

[Planning, Building Codes - Small Business Month Fee Waiver]

1
2 **Ordinance recognizing ~~Small Business Month in May 2014~~; retroactively waiving fees in**
3 **the Planning and Building Codes for certain façade improvements during the month of**
4 **May every year; 2014; affirming the Planning Department's determination under the**
5 **California Environmental Quality Act; and making findings of consistency with the**
6 **General Plan, and eight priority policies of Planning Code, Section 101.1.**

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

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

15 Section 1. Findings and Purpose.

16 (a) May is Small Business Month, and the Board of Supervisors desires to recognize
17 the importance of small businesses in San Francisco. As part of this recognition, the Board
18 elects to waive various local permit fees for the month of May each year 2014 for the
19 replacement of awnings and signs on awnings and installation of pedestrian level lighting, as
20 these fees have acted as a bar for many small businesses to improve their building facades
21 and store fronts.

22 (b) On March 27, 2014, the Planning Commission adopted Resolution No. 19106
23 recommending adoption of this ordinance, and adopted findings that the ordinance is
24 consistent, on balance, with the City's General Plan and eight priority policies of Planning
25 Code Section 101.1(b). The Board of Supervisors adopts these findings as it own. A copy of

1 this Commission Resolution is on file with the Clerk of the Board in File No. 140312, and is
2 incorporated herein by reference.

3 (c) Pursuant to Planning Code Section 302, the Board of Supervisors finds that this
4 ordinance will promote the public necessity, convenience, safety and welfare for the reasons
5 set forth in Commission Resolution No. 19106, which is incorporated herein by reference.

6 (d) The Planning Department has determined that the actions contemplated in this
7 ordinance comply with the California Environmental Quality Act ("CEQA", California Public
8 Resources Code Section 21000 et seq.). The Board of Supervisors affirms the Department's
9 CEQA determination. Said determination is on file with the Clerk of the Board in File No.
10 140312 and is incorporated herein by reference.

11 (e) On March 19, 2014, the Building Inspection Commission conducted a public
12 hearing on this ordinance and recommended approval of this ordinance. On March 24, 2014,
13 the Building Inspection Commission Secretary submitted a letter to the Board of Supervisors
14 describing the Commission's action. Said letter is on file with the Clerk of the Board in File
15 No. 140312 and is incorporated herein by reference.

16
17 Section 2. The Planning Code is hereby amended by revising Section 355, to read as
18 follows:

19 * * * *

20 (f) **Small Business Month Fee Waiver.** No Planning Department fees shall apply for
21 permits issued to Small Business Enterprises in the month of May for awning replacement
22 and for signs on awnings. For purposes of this Subsection (f), a Small Business Enterprise
23 shall be a business that has 100 or fewer employees. The Planning Department and the
24 Department of Building Inspection shall establish process by which those two departments will
25

1 certify that an applicant is a Small Business Enterprise for the purpose of this Subsection and
 2 Section 110A, Tables 1A-A and 1A-E of the Building Code.

3
 4 Section 3. The Building Code is hereby amended by revising Section 110A, Tables
 5 1A-A and 1A-E, to read as follows:

6 **TABLE 1A-A – BUILDING PERMIT FEES**

	NEW CONSTRUCTION ^{1,3}		ALTERATIONS ^{1,2,3}		NO PLANS _{1,2,3}
TOTAL VALUATION	PLAN REVIEW FEE	PERMIT ISSUANCE FEE	PLAN REVIEW FEE	PERMIT ISSUANCE FEE	PERMIT ISSUANCE FEE
\$1.00 to \$2,000.00	\$141.17 for the first \$500.00 plus \$5.83 for each additional \$100.00 or fraction thereof, to and including \$2,000.00	\$60.50 for the first \$500.00 plus \$2.50 for each additional \$100.00 or fraction thereof, to and including \$2,000.00	\$155.75 for the first \$500.00 plus \$3.15 for each additional \$100.00 or fraction thereof, to and including \$2,000.00	\$66.75 for the first \$500.00 plus \$1.35 for each additional \$100.00 or fraction thereof, to and including \$2,000.00	\$180.00 for the first \$500.00 plus \$4.00 for each additional \$100.00 or fraction thereof, to and including \$2,000.00

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

<p>\$2,001.00 to \$50,000.00</p>	<p>\$228.62 for the first \$2,000.00 plus \$14.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00</p>	<p>\$98.00 for the first \$2,000.00 plus \$6.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00</p>	<p>\$203.00 for the first \$2,000.00 plus \$19.11 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00</p>	<p>\$87.00 for the first \$2,000.00 plus \$8.19 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00</p>	<p>\$240.00 for the first \$2,000.00 plus \$5.83 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00</p>
<p>\$50,001.00 to \$200,000.00</p>	<p>\$900.62 for the first \$50,000.00 plus \$9.33 for each additional \$1000.00 or fraction thereof, to and including \$200,000.00</p>	<p>\$386.00 for the first \$50,000.00 plus \$4.00 for each additional \$1000.00 or fraction thereof, to and including \$200,000.00</p>	<p>\$1,120.28 for the first \$50,000.00 plus \$11.43 for each additional \$1000.00 or fraction thereof, to and including \$200,000.00</p>	<p>\$480.12 for the first \$50,000.00 plus \$4.90 for each additional \$1000.00 or fraction thereof, to and including \$200,000.00</p>	<p>\$519.84 for the first \$50,000.00 plus \$2.86 for each additional \$1000.00 or fraction thereof, to and including \$200,000.00</p>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

					0
\$200,001.00 to \$500,000.00	\$2,300.12 for the first \$200,000.00 plus \$6.53 for each additional \$1000.00 or fraction thereof, to and including \$500,000.00	\$986.00 for the first \$200,000.00 plus \$2.80 for each additional \$1000.00 or fraction thereof, to and including \$500,000.00	\$2,834.78 for the first \$200,000.00 plus \$9.33 for each additional \$1000.00 or fraction thereof, to and including \$500,000.00	\$1,215.12 for the first \$200,000.00 plus \$4.00 for each additional \$1000.00 or fraction thereof, to and including \$500,000.00	Plans Required for Submittal
\$500,001.00 to \$1,000,000.0 0	\$4,259.12 for the first \$500,000.00 plus \$5.83 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.0 0	\$1,826.00 for the first \$500,000.00 plus \$2.50 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.0 0	\$5,633.78 for the first \$500,000.00 plus \$6.42 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.0 0	\$2,415.12 for the first \$500,000.00 plus \$2.75 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.0 0	Plans Required for Submittal

1		\$7,174.12 for	\$3,076.00 for	\$8,843.78 for	\$3,790.12 for	Plans Required for Submittal
2		the first	the first	the first	the first	
3		\$1,000,000.0	\$1,000,000.0	\$1,000,000.0	\$1,000,000.0	
4		0 plus \$5.13	0 plus \$2.20	0 plus \$5.83	0 plus \$2.50	
5	\$1,000,001.0	for each	for each	for each	for each	
6	0 to	additional	additional	additional	additional	
7	\$5,000,000.0	\$1,000.00 or	\$1,000.00 or	\$1,000.00 or	\$1,000.00 or	
8	0	fraction	fraction	fraction	fraction	
9		thereof, to	thereof, to	thereof, to	thereof, to	
10		and including	and including	and including	and including	
11		\$1,000,000.0	\$1,000,000.0	\$1,000,000.0	\$1,000,000.0	
12		0	0	0	0	
13		\$27,694.12	\$11,876.00	\$32,163.78	\$13,790.12	Plans Required for Submittal
14		for the first	for the first	for the first	for the first	
15		\$5,000,000.0	\$5,000,000.0	\$5,000,000.0	\$5,000,000.0	
16		0 plus \$4.90	0 plus \$2.10	0 plus \$5.48	0 plus \$2.35	
17	\$5,000,001.0	for each	for each	for each	for each	
18	0 and up	additional	additional	additional	additional	
19		\$1,000.00 or	\$1,000.00 or	\$1,000.00 or	\$1,000.00 or	
20		fraction	fraction	fraction	fraction	
21		hereof	thereof	thereof	thereof	
22						

NOTES:

1. These permit fees do not include other fees that may be required by other Departments: Public Works, Planning, Fire, Public Health, etc., nor do they include plumbing,

1 electrical or mechanical permit fees unless so stated in the other fee tables.

2 2. A surcharge of \$5.00 shall be added to those alteration permits sought for buildings
3 classified as R3 (one/two-family dwelling) and E3 (licensed day care) that were constructed
4 prior to 1979 to implement the interior lead safe work practices provisions of Section 3407 *et*
5 *seq.* of this code.

6 3. All permit fees related to reviewing the structural integrity of awning replacements
7 for permits submitted "over the counter" at the Central Permit Bureau are hereby waived for
8 any permit issued to a Small Business Enterprise for such activities during the month of May.
9 For purposes of this Section, a Small Business Enterprise shall be a business that has 100 or
10 fewer employees. The Planning Department and the Department of Building Inspection shall
11 establish process by which those two departments will certify that an applicant is a Small
12 Business Enterprise for the purpose of this Section and Section 355 of the Planning Code.

13
14 * * * *

15 **TABLE 1A-E – ELECTRICAL PERMIT ISSUANCE AND INSPECTION FEE**
16 **SCHEDULE**

17 A. Permit applicants are required to itemize the proposed scope of work and select
18 the appropriate category and fee amount.

19 B. Separate permits are required for each structure, condominium unit, existing
20 dwelling unit (except in R3 occupancies), common area, commercial office floor or individual
21 tenant space.

22 C. Standard hourly permit issuance and inspection rates shall apply for installations
23 not covered by this fee schedule.

24 D. Fees shall be paid in full prior to obtaining: occupancy approval, job card signature,
25 permission to energize, or final signoff, as applicable.

1 E. For the purpose of fee calculation: appliances and utilization equipment each count
2 as one outlet or device in addition to receptacles, switches, and light outlets.

3 F. All permit fees related to reviewing the installation of pedestrian level lighting are
4 hereby waived for any permit issued for such activities for Small Business Enterprises during
5 the month of May. For purposes of this Section, a Small Business Enterprise shall be a
6 business that has 100 or fewer employees. The Planning Department and the Department of
7 Building Inspection shall establish process by which those two departments will certify that an
8 applicant is a Small Business Enterprise for the purpose of this Section and Section 355 of the
9 Planning Code.

10 * * * *

11 ~~Section 2. Fee Waivers.~~

12 ~~(a) Notwithstanding any provision of the Planning Code, including the fee schedule~~
13 ~~associated with Sections 355(a) and 355(e), the permit fee for awning replacement and for~~
14 ~~signs on awnings, respectively, are hereby waived for any permit issued for such activities~~
15 ~~during the month of May 2014.~~

16 ~~(b) Notwithstanding any provision of the Building Code, including the fee schedules of~~
17 ~~Tables 1A-A and 1A-E, the permit fees related to reviewing the structural integrity of awning~~
18 ~~replacements for those permits submitted "over the counter" at the Central Permit Bureau and~~
19 ~~installation of pedestrian level lighting, respectively, are hereby waived for any permit issued~~
20 ~~for such activities during the month of May 2014.~~

21 ~~(c) The fee waivers set forth in Section 2 shall apply only to small business~~
22 ~~enterprises. For purposes of this Section 2 a small business enterprise shall be one that has~~
23 ~~100 or fewer employees. The Board of Supervisors hereby delegates to the Department of~~
24 ~~Building Inspection and the Planning Department the establishment of a process by which the~~
25 ~~respective departments will certify that an applicant is a small business enterprise.~~

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Section ~~34~~. Effective and Operative Dates. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance. ~~However, in order to effectuate the intent of this ordinance, the operative provisions of this ordinance shall be retroactive to May 1, 2014 should the effective date of the ordinance occur after May 1, 2014.~~

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

By: 

JON GIVNER
Deputy City Attorney

n:\leganalas2014\1400370\00916742.doc



City and County of San Francisco
Tails
Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 140312

Date Passed: April 29, 2014

Ordinance waiving fees in the Planning and Building Codes for certain façade improvements during the month of May every year; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1.

March 31, 2014 Land Use and Economic Development Committee - DUPLICATED

March 31, 2014 Land Use and Economic Development Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

March 31, 2014 Land Use and Economic Development Committee - CONTINUED AS AMENDED

April 14, 2014 Land Use and Economic Development Committee - RECOMMENDED

April 22, 2014 Board of Supervisors - PASSED, ON FIRST READING


Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

April 29, 2014 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 140312

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 4/29/2014 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


Mayor

05/08/2014
Date Approved