

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 to provide for subsequent fee adjustments to ensure**  
 5 **that such fees cover program costs; and making environmental findings.**

6

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

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

11 Section 1. Findings.

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

16 Section 2. The San Francisco Health Code is hereby amended by amending Section  
 17 1191 to read as follows:

18 SEC. 1191. FEES AND CHARGES

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

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

- 1 (A) Program 1 facilities ~~\$685 for the fiscal year 2000, \$788 for the fiscal year 2002, \$882~~  
2 ~~for the fiscal year 2002, \$988 for the fiscal year 2003 and thereafter;~~ \$1044 for fiscal  
3 year 2004 (beginning July 1, 2004), \$1103 for fiscal year 2005 (beginning July 1, 2005),  
4 \$1166 for fiscal year 2006 (beginning July 1, 2006);
- 5 (B) Program 2 or 3 facilities ~~\$4,025 for the fiscal year 2000, \$4,629 for the fiscal year~~  
6 ~~2001, \$5,184 for the fiscal year 2002, \$5,806 for the fiscal year 2003 and thereafter~~  
7 ~~\$6136 for fiscal year 2004 (beginning July 1, 2004), \$6480 for fiscal year 2005~~  
8 ~~(beginning July 1, 2005), \$6849 for fiscal year 2006 (beginning July 1, 2006);~~
- 9 (2) Annual Fee for Stationary Sources. A stationary source that is required to  
10 prepare and maintain an RMP shall pay the following annual fee, due at the first  
11 billing cycle after the RMP is considered complete by the Director, and annually  
12 thereafter:
- 13 (A) Program 1 facilities ~~\$98 for the fiscal year 2000, \$112 for the fiscal year 2001, \$125~~  
14 ~~for the fiscal year 2002, \$140 for the fiscal year 2003 and thereafter;~~ \$148 for fiscal  
15 year 2004 (beginning July 1, 2004), \$156 for fiscal year 2005 (beginning July 1, 2005),  
16 \$165 for fiscal year 2006 (beginning July 1, 2006);
- 17 (B) Program 2 or 3 facilities ~~\$196 for the fiscal year 2000, \$224 for the fiscal year 2001,~~  
18 ~~\$250 for the fiscal year 2002, \$280 for the fiscal year 2003 and thereafter~~ \$296 for fiscal  
19 year 2004 (beginning July 1, 2004), \$313 for fiscal year 2005 (beginning July 1, 2005),  
20 \$330 for fiscal year 2006 (beginning July 1, 2006).
- 21 (b) Beginning with fiscal year 2007-2008, no later than April 15 of each year, the  
22 Controller shall adjust the fees provided in this Article to reflect changes in the relevant  
23 Consumer Price Index, without further action by the Board of Supervisors. In adjusting  
24 the fees, the Controller may round these fees up or down to the nearest dollar, half-  
25 dollar or quarter-dollar. The Director shall perform an annual review of the fees

1 scheduled to be assessed for the following fiscal year and shall file a report with the  
2 Controller no later than May 1st of each year, proposing, if necessary, an adjustment to  
3 the fees to ensure that costs are fully recovered and that fees do not produce  
4 significantly more revenue than required to cover the costs of operating the program.  
5 The Controller shall adjust fees when necessary in either case.

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

9 By: \_\_\_\_\_  
10 RONA H. SANDLER  
11 Deputy City Attorney