

1 [Police Code - Third-Party Food Delivery Services]

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3 **Ordinance amending the Police Code to remove the sunset clause from the article**
4 **imposing a fee cap and other regulations on Third-Party Food Delivery Services.**

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6 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
7 **Additions to Codes** are in *single-underline italics Times New Roman font*.
8 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
9 **Board amendment additions** are in double-underlined Arial font.
10 **Board amendment deletions** are in ~~strikethrough Arial font~~.
11 **Asterisks (* * * *)** indicate the omission of unchanged Code
12 subsections or parts of tables.

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

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15 Section 1. Article 53 of the Police Code is hereby amended to remove Section 5312,
16 as follows:

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18 **~~SEC. 5312. SUNSET DATE.~~**

19 *~~This Article 53 shall expire by operation of law 60 days after the County Health Officer amends~~*
20 *~~or terminates the Stay Safer At Home Order or any subsequent order regulating restaurants so that~~*
21 *~~restaurants may allow the number of patrons present in the indoor space of the restaurant to resume at~~*
22 *~~100% of the restaurant's maximum occupancy, provided that no subsequent order is issued to restrict~~*
23 *~~restaurant occupancy below 100% capacity during that 60-day window. Upon expiration, the City~~*
24 *~~Attorney shall cause this Article to be removed from the Police Code.~~*

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26 Section 2. Effective Date; Retroactivity.

27 (a) This ordinance shall become effective 30 days after enactment. Enactment
28 occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or

1 does not sign the ordinance within ten days of receiving it, or the Board of Supervisors
2 overrides the Mayor's veto of the ordinance.

3 (b) The Board of Supervisors intends that Sections 5300-5311 of Article 53 of the
4 Police Code shall continue in full force and effect without interruption, notwithstanding the
5 County Health Officer's amendment or termination of the Stay Safer At Home Order or any
6 subsequent order regulating restaurants such that restaurants may allow the number of
7 patrons present in the indoor space of the restaurant to resume at 100% of the restaurant's
8 maximum capacity. Accordingly, the amendment made in this ordinance to remove Section
9 5312 from the Police Code shall be retroactive to the sunset date specified therein, thus
10 assuring that the other sections of Article 53 remain in effect, without interruption.

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12 APPROVED AS TO FORM:
13 DENNIS J. HERRERA, City Attorney

14 By: /s/ Sarah A. Crowley
15 SARAH A. CROWLEY
16 Deputy City Attorney

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