

1 [Request for Exemption from State Statute-Shopping Carts.]

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3 **Resolution urging the California State Legislature to exempt the City and County of San**  
4 **Francisco from the requirements of Section 22435.7 of the Business and Professions**  
5 **Code, limiting the ability of local governments to establish requirements for recovery**  
6 **and retrieval of abandoned Shopping and Laundry Carts.**

7  
8 WHEREAS, Abandoned shopping carts pose a threat to public and pedestrian safety,  
9 are a source of urban blight and ultimately contribute to increasing the cost of living in the  
10 City; and

11 WHEREAS, The Board of Supervisors ("Board") has previously conducted numerous  
12 hearings on abandoned shopping carts dating back several years; and,

13 WHEREAS, In 1998, The Board created a Shopping Cart Task Force ("Task Force") to  
14 investigate how the City and County can effectively remove abandoned shopping carts from  
15 the City's streets and reduce shopping cart theft which contributes to increasing the cost of  
16 living in the City; and,

17 WHEREAS, This Task Force, which consisted of thirteen members, was asked to  
18 report on three key areas, including 1) Public education on the adverse impact the removal  
19 and subsequent loss of shopping carts can have on the costs of their future purposes; 2)  
20 Collaboration between the City, the private sector, homeless advocates and community  
21 groups to develop a way of instituting a shopping cart removal program, and 3) Feasibility of  
22 the City setting aside space in certain neighborhoods so that the homeless can safely store  
23 their carts without fear that their carts would be confiscated; and,

1           WHEREAS, Resolution 847-98, which created this Task Force, is on file with the Clerk  
2 of the Board of Supervisors in File No. 98-1668, which is hereby declared to be a part of this  
3 resolution as if set forth fully herein; and,

4           WHEREAS, Despite the attention focused on this issue, in 2000, the number of  
5 abandoned shopping carts continued to rise, with the Department of Public Works ("DPW")  
6 recovering a range from a low of approximately 504 to 560 carts per week to a high point of  
7 approximately 960 to 1,100 carts per week; and,

8           WHEREAS, In 2001, the Department of Public Works estimated the average cost of  
9 collecting an abandoned shopping cart by employees of its Bureau of Street Environmental  
10 Services, based on the cost per hour of a Step 5-7514 General Laborer, including overhead  
11 and mandatory fringes, for a total of 1.9 hours of work is \$89.37 per cart retrieval; now,  
12 therefore, be it

13           RESOLVED, That the Board of Supervisors of the City and County does hereby  
14 support ways to reducing the financial impacts and addressing the abatement issues for the  
15 City; and, be it

16           FURTHER RESOLVED, That the Board of Supervisors of the City and County of San  
17 Francisco does hereby urge the California State Legislature to exempt the City and County of  
18 San Francisco from the requirements of Section 22435.7 of the Business and Professions  
19 Code, limiting the ability of local governments to establish requirements for the retrieval and  
20 recovery of Shopping and Laundry Carts; and, be it

21           FURTHER RESOLVED, That the City and County of San Francisco Board of  
22 Supervisors direct the Clerk of the Board to send copies of this resolution to the City's  
23 representatives in the Legislature and His Honor the Mayor, with instructions that all actions  
24 be taken to ensure this exemption be granted to the City and County of San Francisco.  
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# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails Resolution

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**File Number:** 012241

**Date Passed:**

Resolution urging the California State Legislature to exempt the City and County of San Francisco from the requirements of Section 22435.7 of the Business and Professions Code, limiting the ability of local governments to establish requirements for recovery and retrieval of abandoned Shopping and Laundry Carts.

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January 7, 2002 Board of Supervisors — REFERRED: Economic Vitality, Small Business and Social Policy Committee

February 25, 2002 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

File No. 012241

I hereby certify that the foregoing Resolution was ADOPTED on February 25, 2002 by the Board of Supervisors of the City and County of San Francisco.



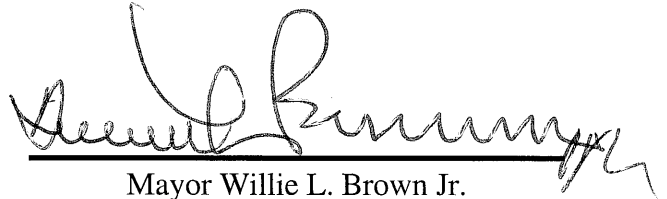
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Gloria L. Young  
Clerk of the Board

MAR 05 2002

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Date Approved



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Mayor Willie L. Brown Jr.