systems at small residential occupancies, graywater systems where graywater is collected solely for subsurface irrigation and does not require disinfection, as determined by the Director, and rainwater systems where rainwater is collected solely for subsurface irrigation, drip irrigation, or non-sprinkled surface applications and does not require disinfection, as determined by the Director.

The ordinance requires a project applicant to submit an engineering report to the Department that describes the design of the proposed alternative source water system and clearly indicates the means for compliance with the Department's rules and regulations. The Department will review the engineering report and issue a permit to operate the system, if the system complies with the applicable rules and regulations.

Under the ordinance, the Department of Building Inspection will provide final inspection and sign-off to ensure that appropriate bypass and cross-connection control elements as part of construction. The ordinance also provides authority to perform water use audits, approve permit transfers on point of sale of the property, suspend or revoke permits, and to abate violations, including the imposition of penalties pursuant to Administrative Code chapter 100.

The ordinance also provides for the payment of fees to cover the Department's costs for administering the program, and, by adding section 249.24 to the Business and Taxation Code, for the payment of an annual license fee to the Tax Collector.

### Background Information

The Department, San Francisco Public Utilities Commission, and the Department of Building Inspection have jointly developed the City's Non-Potable Water Program. The purpose of this program is to create a streamlined process for new large developments in San Francisco to collect, treat, and use non-potable water on-site for toilet flushing, irrigation and other non-potable applications. Non-potable is a term that refers to water that is not of drinking water quality, but can be used for other productive uses such as toilet flushing and irrigation, in compliance with applicable City, State and Federal laws. Currently, the City has no integrated process for reviewing, approving and monitoring such projects.

According to the SFPUC, non-potable water is used across the nation to reduce the pressure on natural water resources. Treated non-potable water can be used for a number of beneficial purposes including irrigation, toilet flushing, decorative fountains, dust control and cooling applications. Capturing and treating rainwater, foundation drainage, and graywater—and then reusing the water for toilet flushing and irrigation—would result in a dramatic reduction in the overall water footprint of a building. Furthermore, using on-site sources may reduce the volume of flows into the sewer. Reducing the volume of stormwater, especially during the rainy season, can prevent combined sewer discharges.

Under this program, several types of alternate water sources generated on-site can be collected and treated, including:

Rainwater – precipitation collected from roof surfaces.

Graywater – wastewater from bathtubs, showers, bathroom, clothes washing machines, and laundry tubs, but does not include wastewater from kitchen sinks, toilets or dishwashers.

Foundation Drainage – nuisance groundwater that is dewatered to maintain a building's structural integrity and would otherwise be discharged to the City's sewer system. Foundation drainage is not the same as non-potable groundwater, which requires a production well and is already regulated by City ordinance.

Stormwater – precipitation that has contacted a surface at grade or below grade and has not been put to beneficial use.

Black water - wastewater from toilets, dishwashers, kitchen sinks and utility sinks.

Non-potable water cannot be used for drinking, washing or bathing, washing of clothing, washing of food, washing of cooking or eating utensils, washing of food preparation or processing premises, or other personal service rooms. However, rainwater is often allowed for clothes washing and recycled water is allowed for commercial laundries. The City's Non-Potable Water Program is designed for new, large scale commercial, mixed-use, and multi-family residential developments installing on-site systems to capture, treat, and reuse water for toilet flushing, irrigation and other non-potable applications. Single-family residential properties are the focus of already existing SFPUC programs, namely the Laundry-to-Landscape Pilot Graywater Program, the Graywater Permit Rebate Program, and the Discounted Rain Barrel and Cistern Program, and are therefore not included in this Non-potable Water Program.

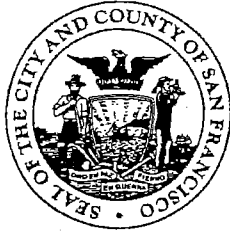
Typical elements of an alternative water source system may include:

- **Collection:** Plumbing used to collect on-site supplies, such as graywater, and convey it to a treatment system.
- **Storage (Collection):** Storage tank used to equalize collection flows prior to treatment.
- **Treatment System:** A system that process untreated water with filtration, disinfection, and/or other processes to achieve acceptable water quality results.
- **Treated water storage:** Storage tank used to store treated graywater, rainwater, or foundation drainage water after treatment and before distribution.
- **Distribution system (pumps and piping):** Distribution pumps convey water from the treated storage tank to designated fixtures in the building via nonpotable distribution plumbing. Distribution system piping is completely separate from other piping in a building and is used to convey the treated nonpotable supplies to specific uses such as toilet flushing.

Under this ordinance, an alternative water source project developer will:

- Inform SFPUC of potable and non-potable demands;
- Submit an engineering report describing in detail the on-site collection and treatment system to the Department;
- Obtain a plumbing permit and all other necessary approvals from the Department of Building Inspection; and
- Obtain a permit to operate the on-site treatment system from the Department.

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

July 2, 2012

File No. 120717

Bill Wycko  
Environmental Review Officer  
Planning Department  
1650 Mission Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103

Dear Mr. Wycko:

On June 19, 2012, Supervisor Chiu introduced the following proposed legislation:

**File No. 120717**

Ordinance amending the San Francisco Health Code by adding Article 12C and amending the Business and Tax Regulations Code by adding Section 249.24 to: 1) establish permitting requirements for the use of alternate water sources for nonpotable applications; 2) setting permit and annual fees; and 3) making environmental findings.

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

Angela Calvillo, Clerk of the Board

Handwritten signature of Alisa Miller in cursive.

By: Alisa Miller, Committee Clerk  
Land Use & Economic Development Committee

Attachment

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

*Statutory Exemption  
CEQA Section 15273  
Rates, Tolls, Fees, and Charges*  
*[Signature]*  
*July 5, 2012*





Re: minor amendment to non potable water - file no 120717

Virginia Dario Elizondo to: Alisa Miller

07/30/2012 04:15 PM

Cc: Judson True, Catherine Rauschuber, "Fox, Radhika", June Weintraub, Cheryl Adams

Alisa, that's correct, this was a minor change of wording and doesn't affect the leg digest.

Virginia

Virginia Dario Elizondo  
Deputy City Attorney  
Office of the City Attorney  
1390 Market Street, 5th Floor  
San Francisco, CA 94102  
Tel: (415) 554-3808  
Fax: (415) 557-6746  
E-mail: virginia.dario.elizondo@sfgov.org

Alisa Miller | Virginia, I assume the legislative digest does not... | 07/30/2012 03:24:03 PM

From: Alisa Miller/BOS/SFGOV@SFGOV  
To: Virginia Dario Elizondo/CTYATT@CTYATT  
Cc: Judson True/BOS/SFGOV@SFGOV, Catherine Rauschuber/BOS/SFGOV@SFGOV, "Fox, Radhika" <RFox@swater.org>, June Weintraub <juneweintraub.sfdph@gmail.com>, Cheryl Adams/CTYATT@CTYATT  
Date: 07/30/2012 03:24 PM  
Subject: Re: minor amendment to non potable water - file no 120717

Virginia,

I assume the legislative digest does not need to be updated. Can you please confirm?

**Alisa Miller**

Assistant Clerk  
Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-4447 | Fax: (415) 554-7714  
alisa.miller@sfgov.org | www.sfbos.org

Complete a Board of Supervisors Customer Satisfaction form by clicking the following link:  
<http://www.sfbos.org/index.aspx?page=104>.

Virginia Dario Elizondo | Judson, here is the amended ordinance: We... | 07/30/2012 02:59:49 PM

From: Virginia Dario Elizondo/CTYATT@CTYATT  
To: Judson True/BOS/SFGOV@SFGOV,  
Cc: Alisa Miller/BOS/SFGOV@SFGOV, Catherine Rauschuber/BOS/SFGOV@SFGOV, "Fox, Radhika" <RFox@swater.org>, June Weintraub <juneweintraub.sfdph@gmail.com>, Cheryl Adams/CTYATT@CTYATT  
Date: 07/30/2012 02:59 PM

Subject: Re: minor amendment to non potable water - file no ~~120717~~

---

Judson, here is the amended ordinance:

[attachment "00780193.doc" deleted by Alisa Miller/BOS/SFGOV]

We will send you a new original.

Virginia

Virginia Dario Elizondo  
Deputy City Attorney  
Office of the City Attorney  
1390 Market Street, 5th Floor  
San Francisco, CA 94102  
Tel: (415) 554-3808  
Fax: (415) 557-6746  
E-mail: virginia.dario.elizondo@sfgov.org

Judson True	Hi Virginia - Can you please make the below a...	07/30/2012 01:58:05 PM
-------------	--	------------------------

From: Judson True/BOS/SFGOV@SFGOV  
To: Virginia Dario Elizondo/CTYATT@CTYATT  
Cc: Alisa Miller/BOS/SFGOV@SFGOV, Catherine Rauschuber/BOS/SFGOV@SFGOV, "Fox, Radhika" <RFox@sfgov.org>  
Date: 07/30/2012 01:58 PM  
Subject: minor amendment to non potable water - file no ~~120717~~

---

Hi Virginia -

Can you please make the below amendment and send the amended version to everyone cc'd here?

This amendment was approved in Land Use today and the item was forwarded to the full Board with recommendation for 9/4.

Thanks,  
Judson

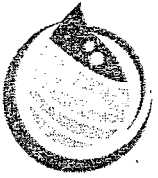
### **Purpose and Findings (page 2)**

*New version:*

*(c) Establishing a regulatory structure that provides administrative efficiency and a streamlined project approval process will assist developers who opt to design, install, operate, and maintain alternate water source systems.*

---

Judson True  
Office of Supervisor David Chiu  
City Hall, Room 264  
San Francisco, CA 94102  
415.554.7451 desk  
415.554.7454 fax



**San Francisco**  
**Water Power Sewer**  
 Services of the San Francisco Public Utilities Commission

525 Golden Gate Avenue, 12th Floor  
 San Francisco, CA 9  
 T 415.554.3155  
 F 415.554.3161  
 TTY 415.554.3488

120717

August 31, 2012

The Honorable David Chiu  
 President, Board of Supervisors  
 City Hall  
 San Francisco, CA 94102  
*Sent via electronic mail*

RECEIVED  
 BOARD OF SUPERVISORS  
 SAN FRANCISCO  
 2012 SEP -4 AM 8:30  
 [Signature]

Re: File #120717 On-site water reuse ordinance

Dear President Chiu and Supervisors,

This letter is to inform you that the Citizens' Advisory Committee of the San Francisco Public Utilities Commission voted, at their August 28, 2012 meeting, to support this ordinance. The resolution is attached.

The SFPUC Citizens' Advisory was established by ordinance to publicly discuss and make recommendations to the General Manager of the Public Utilities Commission ("General Manager," which includes his or her designee), the Public Utilities Commission ("Commission") and the Board of Supervisors on the achievement of the goals and objectives enumerated in the Charter. Our seventeen members are appointed by each of the Supervisors, with additional appointments by the Board President and the Mayor.

We appreciate the opportunity to comment on this legislation, and thank you for bringing it forward.

Sincerely,

Jennifer Clary  
 Secretary

cc: Supervisors  
 Mayor Lee  
 Ed Harrington, General Manager  
 Public Utilities Commission

Edwin M  
 R

Anson M  
 Pres

Art T  
 Vice Pres

Ann Moller  
 Commiss

Francesca V  
 Commiss

Vince Cou  
 Commiss

Ed Harrin  
 General Ma

- Members
- Terrence Jones, Chair (D10)
  - Jessica Buendia (D6)
  - Stephen Bjorgan (M-Eng./Financial)
  - Doug Cain (D3)
  - Donald Carmignani
  - Jennifer Clary (D11)
  - Walt Farrell (D7)
  - Richard Hansen (D1)
  - Anvi Jamdar (M-En Group)
  - Art Jensen (M-Reg' Water Customers)
  - Ed Ko (B-S. Business)
  - Alex Lantsberg (B-Env Justice)
  - Diane Mokoro (D5)
  - David Pilpel (D4)
  - Avieree Pruitt Hill (D8)
  - Dairo Romero (D9)
  - vacant (M-large water user)



**Alternative Water Supply resolution**  
**As approved by the SF PUC Citizen's Advisory Committee**  
**August 28, 2012**

Whereas, the San Francisco Public Utilities Commission currently obtains 85% of its water supply from the Tuolumne River,

Whereas, the SFPUC's Tuolumne River supply is threatened by climate change as well as potential state and federal regulations that may require additional releases of water for the protection and restoration of endangered species;

Whereas, the SFPUC and its wholesale customers are actively pursuing alternative water supply options, including conservation and recycling, to diversify their water supply;

Whereas, in April of this year, the SFPUC published its "Potable Offset Investigation Summary" which identifies up to 3.4 million gallons per day of new water supply by 2035 through reuse of gray water, blackwater, stormwater and sump water for nonpotable purposes such as toilet flushing and irrigation;

Whereas, an ordinance has been introduced at the Board of Supervisors to streamline the approvals for the use of alternative water sources for nonpotable uses;

Whereas, the SFPUC has established a pilot grant program to incentivize the development of nonpotable supplies in large developments;

Therefore be it resolved, that the PUC Citizens' Advisory Committee supports the actions of the SFPUC to diversify its water supply, including the aforementioned pilot program;

Be it further resolved that the PUC Citizens' Advisory Committee supports the Alternative Water Supply ordinance being considered by the Board of Supervisors and urges the Mayor and Board of Supervisors to support.