

[Weights and Measures—Registration and Inspection Fees.]

Ordinance amending Section 1.13-5 of the San Francisco Administrative Code, to set new fees for the registration and inspection of weighing and measuring devices, based on each device and business location.

Note: Additions are single-underline italics Times New Roman;
deletions are ~~strikethrough italics Times New Roman~~.
Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

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

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 1.13-5, to read as follows:

SEC. 1.13-5. WEIGHTS AND MEASURES - PERMITS.

(a) Registration Fees. All weighing and measuring devices inspected or tested by the County Sealer of Weights and Measures pursuant to Business and Professions Code Section 12210 shall be registered annually with the County Sealer. The fee charged by the County Sealer for such registration shall be used to offset the costs of inspecting and testing said devices.

(b) Calculation of Fees. *The amount of the fees shall be set to recover the total costs of inspection and testing incurred by the County Sealer for each annual registration, but shall not exceed the maximum annual charges authorized under California Business and Professions Code Section 12240. Each registration fee shall include both a business location component and a device fee component. The registration fees shall be phased-in according to the following schedule:*

The fee to be charged, effective January 1, 1995 shall be as follows:

(1) Beginning January 1, 2006, the registration fee shall be sixty dollars (\$60) per business location, plus 60 percent of the maximum device fee listed in subsections (c)(1)-(7) below;

(2) Beginning January 1, 2007, the registration fee shall be eighty dollars (\$80) per business location, plus 80 percent of the maximum applicable device fee listed in subsections (c)(1)-(7) below;

(3) Beginning January 1, 2008, and thereafter, the registration fee shall be one hundred dollars (\$100) per business location, plus 100 percent of the maximum applicable device fee listed in subsections (c)(1)-(7) below.

| <i>Number of Devices</i> | <i>Charge Per Location</i> |
|--------------------------|----------------------------|
| <u>1 - 3</u> | <u>\$ 40.00</u> |
| <u>4 - 9</u> | <u>80.00</u> |
| <u>10 - 19</u> | <u>120.00</u> |
| <u>20 - 25</u> | <u>160.00</u> |
| <u>Over 25</u> | <u>200.00</u> |

(c) Device Fees.

(1) For large capacity weighing devices, other than livestock, with capacities of 10,000 pounds or greater, the device fee shall not exceed two hundred dollars (\$250) per device;

(2) For smaller capacity weighing devices, other than livestock scales, with capacities of at least 2,000 pounds but less than 10,000 pounds, the device fee shall not exceed one hundred fifty dollars (\$150) per device;

(3) For livestock scales with capacities of 10,000 pounds or greater, the device fee shall not exceed one hundred fifty dollars (\$150) per device;

(4) For livestock scales with capacities of at least 2,000 pounds but less than 10,000 pounds, the device fee shall not exceed one hundred dollars (\$100) per device;

(5) For liquefied petroleum gas meters, truck mounted or stationary, the device fee shall not exceed one hundred seventy-five dollars (\$175) per device.

1 (6) For wholesale and vehicle meters, the device fee shall not exceed twenty-five dollars (\$25)
2 per device;

3 (7) For all other commercial weighing or measuring devices not listed above, the device fee
4 shall not exceed twenty dollars (\$20) per device. For purposes of this subsection (c)(7), the total
5 annual registration fee shall not exceed the sum of one thousand dollars (\$1,000) for each business
6 location.

7 (d) **Business Locations.** For purposes of this Section, a single business location is defined as:
8 (1) each vehicle containing one or more commercial devices; or, (B) each business location that uses
9 different categories or types of commercial devices that require the use of specialized testing equipment
10 and that necessitates not more than one inspection trip by a weights and measures official.

11 (e) **Utility Meters.** The electric meter and gas vapor meter of a mobile home park,
12 recreational vehicle park, and apartment complex, where the owner of the park or complex
13 owns and is responsible for the utility meters, shall be inspected and tested as frequently as
14 required by regulation. An annual fee of \$60 per park or complex, and a fee of \$2 per space
15 or apartment unit shall be collected from the owner of the park or complex for the inspection
16 and testing of the meter.

17 (f) **Rules and Regulations.** The County Sealer shall promulgate such rules and
18 regulations as are reasonable and necessary to implement this ordinance.

19 (g) **Penalties.** The penalty for fees not paid within 30 days of billing shall be 100
20 percent.

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

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25 Deputy City Attorney