

BOARD of SUPERVISORS



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MEMORANDUM

TO: Trent Rhorer, Executive Director, Human Services Agency
Joanne Hayes-White, Chief, Fire Department
Olson Lee, Director, Mayor's Office of Housing and Community Development
Ben Rosenfield, Controller, Office of the Controller

FROM: Erica Major, Assistant Clerk, Public Safety and Neighborhood Services Committee, Board of Supervisors

DATE: May 9, 2017

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Public Safety and Neighborhood Services Committee has received the following proposed legislation, introduced by Supervisor Ronen on May 2, 2017:

File No. 170515

Ordinance amending the Administrative Code to allow tenants who have been displaced by fires to receive payments from the Fire Victims Assistance Fund for up to four years, instead of two years, if they earn 70% of Area Median Income or less, have not secured permanent replacement housing, and have applied for an affordable housing preference from the City as a tenant displaced by a fire.

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: Krista Ballard, Human Services Agency
Kelly Alves, Fire Department
Eugene Flannery, Mayor's Office of Housing and Community Development
Todd Rydstrom, Office of the Controller

1 [Administrative Code - Fire Victims Assistance Fund]

2
3 **Ordinance amending the Administrative Code to allow tenants who have been**
4 **displaced by fires to receive payments from the Fire Victims Assistance Fund for up to**
5 **four years, instead of two years, if they earn 70% of Area Median Income or less, have**
6 **not secured permanent replacement housing, and have applied for an affordable**
7 **housing preference from the City as a tenant displaced by a fire.**

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

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

16 Section 1. The Administrative Code is hereby amended by revising Section 10.100-
17 298, to read as follows:

18 **SEC. 10.100-298. SAN FRANCISCO FIRE VICTIMS ASSISTANCE FUND.**

19 (a) **Establishment of Fund.** The San Francisco Fire Victims Assistance Fund (the
20 "Fund") is established as a category six fund to receive any monies appropriated or donated
21 for the purpose of assisting victims of housing fires as set forth in this Section 10.100-298.
22 Donations to the Fund are deemed approved for acceptance and expenditure.

23 (b) **Use of Fund.** Monies in the fund shall be used exclusively by the Executive
24 Director of the Human Services Agency or his or her designee (the "Director") to provide
25 rental assistance to persons who have been displaced from their homes by fire in the past

1 three months. The Director may make payments from the Fund to persons so qualified and
2 earning up to 100% of the Area Median Income. Assistance from the Fund to any person in
3 connection with a single incident shall not extend beyond 24 months from the date of the
4 incident, except that persons earning 70% of Area Median Income or less may continue to receive
5 assistance up to 48 months from the date of the incident if (1) they have not resided in the unit from
6 which they were displaced since the incident, (2) they received services or financial support from the
7 Human Services Agency within three months after the incident, (3) they have not secured permanent
8 replacement housing after the incident, (4) the building in which the incident occurred remains
9 uninhabitable, and (5) they have applied to the Mayor's Office of Housing and Community
10 Development for a preference in a City Affordable Housing Program as a Category 3 Displaced Tenant
11 under Administrative Code Chapter 47. Payments from the Fund are entirely in the Director's
12 lawful discretion and there is in no circumstance a right to a payment.

13 (c) **Administration of Fund.** The Director shall submit an annual written report to the
14 Board of Supervisors and the Controller within the first two weeks of July showing donations
15 received, the nature and amount of such donations, and the disposition thereof, together with
16 a description of the individual payments made from the Fund.

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18 Section 2. **Effective Date.** This ordinance shall become effective 30 days after
19 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
20 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
21 of Supervisors overrides the Mayor's veto of the ordinance.

22
23 Section 3. **Scope of Ordinance.** In enacting this ordinance, the Board of Supervisors
24 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
25 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal

1 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
2 additions, and Board amendment deletions in accordance with the "Note" that appears under
3 the official title of the ordinance.

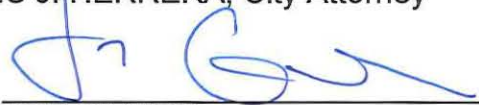
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5 APPROVED AS TO FORM:
6 DENNIS J. HERRERA, City Attorney

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By:



JON GIVNER
Deputy City Attorney

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