

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

TO: Olson Lee, Director, Mayor's Office of Housing and Community Development
Tom Hui, Director, Building Inspection Commission

FROM: Linda Wong, Assistant Clerk, Budget and Finance Sub-Committee, Board of Supervisors

DATE: March 29, 2016

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Budget and Finance Sub-Committee has received the following substituted legislation, introduced by Supervisor Scott Wiener:

File No. 151080

Ordinance amending the Administrative Code to establish the Mayor's Nuisance Abatement Revolving Loan Fund to help building owners finance repairs and improvements needed to abate violations of Building Inspection Commission Codes.

If you have any additional comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Sophie Hayward, Mayor's Office of Housing and Community Development
William Strawn, Building Inspection Commission

1 [Administrative Code - Establishing Mayor's Nuisance Abatement Revolving Loan Fund]

2
3 **Ordinance amending the Administrative Code to establish the Mayor's Nuisance**
4 **Abatement Revolving Loan Fund to help building owners finance repairs and**
5 **improvements needed to abate violations of Building Inspection Commission codes.**

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:

14 Section 1. The Administrative Code is hereby amended by adding Section 10.100-118,
15 to read as follows:

16 **SEC. 10.100-118. MAYOR'S NUISANCE ABATEMENT REVOLVING LOAN FUND.**

17 (a) Establishment of Fund. The Mayor's Nuisance Abatement Revolving Loan Fund is
18 established as a category four fund to receive any legally available monies appropriated for this
19 purpose. The monies to be deposited in the fund shall include, subject to any prior legally-binding
20 obligations, principal repayments of loans made from the fund and fees and interest earnings generated
21 by loans made from the Fund.

22 (b) Use of Fund. Expenditures from the fund shall be for the following purposes: (1) to provide
23 loans to building owners to make repairs and improvements needed to abate violations of the Building,
24 Electrical, Green Building, Housing, Mechanical, and Plumbing Codes; and (2) to pay for expenses
25 incurred in the administration of such loans. Administrative expenses shall be appropriated through

1 the annual budget process or supplemental appropriation for the Mayor's Office of Housing and
2 Community Development ("MOHCD"), or its successor.

3 (c) Administration of Fund. MOHCD shall administer loan programs under the fund, and in
4 such capacity shall: (1) service loan agreements; (2) receive payments for, and maintain current
5 accounts of principal, interest, and fees relating to the loan agreements, and redeposit them into the
6 fund; and, (3) allocate funds for administration associated with the operation of the fund, such funds
7 being limited to interest earnings generated by loans, collection of fees and the proceeds of investments
8 of unexpended cash balances from the fund.

9 MOHCD shall report annually to the Board of Supervisors on the current status of the fund, the
10 amounts approved for disbursement, and the number and types of projects assisted.

11 The Director of MOHCD may, after a noticed public hearing, adopt rules and regulations for
12 the loan program or programs and for the administration of the fund.

13
14 Section 2. Effective Date. This ordinance shall become effective 30 days after
15 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
16 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
17 of Supervisors overrides the Mayor's veto of the ordinance.

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

21
22 By:


23 THOMAS J. OWEN
24 Deputy City Attorney

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REVISED LEGISLATIVE DIGEST

(3/22/2016, Substituted)

[Administrative Code - Establishing Mayor's Nuisance Abatement Revolving Loan Fund]

Ordinance amending the Administrative Code to establish the Mayor's Nuisance Abatement Revolving Loan Fund to help building owners finance repairs and improvements needed to abate violations of Building Inspection Commission codes.

Existing Law

The City currently does not have a special fund to support loans for building owners to abate Municipal Code violations.

Amendments to Current Law

The proposal is an ordinance that would amend the Administrative Code to create a Mayor's Nuisance Abatement Revolving Loan Fund ("the Fund"). The City would use the Fund to make loans to building owners to make repairs and improvements needed to abate violations of the Building, Electrical, Green Building, Housing, Mechanical, and Plumbing Codes, and to operate the loan program.

The Mayor's Office of Housing and Community Development would establish and administer the loan programs.

The Fund would consist of any monies appropriated to the Fund by the City, including repayments of loans made from the Fund and fees and interest earnings on such loans.

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