

1 [Fire Code - San Francisco Fire Department Fines and Fees]

2

3 **Ordinance amending the Fire Code to increase the fees for certain Fire Department**
4 **services, and making environmental findings.**

5 NOTE: Additions are *single-underline italics Times New Roman*;
6 deletions are ~~*strike-through italics Times New Roman*~~.
7 Board amendment additions are double-underlined;
8 Board amendment deletions are ~~strike-through normal~~.
9 Asterisks (* * * *) indicate the omission of unchanged Code or table
10 subsections.

11

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

13 Section 1. Environmental Findings. The Planning Department has determined that the
14 actions contemplated in this ordinance comply with the California Environmental Quality Act
15 (California Public Resources Code Section 21000 et seq.). Said determination is on file with
16 the Clerk of the Board of Supervisors in File No. 130546 and is incorporated herein by
17 reference.

18

19 Section 2. The Fire Code is hereby amended by amending Chapter 1, Section 113.5,
20 113.6, 113.7, 113.9, 113.10, and 113.12 to read as follows:

21 **113.5 [For SF] Field inspection fees.** When the Fire Department determines a field
22 inspection is required to verify that building construction is in compliance with fire safety
23 regulations and this code, it shall notate the application accordingly to provide notice to the
24 Central Permit Bureau. The Central Permit Bureau shall collect the inspection fee due, before
25 issuing a building permit. The fee for each permit is set in Table 113-C. Initial field inspection
fees will be charged for inspections of new fire alarm, sprinkler, and gaseous suppression
systems per the notation in Table 113-C.

1 After building permit issuance, when the fire code official notifies the applicant that
2 additional inspection time is required over the amount of time set in Table 113-C, the applicant
3 shall purchase additional inspection time before the inspector schedules additional
4 inspections. The Fire Department shall collect a fee of ~~\$110.00~~\$115.00 per hour for the cost of
5 providing the inspection service.

6 **113.6 [For SF] Pre-application plan review.** When an applicant wishes to discuss
7 specific design issues or submit preliminary designs for review and comment by the Fire
8 Department before the applicant submits a formal application for permit, the Fire Department
9 shall assess a fee of ~~\$220.00~~\$230.00. This fee provides the applicant with up to two hours for
10 research and meeting with Fire Department personnel. When the time spent by the Fire
11 Department exceeds two hours, the Department shall assess additional fees at the rate of
12 ~~\$110.00~~\$115.00 per hour.

13 **113.7 [For SF] Re-inspection of violation fees.** If the fire code official issues a notice
14 of violation under this code, the notice of violation may set a period of time that is reasonable
15 to remedy the violation and the fire code official may re-inspect the property to verify that the
16 person responsible has made the required correction. The Fire Department shall collect a fee
17 in the amount of ~~\$220.00~~\$230.00 for re-inspections. If the time required for the re-inspection
18 exceeds one hour, the Fire Department shall assess an additional fee at the rate of
19 ~~\$110.00~~\$115.00 per hour.

20 **113.9 [For SF] Referral fees.** If a government agency requests a preliminary site
21 inspection or survey of a premise for compliance with this code or other regulatory codes
22 enforced by the Fire Department, the Fire Department shall collect a service fee of
23 ~~\$110.00~~\$115.00 per hour for the on-site inspections and consultations. When the referral
24 inspection is requested by another San Francisco agency, the requesting agency shall
25 transfer the fee to the Fire Department through electronic transfer. The requesting agency

1 shall pay the fee before scheduling the inspection or consultation. Fees referenced in the
2 California Health and Safety Code take precedence over this fee.

3 **113.10 [For SF] Overtime fee.** If a person requests an inspection or other service that
4 requires the assigned Fire Department employee to work outside of the employee's normal
5 working schedule, the Department will charge an overtime fee of ~~\$131.00~~\$133.00 per hour.
6 The person requesting the services shall pay the fee before the inspection or other service is
7 performed. The minimum compensation is four hours.

8 **113.12 [For SF] Water flow request fee.** Upon a request from a person for water flow
9 information, the Department will charge a water flow fee of ~~\$110.00~~\$115.00. If the information
10 requested requires that Fire Department employees perform an on-site water flow test, the
11 Department will charge a fee of ~~\$220.00~~\$230.00.

12
13 Section 3. The Fire Code is hereby amended by amending Chapter 1, Section 113.21,
14 Table 113-B, and Table 113-C to read as follows:

15 **113.21 [For SF] Fee-setting procedure.**

16 (a) No later than ~~a date that the Controller shall prescribe~~April 1, the Chief of the
17 Department shall annually report to the Controller the revenues received from each type of fee
18 the Department collects. The report shall include the costs, both direct and indirect, the
19 Department incurs in providing the services for which each fee is assessed, the anticipated
20 costs for the ensuing fiscal year, the level of service the Department anticipates it will provide
21 for each service for which it charges a fee, and the rate that would be necessary to support
22 each service. The Controller shall file the report with the Board of Supervisors no later than
23 July 1st of each year. If the fees are insufficient to recover ~~SFFD~~ the costs of providing the
24 services, or if the fees recovers more than the actual costs, the Controller shall submit
25 legislation to the Board of Supervisors to adjust the fees upward or downward for the upcoming

1 fiscal year as appropriate to ensure that over-time the City fees recover the costs of operation but do
 2 not exceed the cost of providing the service for which the City charges the fee. The adjusted
 3 fees shall become operative on July 1. The amount of the license fee for the Fire Department
 4 permit for the ~~2011-2012~~2012-2013 fiscal year shall be as set forth in the Business and Tax
 5 Regulations Code Section 75 et seq.

6 * * * *

7 TABLE 113-B—PLAN REVIEW FEES

8 VALUATION	9 FEE
10 \$0 — \$500	\$65.46
11 \$500 — \$2,000	\$99.54 plus \$22.795 per \$1,000 over \$500
12 \$2,000 — \$25,000	\$129.93 plus \$15.001 per \$1,000 over \$2,000
13 \$25,000 — \$50,000	\$474.96 plus \$10.104 per \$1,000 over \$25,000
14 \$50,000 — \$100,000	\$727.56 plus \$6.752 per \$1,000 over \$50,000
15 \$100,000 — \$500,000	\$1,065.15 plus \$2.776 per \$1,000 over \$100,000
16 \$500,000 — \$1,000,000	\$2,175.71 plus \$1.554 per \$1,000 over \$500,000
17 \$1,000,000 — \$5,000,000	\$2,952.95 plus \$1.182 per \$1,000 over \$1,000,000
\$5,000,000	7,680.20 plus \$0.596 per \$1,000 over \$5,000,000

18 NOTATION TO TABLE 113-B:

19 EVACUATION SIGNAGE: Plan review beyond thirty minutes will be assessed at an hourly rate
 20 of \$110.00 per hour.

21 TOTAL VALUATION	
22 \$1.00 TO \$2,000	23 \$65.46 for the First \$1,000 or less plus \$64.472 for 24 each additional \$1,000.00 or fraction thereof, to and 25 including \$2,000.00
\$2,001 TO \$50,000	\$129.93 for the First \$2,000 or less plus \$12.451 for

	<i>each additional \$1,000.00 or fraction thereof, to and including \$50,000.00</i>
<u>\$50,001 TO \$200,000</u>	<i>\$727.56 for the First \$50,000 or less plus \$4.996 for each additional \$1,000.00 or fraction thereof, to and including \$200,000.00</i>
<u>\$200,001 TO \$500,000</u>	<i>\$1,477.03 for the First \$200,000 or less plus \$2.329 for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00</i>
<u>\$500,001 TO \$1,000,000</u>	<i>\$2,175.71 for the First \$500,000 or less plus \$1.554 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.00</i>
<u>\$1,000,001 TO \$5,000,000</u>	<i>\$2,952.95 for the First \$1,000,000 or less plus \$1.1818 for each additional \$1,000.00 or fraction thereof, to and including \$5,000,000.00</i>
<u>\$5,000,001</u>	<i>\$7,680.20 for the First \$5,000,000 or less plus \$0.596 for each additional \$1,000.00 or fraction thereof</i>

NOTATION TO TABLE 113-B:

EVACUATION SIGNAGE: Plan review beyond thirty minutes will be assessed at an hourly rate of \$115.00 per hour.

TABLE 113-C – FIELD INSPECTION FEES (See notation for additional fees)

Over	Not More Than	
\$0	\$10,000	\$110.00 <u>\$115.00</u> ONE HOUR

1	\$10,000	\$50,000	\$220.00 <u>\$230.00</u> TWO HOURS
2	\$50,000	\$500,000	\$330.00 <u>\$345.00</u> THREE HOURS
3	\$500,000	\$5,000,000	\$550.00 <u>\$575.00</u> FIVE HOURS
4	\$5,000,000	\$10,000,000	\$1110.00 <u>\$1,150.00</u> TEN HOURS
5	\$10,000,000	\$25,000,000	\$2,200.00 <u>\$2,300.00</u> TWENTY
6			HOURS
7	\$25,000,000		\$3330.00 <u>\$3,450.00</u> THIRTY HOURS

8
9 NOTATION TO TABLE 113-C:

10	NEW FIRE ALARM SYSTEMS	\$220.00 <u>\$230.00</u> TWO HOURS
11	NEW SPRINKLER SYSTEMS	\$330.00 <u>\$345.00</u> THREE HOURS
12	NEW GASEOUS SUPPRESSION SYSTEMS	\$220.00 <u>\$230.00</u> TWO HOURS

13
14 This initial minimum inspection fee covers all inspections up to the hours specified
15 above. If the inspections for the new system exceed the hours specified above, additional
16 hourly fees will be assessed.

17
18 Section 4. Effective Date. This ordinance shall become operative on its effective date
19 or on July 1, 2013, whichever is later

20
21 APPROVED AS TO FORM:
22 DENNIS J. HERRERA, City Attorney

23 By: _____
24 ALICIA CABRERA
25 Deputy City Attorney
n:\pubpro\as2013\0700303\00843996.doc