

1 [Planning Code - Increasing the Transportation Sustainability Fee for Large Non-Residential  
2 Projects]

3 **Ordinance amending the Planning Code to increase the Transportation Sustainability**  
4 **Fee by \$5 for Non-Residential Projects larger than 99,999 gross square feet; affirming**  
5 **the Planning Department’s determination under the California Environmental Quality**  
6 **Act; and making findings of public necessity, convenience and welfare, and findings of**  
7 **consistency with the General Plan, and the eight priority policies of Planning Code,**  
8 **Section 101.1.**

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

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

17 Section 1. Findings. The Board of Supervisors of the City and County of San  
18 Francisco hereby finds and determines that:

19 (a) The Planning Department has determined that the actions contemplated in this  
20 ordinance comply with the California Environmental Quality Act (California Public Resources  
21 Code Section 21000 et seq.). Said determination is on file with the Clerk of the Board of  
22 Supervisors in File No. 180117 and is incorporated herein by reference. The Board affirms  
23 this determination.

24 (b) On \_\_\_\_\_, the Planning Commission, in Resolution No. \_\_\_\_\_,  
25 adopted findings that the actions contemplated in this ordinance are consistent, on balance,  
with the City’s General Plan and eight priority policies of Planning Code Section 101.1. The

1 Board adopts these findings as its own. A copy of said Resolution is on file with the Clerk of  
2 the Board of Supervisors in File No. \_\_\_\_\_, and is incorporated herein by reference.

3 (c) On \_\_\_\_\_, the Planning Commission, in Resolution No. \_\_\_\_\_,  
4 approved this legislation, recommended it for adoption by the Board of Supervisors, and  
5 adopted findings that it will serve the public necessity, convenience and welfare. Pursuant to  
6 Planning Code Section 302, the Board adopts these findings as its own. A copy of said  
7 Resolution is on file with the Clerk of the Board of Supervisors in File No. \_\_\_\_\_, and is  
8 incorporated by reference herein.

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10 Section 2. The Planning Code is hereby amended by revising Section 411A.5, to read  
11 as follows:

12 SEC. 411A.5. TSF SCHEDULE.

13 Development Projects subject to the TSF shall pay the following fees, as adjusted  
14 annually in accordance with Planning Code Section 409(b).

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<b>Table 411A.5. TSF Schedule</b>	
<b><i>Land Use Categories</i></b>	<b><i>TSF</i></b>
17 Residential, 21-99 units	\$7.74 for all gsf of Residential use in the first 99 dwelling units (see Section 411A.4(c) above).
18 Residential, all units above 99 units	\$8.74 for all gsf of Residential use in all dwelling units at and above the 100th unit (see Section 411A.4(c) above).
19 Non-Residential, except Hospitals and Health Services, 800-99,999 gsf	\$18.04 for all gsf of Non-Residential uses less than 100,000 gsf.
20 Non-Residential, except Hospitals and Health Services, all gsf above 99,999 gsf	<del>\$19.04</del> <u>\$24.04</u> for all gsf of Non-Residential use greater than 99,999 gsf.

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Hospitals	\$18.74 per calculation method set forth in Section 411A.4(d).
Health Services, all gsf above 12,000 gsf	\$11.00 for all gsf above 12,000 gsf
Production, Distribution and Repair	\$7.61

Section 3. Effective Date. 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.

Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the ordinance.

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

By: \_\_\_\_\_  
ANDREA RUIZ-ESQUIDE  
Deputy City Attorney

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