Ordinance amending the San Francisco Building Code by adding Section 106.1.14 to require that a permit be issued before commencing with construction of an impervious surface, other than a driveway, in a front yard setback area and providing that violation of the permit requirement shall be an infraction subject to fines up to $500-1,000.00; amending Section 110, Table 1-F to establish the permit fee.

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. Findings:

The Board of Supervisors hereby finds that the topography of San Francisco has led to the development of a high density of buildings on small lots, necessitating special provisions for adequate surface drainage.

Section 2. The San Francisco Building Code is hereby amended by adding Section 106.1.14, to read as follows:

Sec. 106.1.14. Permits and fees for construction of an impervious surface in a front yard setback.

(a) General. It shall be unlawful for any person, firm or corporation to commence or proceed with the construction of an impervious surface in a front yard setback area, other than a driveway as defined in Planning Code Section 136(a)(30), unless a permit is first obtained. See Section 110, Table 1-F — Specialty Permit Fees — for applicable fee.

(b) Referral to Planning Department. The Department shall refer all applications for a permit pursuant to this section to the Planning Department for a determination regarding the proposed
construction's compliance with Sections 132(g) and 136(a)(30) of the Planning Code. The Department may not issue the permit unless Planning determines the proposed construction to be compliant.

(c) Penalty for Violation. Any person, firm or corporation violating the provisions of this Section 106.2.14 shall be guilty of an infraction. Every violation determined to be an infraction is punishable by (1) a fine not exceeding $100,000 for a first violation, (2) a fine not exceeding $200,000 for a second violation within one year, and (3) a fine not exceeding $500,000 for a third violation within one year.

Section 2. The San Francisco Building Code is hereby amended by amending Section 110, Table 1-F, to read as follows:

**TABLE 1-F — SPECIALTY PERMIT FEES**

1. **Bleachers permit fee table:**

   Permanent bleachers
   
   Temporary bleachers:
   
   - 0 to 1,000 seats or fraction thereof $21.75
   
   - Each additional 1,000 seats or fraction thereof $10.75

2. **Chimney and flue permits:**

   Each chimney or flue $15.25

3. **Demolition permit fee table:**

   Construction Type II-1 Hr., II-N, or V $29.95 per 25-foot section or fraction thereof, per each story

   All other construction types $44.90 per 25-foot section or fraction thereof, per each story

If no frontage or more than 1, use shortest side of building for determination.
4. Extra permit work: 2 times the standard fees for work remaining to be done or not covered in original permit scope

5. Garage door permits: Each garage door in an existing building $10.75

6. Grading permits: See new construction permit table

7. House moving permit fee: $123.00

8. Recomencement of work not completed: Standard inspection fee per Table 1-G

See also Table 1-B - Commencement of Work Not Started

9. Reroofing permits: $68.50

10. Strong motion instrumentation fee:

A. Group R Occupancies of 3 stories or less, except hotels and motels 0.00013 times the valuation

B. Hotels and motels, all buildings greater than 3 stories, all occupancies other than Group R 0.00024 times the valuation

Minimum fee $1.60

11. Subsidewalk construction and use permit fee:

Construction See new construction permit table

Use permit, each separate street frontage $27.25

Street space deposit $41.50 per frontage foot

12. Construction of impervious surface in front yard setback area $100.00
DENNIS J. HERRERA, City Attorney

By: Sarah Ellen Owsoowitz
   Deputy City Attorney
Ordinance amending the San Francisco Building Code by adding Section 106.1.14 to require that a permit be issued before commencing with construction of an impervious surface, other than a driveway, in a front yard setback area and providing that violation of the permit requirement shall be an infraction subject to fines up to $500; amending Section 110, Table 1-F to establish the permit fee.

May 13, 2003  Board of Supervisors — PASSED ON FIRST READING
   Ayes: 10 - Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
   Excused: 1 - Ammiano

May 20, 2003  Board of Supervisors — FINALLY PASSED
   Ayes: 11 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
I hereby certify that the foregoing Ordinance was FINALLY PASSED on May 20, 2003 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

MAY 30 2003

Mayor Willie L. Brown Jr.