

File No. 180090

Committee Item No. 2

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Land Use and Transportation

Date December 3, 2018

Board of Supervisors Meeting

Date _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Memorandum of Understanding (MOU) |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 - Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 700 |
| <input type="checkbox"/> | <input type="checkbox"/> | Vacancy Notice |
| <input type="checkbox"/> | <input type="checkbox"/> | Information Sheet |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

- | | | |
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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Building Inspection Commission Recommendation</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>CEQA Determinations</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Completed by: Alisa Somera Date November 29, 2018

Completed by: _____ Date _____

1 [Building Code - Electric Vehicle Charging Stations - Expedited Permit Process]

2
3 **Ordinance amending the Building Code to enact an expedited and streamlined permit**
4 **process for Electric Vehicle Charging Stations; affirming the Planning Department's**
5 **determination under the California Environmental Quality Act; and directing the Clerk**
6 **to forward this Ordinance to the California Building Standards Commission upon final**
7 **passage.**

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. Findings.

17 (a) The Planning Department has determined that the actions contemplated in this
18 ordinance comply with the California Environmental Quality Act (California Public Resources
19 Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
20 Supervisors in File No. 180090 and is incorporated herein by reference. The Board affirms
21 this determination

22 (b) On November 21, 2018, the Building Inspection Commission considered this
23 ordinance at a duly noticed public hearing pursuant to Charter Section D3.750-5.

24 (c) On January 1, 2016, Assembly Bill 1236 went into effect. AB 1236 added
25 Section 65850.7 to the California Government Code, requiring every city, county, or city and
county with a population of 200,000 or more residents to adopt an ordinance by

1 September 30, 2016, that creates an expedited, streamlined permitting process for electric
2 vehicle charging stations and a checklist of requirements consistent with the Legislature's
3 goals and intent.

4 (d) In Section 65850.7(a), the Legislature finds and declares that:

5 (1) Implementation of consistent statewide standards to achieve the timely and
6 cost-effective installation of electric vehicle charging stations is a matter of statewide concern.

7 (2) It is the policy of the state to promote and encourage the use of electric
8 vehicle charging stations and to limit obstacles to their use.

9 (3) It is the intent of the Legislature that local agencies comply not only with the
10 language of Section 65850.7 but also with the legislative intent to encourage the installation of
11 electric vehicle charging stations by removing obstacles to, and minimizing costs of, permitting
12 for charging stations so long as such action does not supersede the building official's authority
13 to identify and address higher priority life-safety situations.

14 (e) The City and County of San Francisco has been in compliance with the goals
15 and mandate of AB 1236 through the Department of Building Inspection's administrative
16 implementation of the expedited permit process being codified in this ordinance. The permit
17 fee currently being charged is the fee listed in Building Code Section 110A, Table 1A-E for
18 Category 3 - Service Distribution and Utilization Equipment. This ordinance neither
19 establishes nor increases the permit fee, but simply lists it as a separate item under Category
20 5 – Miscellaneous Installations.

21
22 Section 2. California Health and Safety Code Section 17958.7. No findings are
23 required for this ordinance under Section 17958.7 because the ordinance enacts the
24 expedited permit process for EV charging stations required by California Government Code
25 Section 65850.7. It does not amend a "building standard" as defined in Section 18909 of the

1 California Health and Safety Code or modify the checklists and standards found in the
2 Guidebook cited in Government Code Section 65850.7.

3
4 Section 3. The Building Code is hereby amended by adding Section 106A.1.16, to
5 read as follows:

6 106A.1.16 Electric Vehicle (EV) Supply Equipment ; permit and fee. An electrical permit obtained by
7 a California state licensed Electrical Contractor is required to install Electric Vehicle Supply
8 Equipment (EVSE) defined in Section 202 of this Code, and the alteration or modification of any
9 portion of the electrical system on the property. See Section 110A, Table 1A-E – Electrical Permit Fee
10 Issuance and Inspection Fee Schedule for the applicable fees.

11 EXCEPTION: A permit is not required to install a Residential Electrical Vehicle Charger when
12 a plug in type charger is utilizing a previously approved receptacle outlet.

13 106A.1.16.1 General requirements.

14 1. The EV Charging Station and its installation shall comply with Article 625 and other
15 applicable sections of the Electrical Code, and all applicable sections of the Mechanical Code,
16 Building Code, and Fire Code. The installation shall also meet any safety and performance standards
17 established by the Society of Automotive Engineers, the National Electrical Manufacturers Association,
18 accredited testing laboratories such as Underwriters Laboratories, and the California Public Utilities
19 Commission that the Building Official determines shall apply.

20 2. New construction and certain major alterations, as those terms are defined in Section 202 of
21 the Green Building Code, are subject to the requirements of Sections 4.103.3.3 and 5.103.3 and other
22 applicable sections of the Green Building Code, per Ordinance No. 92-17, enacted in April 2017.

23 3. All electrical materials, devices, fittings, and associated equipment shall be listed by a
24 nationally recognized testing laboratory.

1 4. Level 2 EVSE shall be connected and fastened in place per the manufacturer's instructions
2 and Section 625.44 of the Electrical Code. The anchorage of either floor-mounted or wall-mounted
3 stations shall comply with the Building Code and Electrical Code.

4 5. For indoor locations, the coupling means of the EVSE shall be stored at a height of not less
5 than 18 inches and not more than 48 inches above the finished floor level.

6 6. For outdoor locations, the coupling means of the EVSE shall be stored or located at a height
7 of not less than 24 inches above grade level.

8 **106A.1.16.2 Application submittal requirements.**

9 1. Consistent with existing procedures, the Department shall continue to allow a California
10 state licensed Electrical Contractor registered with the Department to obtain an electrical permit for
11 installation of electrical materials, devices, fittings, and associated equipment. Where the scope of a
12 project, including installation of an EV Charger, solely requires an electrical permit, such a permit
13 shall continue to be available electronically and over the counter to licensed Electrical Contractors
14 registered with the Department. The Department shall publish guidance clarifying conditions where an
15 electrical permit is sufficient.

16 2. For projects which require additional review or permits, the Department shall publish
17 guidance clarifying when any or all of the following are required in order for an EV Charging Station
18 permit to be complete. The application, and the information and documentation required by this
19 Section 106A.1.16.2, may be submitted electronically.

20 (a) an electrical plan and calculations signed and stamped by either a California
21 registered Electrical Engineer or the licensed Electrical Contractor who is responsible for design and
22 installation of the system;

23 (b) a line diagram that includes all relevant information regarding the electrical
24 charger, panels, raceways, wire types and sizes, utility service main breaker ampacity, and utility
25 service voltage;

- (c) if applicable, identification of the type of EV Charger being installed;
- (d) current manufacturer specification sheets for major components of the system;
- (e) information from the manufacturer indicating whether or not ventilation is required;
- (f) if ventilation is required, a mechanical plan signed and stamped by either a California registered Mechanical Engineer or the licensed Mechanical Contractor responsible for the ventilation design;
- (g) a site plan approximately to scale that includes the locations of new and existing panels, meter, charging unit, and associated items;
- (h) a completed Department service load calculation form;
- (i) an electrical panel schedule; and
- (j) listing and labeling information from an approved nationally recognized testing laboratory.

106A.1.16.3 Inspections. Inspections by the Electrical Division are required for EV Charging Station installations, and for any alteration or modification of the electrical system on the property, including the installation of EVSE.

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

SECTION 110A – SCHEDULE OF FEE TABLES

* * * *

TABLE 1A-E – ELECTRICAL PERMIT ISSUANCE AND INSPECTION FEE

SCHEDULE

* * * *

Category 5

Miscellaneous Installations

1 Installation of EV Charging Station Same fee as is applicable for Category 3 - Service
2 Distribution and Utilization Equipment.

3 * * * *

4 Section 5. Pursuant to the requirements of California Government Code Section
5 65850.7(g)(2), the Department of Building Inspection shall publish on its website the
6 requirements set forth in Section 106A.1.16.2 of the Building Code.

7
8 Section 6. Effective Date. This ordinance shall become effective 30 days after
9 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
10 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
11 of Supervisors overrides the Mayor's veto of the ordinance.

12
13 Section 7. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
14 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
15 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
16 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
17 additions, and Board amendment deletions in accordance with the "Note" that appears under
18 the official title of the ordinance.

19 Section 8. Directions to Clerk. The Clerk of the Board of Supervisors is hereby directed
20 to forward a copy of this ordinance to the California Building Standards Commission upon final
21 passage.

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

24 By: 
25 JUDITH A. BOYAJIAN
Deputy City Attorney

n:\leganalas2017\1800166\01317212.docx

REVISED LEGISLATIVE DIGEST

(Substituted, 11/13/2018)

[Building Code - Electric Vehicle Charging Stations - Expedited Permit Process]

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

Existing Law

Building Code Section 110A, Table 1A-E establishes the fees for electrical permit issuance and inspection. The fee that the Department of Building Inspection currently charges for the installation of an Electric Vehicle ("EV") Charging Station is the fee listed in Category 3 for Service Distribution and Utilization Equipment.

Amendments to Current Law

Section 106A.1.16 is added to the Building Code to codify the Department of Building Inspection's existing administrative process for streamlining and expediting the review and approval of applications for a permit to install an EV Charging Station. Section 110, Table 1A-E is amended to list Installation of EV Charging Stations separately under Category 5 - Miscellaneous Installations, with the same fee that is currently being charged.

Background Information

On January 1, 2016, Assembly Bill 1236 went into effect. It added Section 65850.7 to the Government Code, requiring every city, county, or city and county with a population of 200,000 or more residents to adopt an ordinance by September 30, 2016 that creates an expedited, streamlined permitting process for electric vehicle charging stations and a checklist of requirements consistent with the Legislature's goals and intent. City departments currently review applications and issue permits for electric vehicle charging stations through a streamlined and expedited administrative process that complies with the Legislature's mandate and intent.

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BUILDING INSPECTION COMMISSION (BIC)

Department of Building Inspection
1660 Mission Street, San Francisco, California 94103-2414

Voice (415) 558-6164 - Fax (415) 558-6509

London N. Breed
Mayor

November 26, 2018

COMMISSION

Angus McCarthy
President

Debra Walker
Vice-President

Kevin Clinch
John Konstin
Frank Lee
Sam Moss
James Warshell

Ms. Angela Calvillo
Clerk of the Board
Board of Supervisors, City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4694

Dear Ms. Calvillo:

RE: File No.180090-2

Sonya Harris
Secretary

Tom C. Hui
Director

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department’s determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

This amendment was heard at the Code Advisory Committee (CAC) meeting on November 14, 2018. The CAC recommended the adoption of ordinance File #180090-2 as written with one amendment, to add a target date of 12-month time limit to page 4 line 14. “The Department shall publish guidance clarifying conditions where an electrical permit is sufficient.”

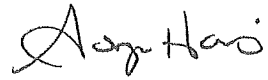
The Building Inspection Commission met and held a public hearing on November 21, 2018 regarding File No. 180090-2 on the proposed amendment to the San Francisco Building Code referenced above. Mr. Barry Hooper of the Department of Environment mentioned the CAC’s amendment, and the Commissioners had no objection. The Commissioners voted unanimously to support this proposed amendment.

The Commissioners voted to **recommend approval** of the proposed Ordinance **with suggested modifications**, as follows: Add a target date of a 12-month time limit to page 4 line 14. “The Department shall publish guidance clarifying conditions where an electrical permit is sufficient.”

President McCarthy	Yes	Vice-President Walker	Yes
Commissioner Clinch	Abstained	Commissioner Konstin	Excused
Commissioner Lee	Yes	Commissioner Moss	Excused
Commissioner Warshell	Yes		

Should you have any questions, please do not hesitate to call me at 558-6164.

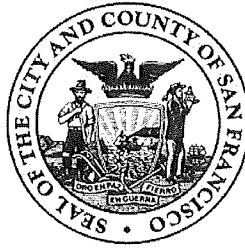
Sincerely,

A handwritten signature in black ink that reads "Sonya Harris". The signature is written in a cursive, flowing style.

Sonya Harris
Commission Secretary

cc: Tom C. Hui, S.E., Director
Mayor London N. Breed
Supervisor Katy Tang
Supervisor Aaron Peskin
Board of Supervisors

BOARD of SUPERVISORS



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

November 15, 2018

File No. 180090-2

Lisa Gibson
Environmental Review Officer
Planning Department
1650 Mission Street, Ste. 400
San Francisco, CA 94103

Dear Ms. Gibson:

On November 13, 2018, Supervisor Tang introduced the following proposed substitute legislation:

File No. 180090-2

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

A handwritten signature in cursive script, appearing to read "Erica Major".

By: Erica Major, Assistant Clerk
Land Use and Transportation Committee

Attachment

c: Joy Navarrete, Environmental Planning
Laura Lynch, Environmental Planning

Not defined as a project under CEQA Guidelines Sections 15378 and 15060(c)(2) because it would not result in a direct or indirect physical change in the environment.

Joy
Navarrete

Digitally signed by Joy Navarrete
DN: cn=Joy Navarrete, o=Planning,
ou=Environmental Planning,
email=joy.navarrete@sfgov.org,
c=US
Date: 2018.11.21 13:46:15 -08'00'

BOARD of SUPERVISORS



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

February 6, 2018

File No. 180090

Lisa Gibson
Environmental Review Officer
Planning Department
1650 Mission Street, Ste. 400
San Francisco, CA 94103

Dear Ms. Gibson:

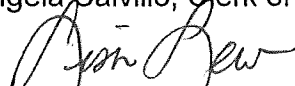
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Angela Calvillo, Clerk of the Board

for By:  Alisa Somera, Legislative Deputy Director
Land Use and Transportation Committee

Attachment

c: Joy Navarrete, Environmental Planning
Laura Lynch, Environmental Planning

Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

Joy Navarrete 2/16/18

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: Tom Hui, Director, Department of Building Inspection
Sonya Harris, Secretary, Building Inspection Commission

FROM: Erica Major, Assistant Clerk
Land Use and Transportation Committee

DATE: November 15, 2018

SUBJECT: SUBSTITUTE LEGISLATION INTRODUCED

The Board of Supervisors' Land Use and Transportation Committee has received the following substitute legislation, introduced by Supervisor Tang on January 23, 2018:

File No. 180090-2

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

The proposed substitute ordinance is being transmitted pursuant to Charter, Section D3.750-5, for public hearing and recommendation. It is pending before the Land Use and Transportation Committee and will be scheduled for hearing upon receipt of your response.

Please forward me the Commission's recommendation and reports at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: alisa.somera@sfgov.org.

c: William Strawn, Department of Building Inspection
Carolyn Jayin, Department of Building Inspection

BOARD of SUPERVISORS



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November 15, 2018

File No. 180090-2

Lisa Gibson
Environmental Review Officer
Planning Department
1650 Mission Street, Ste. 400
San Francisco, CA 94103

Dear Ms. Gibson:

On November 13, 2018, Supervisor Tang introduced the following proposed substitute legislation:

File No. 180090-2

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

This legislation is being transmitted to you for environmental review.

Angela Calvillo, Clerk of the Board

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By: Erica Major, Assistant Clerk
Land Use and Transportation Committee

Attachment

c: Joy Navarrete, Environmental Planning
Laura Lynch, Environmental Planning

BOARD of SUPERVISORS



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February 6, 2018

File No. 180090

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Environmental Review Officer
Planning Department
1650 Mission Street, Ste. 400
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File No. 180090

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This legislation is being transmitted to you for environmental review.

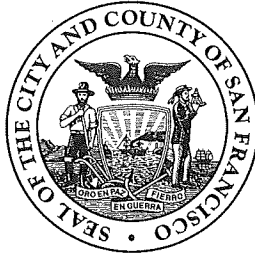
Angela Calvillo, Clerk of the Board

for By:  Alisa Somera, Legislative Deputy Director
Land Use and Transportation Committee

Attachment

c: Joy Navarrete, Environmental Planning
Laura Lynch, Environmental Planning

BOARD of SUPERVISORS



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TDD/TTY No. 554-5227

MEMORANDUM

TO: Tom Hui, Director, Department of Building Inspection
Sonya Harris, Secretary, Building Inspection Commission

FROM: *al*
for Alisa Somera, Legislative Deputy Director
Land Use and Transportation Committee

DATE: February 6, 2018

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Land Use and Transportation Committee has received the following legislation, introduced by Supervisor Tang on January 23, 2018:

File No. 180090

Ordinance amending the Building Code to enact an expedited and streamlined permit process for Electric Vehicle Charging Stations; affirming the Planning Department's determination under the California Environmental Quality Act; and directing the Clerk to forward this Ordinance to the California Building Standards Commission upon final passage.

The proposed ordinance is being transmitted pursuant to Charter, Section D3.750-5, for public hearing and recommendation. It is pending before the Land Use and Transportation Committee and will be scheduled for hearing upon receipt of your response.

Please forward me the Commission's recommendation and reports at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: alisa.somera@sfgov.org.

c: William Strawn, Department of Building Inspection
Carolyn Jayin, Department of Building Inspection

RECEIVED
11/13/18 @ 5:11pm
A
Time stamp
or meeting date

Introduction Form

By a Member of the Board of Supervisors or the Mayor

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 [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [180090]
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) 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 a Imperative

Sponsor(s):

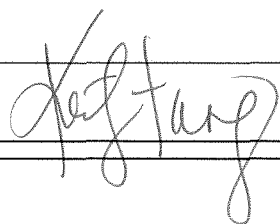
Katy Tang, Perkin

Subject:

Building Code - Electric Vehicle Charging Stations - Expedited Permit Process

The text is listed below or attached:

Please see attached

Signature of Sponsoring Supervisor: 

For Clerk's Use Only:

Introduction Form

By a Member of the Board of Supervisors or the Mayor

BOARD OF SUPERVISORS
 DATE: JAN 23 2018
 TIME: 4:00 PM
 Time stamp
 or meeting date

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 [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) 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 a Imperative Form.

Sponsor(s):

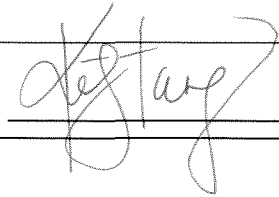
Tang

Subject:

Building Code - EV Charging Stations - Expedited Permit Process

The text is listed below or attached:

Attached.

Signature of Sponsoring Supervisor: 

For Clerk's Use Only: