Ordinance amending the Police Code to require applicants for commercial parking permits to provide the residential zip code, gender, and duration of employment for employees and other individuals working in privately owned parking lots or parking garages.

NOTE: Unchanged Code text and uncodified text are in plain Arial font. Additions to Codes are in single-underline italics Times New Roman font. Deletions to Codes are in strikethrough italics Times New Roman font. Board amendment additions are in double-underlined Arial font. Board amendment deletions are in strikethrough Arial font. Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.

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

Section 1. The Police Code is hereby amended by revising Section 1215.1, to read as follows:

SEC. 1215.1. APPLICATION FOR PERMIT.

(a) Application Requirements. An applicant for a commercial parking permit shall use the application form the Chief of Police provides, and shall supply the following information:

(1) The applicant's business name and address, and the address of the parking garage or parking lot for which the applicant seeks a commercial parking permit;

(2) The name, residence address, and business contact information of an individual the applicant has authorized to serve as the point of contact for the application and any commercial parking permit the Chief of Police issues;

(3) The names and residence addresses of every officer and partner of the applicant and every person with 10 percent or larger ownership interest in the applicant;
(4) The name and residence address of the individual whom the applicant has authorized to manage, direct, or control the operations of the parking garage or parking lot for which the applicant seeks a commercial parking permit;

(5) For all individuals listed in subsections (2) through (4), a list of each conviction of or plea of guilty or no contest to a covered crime in the ten years preceding the application, including the nature of the offense and the place and date of the conviction or plea, provided that the applicant shall not inquire about or acquire information in violation of Police Code Article 49;

(6) If the applicant does not own the building, structure or space where the parking garage or parking lot for which the applicant seeks a commercial parking permit operates or will operate, the name, business address and contact information of the owner, and documentation demonstrating the nature of the applicant's interest in the building, structure or space;

(7) A copy of a current and valid business registration certificate that the Office of the Treasurer and Tax Collector has issued to the applicant under Business and Tax Regulations Code Section 853. The name on the business registration certificate must match the name of the applicant on the application for the commercial parking permit;

(8) A copy of a current and valid certificate of authority for the parking garage or parking lot for which the applicant seeks a commercial parking permit that the Office of the Treasurer and Tax Collector has issued to the applicant under Business and Tax Regulations Code Section 6.6-1, or documentation demonstrating that the applicant has applied to the Office of the Treasurer and Tax Collector for a certificate of authority for the parking garage or parking lot for which the applicant seeks a commercial parking permit and has obtained the bond required for that certificate. The name on the certificate of authority or on the application
for a certificate of authority and bond must match the name of the applicant on the application
for the commercial parking permit;

   (9) A copy of plans for the parking garage or parking lot for which the applicant
seeks a commercial parking permit. The plans must include the name and business address
of the applicant; the address of the parking garage or parking lot; the name and business
address of the owner of the building, structure or space where the garage or lot is located, if
the applicant is not the owner; all pedestrian and vehicular entrances and exits to the garage
or lot; the dimensions and types of construction of all structures, fences or other
improvements; and any features that may affect street traffic;

   (10) The total motor vehicle capacity of the parking garage or parking lot for which
the applicant seeks a permit, including the number of designed spaces and the motor vehicle
capacity of all undesignated areas the applicant could use for overflow parking;

   (11) Certificates of insurance and endorsements evidencing insurance in the
amounts and coverages the Chief of Police sets under Section 1215.4(b);

   (12) A list of all employees or other individuals working at the parking garage or
parking lot, or whom the applicant proposes for employment or work at the parking garage or
parking lot including for each individual the hours and duties of employment and the how long the
individual has been employed by the applicant;

   (13) A declaration signed by the applicant under penalty of perjury certifying
that the applicant has verified that in the preceding ten years, none of the employees or other
individuals has been convicted of or pled guilty or no contest to a covered crime,
provided that the applicant shall not inquire about or acquire information in violation of Police
Code Article 49; or for any employee or other individual who the applicant knows has been
convicted of or pled guilty or no contest to a covered crime in the preceding ten years,
written authorization from the Chief of Police under Section 1215.6(b) allowing the employee
or individual to work at the parking garage or parking lot;

(14) A list of the residential zip codes of all employees or other individuals working at the
parking garage or parking lot, or whom the applicant proposes for employment or work at the parking
garage or parking lot, along with the number of individuals that live in each zip code. This list shall
not identify which individuals reside in which zip codes. For purposes of this subsection, the term
"residential zip code” shall mean the zip code where the individual primarily resides:

(15) The total number of males and the total number of females working at the parking
garage or parking lot, or whom the applicant proposes for employment or work at the parking garage
or parking lot:

(16) The proposed design of the identification badge for employees or other
individuals working at the parking garage or parking lot for which the applicant seeks a permit;

(17) A security plan for the parking garage or parking lot. The security plan
must specify the hours of operation for the parking garage or parking lot and meet the
requirements set in Section 1215.2(c). The security plan shall include a certification from the
applicant that the applicant shall operate the parking garage or parking lot in compliance with
the security plan for the duration of any commercial parking permit issued by the Chief of
Police;

(18) The name and address of the person authorized to accept service of
process for the applicant; and

(19) Any other information that the Chief of Police finds reasonably necessary
to investigate the application.

Section 2. Effective Date. This ordinance shall become effective 30 days after
enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the ordinance.
Ordinance amending the Police Code to require applicants for commercial parking permits to provide the residential zip code, gender, and duration of employment for employees and other individuals working in privately owned parking lots or parking garages.

February 06, 2014 Neighborhood Services and Safety Committee - RECOMMENDED

February 25, 2014 Board of Supervisors - AMENDED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

February 25, 2014 Board of Supervisors - PASSED ON FIRST READING AS AMENDED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

March 04, 2014 Board of Supervisors - FINALLY PASSED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 3/4/2014 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Date Approved 3/14/14