

1 [Waiver of Temporary Street Space Occupancy Fee - Street Tree Maintenance Activities -
2 Greater Rincon Hill Association]

3 **Ordinance waiving the fee required by Public Works Code, Section 724.1, for temporary**
4 **street space occupancy permits in connection with tree maintenance by the Greater**
5 **Rincon Hill Association within the Greater Rincon Hill Community Benefit District, also**
6 **known as the East Cut Community Benefit District, between September 1, 2018, and**
7 **June 30, 2019.**

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 ~~*italics Times New Roman font*~~.
11 **Board amendment additions** are in double-underlined Arial font.
12 **Board amendment deletions** are in ~~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. Findings.

17 (a) In Resolution No. 299-15, the City and County of San Francisco (the "City")
18 established a property-based business improvement district called the Greater Rincon Hill
19 Community Benefit District (also known as the East Cut Community Benefit District) (the
20 "District"). On December 29, 2015, the City and the Greater Rincon Hill Association, a
21 nonprofit corporation acting as the owners' association of the District, entered into an
22 agreement for the administration of the District, establishing certain responsibilities and
23 requirements for the implementation, administration, and provision of the property-related
24 services, improvements, and activities, to be funded by the assessments within the District.
25 Among other responsibilities, the District uses assessment funds to provide street tree
maintenance to supplement City services in the District.

1 (b) Public Works Code Section 724.1 requires that anyone who receives a permit
2 for temporary street space occupancy for building construction operations or other purposes
3 pay an associated fee to the City. The Greater Rincon Hill Association anticipates that it will
4 need to obtain temporary street space occupancy permits in connection with its planned street
5 tree pruning and maintenance activities in 2018 and 2019. To minimize the financial impact
6 on the District from payment of these fees, this ordinance waives the application of the
7 temporary street space occupancy fees in connection with these activities.
8

9 Section 2. Fee Waiver. The temporary street occupancy permit fee required under
10 Public Works Code Section 724.1 shall not apply to permits obtained by the Greater Rincon
11 Hill Association to facilitate the maintenance, removal, or planting of street trees within the
12 District between September 1, 2018, and June 30, 2019.
13

14 Section 3. Effective Date; Retroactivity. This ordinance shall become effective 30 days
15 after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns
16 the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the
17 Board of Supervisors overrides the Mayor's veto of the ordinance. The ordinance shall be
18 retroactive to September 1, 2018.
19

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

23 By:


24 JON GIVNER
Deputy City Attorney

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Introduction Form

By a Member of the Board of Supervisors or Mayor

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BOARD OF SUPERVISORS
SAN FRANCISCO

2018 JUL 18 AM 10:18
Time stamp
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BY

AK

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Topic submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Kim

Subject:

Ordinance waiving the fee required by Public Works Code Section 724.1 for temporary street space occupancy permits in connection with tree maintenance by the Greater Rincon Hill Association within the Greater Rincon Hill Community Benefit District, also known as the East Cut Community Benefit District, between September 1, 2018, and June 30, 2019

The text is listed:

Attached

Signature of Sponsoring Supervisor:



For Clerk's Use Only