Ordinance amending the Fire Code to increase the fees for certain Fire Department services, and making environmental findings.

NOTE: Additions are single-underline italics Times New Roman; deletions are strike-through italics Times New Roman. Board amendment additions are double-underlined; Board amendment deletions are strikethrough normal. Asterisks (* * * *) indicate the omission of unchanged Code or table subsections.

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

Section 1. Environmental Findings. The Planning Department has determined that the actions contemplated in this ordinance comply with the California Environmental Quality Act (California Public Resources Code Section 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 130546 and is incorporated herein by reference.

Section 2. The Fire Code is hereby amended by amending Chapter 1, Section 113.5, 113.6, 113.7, 113.9, 113.10, and 113.12 to read as follows:

113.5 [For SF] Field inspection fees. When the Fire Department determines a field inspection is required to verify that building construction is in compliance with fire safety regulations and this code, it shall notate the application accordingly to provide notice to the Central Permit Bureau. The Central Permit Bureau shall collect the inspection fee due, before issuing a building permit. The fee for each permit is set in Table 113-C. Initial field inspection fees will be charged for inspections of new fire alarm, sprinkler, and gaseous suppression systems per the notation in Table 113-C.
After building permit issuance, when the fire code official notifies the applicant that additional inspection time is required over the amount of time set in Table 113-C, the applicant shall purchase additional inspection time before the inspector schedules additional inspections. The Fire Department shall collect a fee of $110.00 per hour for the cost of providing the inspection service.

**113.6 [For SF] Pre-application plan review.** When an applicant wishes to discuss specific design issues or submit preliminary designs for review and comment by the Fire Department before the applicant submits a formal application for permit, the Fire Department shall assess a fee of $220.00. This fee provides the applicant with up to two hours for research and meeting with Fire Department personnel. When the time spent by the Fire Department exceeds two hours, the Department shall assess additional fees at the rate of $110.00 per hour.

**113.7 [For SF] Re-inspection of violation fees.** If the fire code official issues a notice of violation under this code, the notice of violation may set a period of time that is reasonable to remedy the violation and the fire code official may re-inspect the property to verify that the person responsible has made the required correction. The Fire Department shall collect a fee in the amount of $220.00 for re-inspections. If the time required for the re-inspection exceeds one hour, the Fire Department shall assess an additional fee at the rate of $110.00 per hour.

**113.9 [For SF] Referral fees.** If a government agency requests a preliminary site inspection or survey of a premise for compliance with this code or other regulatory codes enforced by the Fire Department, the Fire Department shall collect a service fee of $110.00 per hour for the on-site inspections and consultations. When the referral inspection is requested by another San Francisco agency, the requesting agency shall transfer the fee to the Fire Department through electronic transfer. The requesting agency
shall pay the fee before scheduling the inspection or consultation. Fees referenced in the California Health and Safety Code take precedence over this fee.

**113.10 [For SF] Overtime fee.** If a person requests an inspection or other service that requires the assigned Fire Department employee to work outside of the employee's normal working schedule, the Department will charge an overtime fee of $133.00 per hour. The person requesting the services shall pay the fee before the inspection or other service is performed. The minimum compensation is four hours.

**113.12 [For SF] Water flow request fee.** Upon a request from a person for water flow information, the Department will charge a water flow fee of $115.00. If the information requested requires that Fire Department employees perform an on-site water flow test, the Department will charge a fee of $230.00.

Section 3. The Fire Code is hereby amended by amending Chapter 1, Section 113.21, Table 113-B, and Table 113-C to read as follows:

**113.21 [For SF] Fee-setting procedure.**

(a) No later than a date that the Controller shall prescribe, the Chief of the Department shall annually report to the Controller the revenues received from each type of fee the Department collects. The report shall include the costs, both direct and indirect, the Department incurs in providing the services for which each fee is assessed, the anticipated costs for the ensuing fiscal year, the level of service the Department anticipates it will provide for each service for which it charges a fee, and the rate that would be necessary to support each service. The Controller shall file the report with the Board of Supervisors no later than July 1st of each year. If the fees are insufficient to recover the costs of providing the services, or if the fees recover more than the actual costs, the Controller shall submit legislation to the Board of Supervisors to adjust the fees upward or downward for the upcoming fiscal year.
fiscal year as appropriate to ensure that over-time the City fees recover the costs of operation but do not exceed the cost of providing the service for which the City charges the fee. The adjusted fees shall become operative on July 1. The amount of the license fee for the Fire Department permit for the 2011-2012-2013 fiscal year shall be as set forth in the Business and Tax Regulations Code Section 75 et seq.

** TABLE 113-B—PLAN REVIEW FEES **

<table>
<thead>
<tr>
<th>VALUATION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>$0 —— $500</td>
<td>$65.46</td>
</tr>
<tr>
<td>$500 —— $2,000</td>
<td>$99.54 plus $22.795 per $1,000 over $500</td>
</tr>
<tr>
<td>$2,000 —— $25,000</td>
<td>$129.93 plus $15.001 per $1,000 over $2,000</td>
</tr>
<tr>
<td>$25,000 —— $50,000</td>
<td>$474.96 plus $10.104 per $1,000 over $25,000</td>
</tr>
<tr>
<td>$50,000 —— $100,000</td>
<td>$727.56 plus $6.752 per $1,000 over $50,000</td>
</tr>
<tr>
<td>$100,000 —— $500,000</td>
<td>$1,065.15 plus $2.776 per $1,000 over $100,000</td>
</tr>
<tr>
<td>$500,000 —— $1,000,000</td>
<td>$2,175.71 plus $1.554 per $1,000 over $500,000</td>
</tr>
<tr>
<td>$1,000,000 —— $5,000,000</td>
<td>$2,952.95 plus $1.182 per $1,000 over $1,000,000</td>
</tr>
<tr>
<td>$5,000,000</td>
<td>7,680.20 plus $0.596 per $1,000 over $5,000,000</td>
</tr>
</tbody>
</table>

NOTATION TO TABLE 113-B:

EVACUATION SIGNAGE: Plan review beyond thirty minutes will be assessed at an hourly rate of $110.00 per hour.

<table>
<thead>
<tr>
<th>TOTAL VALUATION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1.00 TO $2,000</td>
<td>$65.46 for the First $1,000 or less plus $64.472 for each additional $1,000.00 or fraction thereof, to and including $2,000.00</td>
</tr>
<tr>
<td>$2,001 TO $50,000</td>
<td>$129.93 for the First $2,000 or less plus $12.451 for...</td>
</tr>
<tr>
<td>Over</td>
<td>Not More Than</td>
</tr>
<tr>
<td>--------------</td>
<td>----------------</td>
</tr>
<tr>
<td>$0</td>
<td>$10,000</td>
</tr>
</tbody>
</table>

$110.00 to $115.00 ONE HOUR

**NOTATION TO TABLE 113-B:**

**EVACUATION SIGNAGE:** Plan review beyond thirty minutes will be assessed at an hourly rate of $115.00 per hour.

**TABLE 113-C – FIELD INSPECTION FEES (See notation for additional fees)**
This initial minimum inspection fee covers all inspections up to the hours specified above. If the inspections for the new system exceed the hours specified above, additional hourly fees will be assessed.

Section 4. Effective Date. This ordinance shall become operative on its effective date or on July 1, 2013, whichever is later

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

By: [Signature]
ALICIA CABRERA
Deputy City Attorney
City and County of San Francisco
Tails
Ordinance

File Number: 130546       Date Passed: July 23, 2013

Ordinance amending the Fire Code to increase the fees for certain Fire Department services, and making environmental findings.

June 19, 2013 Budget and Finance Committee - CONTINUED

June 21, 2013 Budget and Finance Committee - RECOMMENDED

July 16, 2013 Board of Supervisors - PASSED, ON FIRST READING
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

July 23, 2013 Board of Supervisors - FINALLY PASSED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 130546

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 7/23/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved

8/1/2013