

1 [Police Code - Reporting Information About Employees of Privately Owned Parking Garages
and Parking Lots]

2
3 **Ordinance amending the Police Code to require applicants for commercial parking**
4 **permits to provide the residential zip code, gender, and duration of employment for**
5 **employees and other individuals working in privately owned parking lots or parking**
6 **garages.**

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

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

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

17 **SEC. 1215.1. APPLICATION FOR PERMIT.**

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

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

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

25 (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;

1 (4) The name and residence address of the individual whom the applicant has
2 authorized to manage, direct, or control the operations of the parking garage or parking lot for
3 which the applicant seeks a commercial parking permit;

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

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

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

18 (8) A copy of a current and valid certificate of authority for the parking garage or
19 parking lot for which the applicant seeks a commercial parking permit that the Office of the
20 Treasurer and Tax Collector has issued to the applicant under Business and Tax Regulations
21 Code Section 6.6-1, or documentation demonstrating that the applicant has applied to the
22 Office of the Treasurer and Tax Collector for a certificate of authority for the parking garage or
23 parking lot for which the applicant seeks a commercial parking permit and has obtained the
24 bond required for that certificate. The name on the certificate of authority or on the application
25

1 for a certificate of authority and bond must match the name of the applicant on the application
2 for the commercial parking permit;

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

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

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

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

19 ~~(13) and a~~ A declaration signed by the applicant under penalty of perjury certifying
20 that the applicant has verified that in the preceding ten years, none of the employees or other
21 individuals has been convicted of or ~~plead~~ *pled* guilty or no contest to a covered crime,
22 provided that the applicant shall not inquire about or acquire information in violation of Police
23 Code Article 49; or for any employee or other individual who the applicant knows has been
24 convicted of or ~~plead~~ *pled* guilty or no contest to a covered crime in the preceding ten years,
25

1 written authorization from the Chief of Police under Section 1215.6(b) allowing the employee
2 or individual to work at the parking garage or parking lot;

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

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

11 ~~(13-16)~~ The proposed design of the identification badge for employees or other
12 individuals working at the parking garage or parking lot for which the applicant seeks a permit;

13 ~~(14-17)~~ A security plan for the parking garage or parking lot. The security plan
14 must specify the hours of operation for the parking garage or parking lot and meet the
15 requirements set in Section 1215.2(c). The security plan shall include a certification from the
16 applicant that the applicant shall operate the parking garage or parking lot in compliance with
17 the security plan for the duration of any commercial parking permit issued by the Chief of
18 Police;

19 ~~(15-18)~~ The name and address of the person authorized to accept service of
20 process for the applicant; and

21 ~~(16-19)~~ Any other information that the Chief of Police finds reasonably necessary
22 to investigate the application.

23
24 Section 2. Effective Date. This ordinance shall become effective 30 days after
25 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the

1 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
2 of Supervisors overrides the Mayor's veto of the ordinance.

3
4 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
5 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
6 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
7 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
8 additions, and Board amendment deletions in accordance with the "Note" that appears under
9 the official title of the ordinance.

10
11
12 APPROVED AS TO FORM:
13 DENNIS J. HERRERA, City Attorney

14 By:



15 JON GIVNER
16 Deputy City Attorney

17 n:\legana\as2013\1400136\00906511.doc



City and County of San Francisco
Tails
Ordinance

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

File Number: 131062

Date Passed: March 04, 2014

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

File No. 131062

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

Mayor

Date Approved