Ordinance amending the Business and Tax Regulations Code to increase the fees for certain Fire Department licenses and making environmental findings.

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. 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 Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 150561 and is incorporated herein by reference. The Board affirms this determination.

Section 2. The Business and Tax Regulations Code is hereby amended by revising Sections 93, 93.1, 120, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246 and 247 to read as follows:

SEC. 93. MOTOR FUEL DISPENSING FACILITIES.

Every person, firm or corporation engaged in the business of maintaining, conducting or operating a motor fuel dispensing facility that requires a permit from the Fire Department shall pay an annual license fee of $344359.
The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 93.1. SELF-SERVICE MOTOR FUEL DISPENSING FACILITIES.

Every person, firm or corporation engaged in the business of maintaining, conducting or operating a self-service motor fuel dispensing facility that requires a permit from the Fire Department, and jointly administered by the Fire and Health Departments, shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 120. LAUNDRIES AND CLEANING AND DYEING WORKS.

(a) Every owner, manager or lessee of a wash laundry will pay the following license fee annually: $187.

(b) Every person, firm or corporation engaged in the business of dry cleaning that requires a permit from the Fire Department shall also pay an annual license fee of $344359 per year.

(c) Every owner, manager or lessee of an automatic laundry (mechanical, pay-to-operate, washing or dyeing machine) will pay the following license fee annually: $29 plus $11 per machine.

(d) Every owner, manager or lessee of a laundry delivery service will pay the following license fee annually: $21 per delivery vehicle per year.

The license fees set forth shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.
SEC. 223. USE OF OPEN FLAMES AND CANDLES.

Every person, firm or corporation using an open flame or candles that require a permit from the Fire Department shall pay an annual license fee of $344359.

SEC. 224. STORAGE AND USE OF BATTERY SYSTEMS.

Every person, firm or corporation storing or using a battery system that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 225. WASTE HANDLING.

Every person, firm or corporation engaged in the business of waste handling, including but not limited to junk yards and wrecking yards, that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 226. MAINTENANCE OF FIRE FIGHTER AIR SYSTEMS.

Every person, firm or corporation engaged in business that involves the maintenance or repair of a fire fighter air replenishment system that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.
SEC. 227. COMBUSTIBLE DUST PRODUCING OPERATIONS.

Every person, firm or corporation engaged in business that involves combustible dust
producing operations that require a permit from the Fire Department shall pay an annual
license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before
March 31, in accordance with the provisions of Section 76.1 of the Business and Tax
Regulation Code.

SEC. 228. FRUIT AND CROP RIPENING.

Every person, firm or corporation engaged in business involving fruit and crop ripening
that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before
March 31, in accordance with the provisions of Section 76.1 of the Business and Tax
Regulation Code.

SEC. 229. HOT WORK OPERATIONS.

Every person, firm or corporation engaged in business involving hot work operations
that require a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before
March 31, in accordance with the provisions of Section 76.1 of the Business and Tax
Regulation Code.

SEC. 230. USE OF LIQUID OR GAS FUELED VEHICLES OR EQUIPMENT IN
ASSEMBLY BUILDINGS.

Every person, firm or corporation engaged in business involving the use of liquid or gas
fueled vehicles or equipment in an assembly building that requires a permit from the Fire
Department shall pay an annual license fee of $344359.
The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 231. USE OF REFRIGERATION EQUIPMENT.

Every person, firm or corporation engaged in business involving the use of refrigeration equipment that requires a permit from the Fire Department shall pay an annual license fee of $343.59.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 232. AMUSEMENT BUILDINGS.

Every person, firm or corporation engaged in business involving amusement buildings that requires a permit from the Fire Department shall pay an annual license fee of $343.59.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 233. COVERED MALL BUILDINGS.

Every person, firm or corporation engaged in business involving covered mall buildings that requires a permit from the Fire Department shall pay an annual license fee of $343.59.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 234. PYROXYLIN PLASTICS.
Every person, firm or corporation engaged in business involving the use of pyroxylin plastics that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 235. ROOFTOP HELIPORTS.

Every person, firm or corporation engaged in business using a rooftop heliport that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 236. TIRE REBUILDING PLANTS.

Every person, firm or corporation engaged in the business of maintaining and operating a tire rebuilding plant that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 237. PLACES OF PUBLIC ASSEMBLY AND OPEN-AIR ASSEMBLY.

Every person, firm or corporation engaged in the business of maintaining, operating or using a building, stadium or structure as a place of public assembly or an open-air assembly that requires a permit from the Fire Department, and where a license is not required elsewhere in the Municipal Code, shall pay an annual license fee of $564589 per year.
The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 238. NITROCELLULOSE FILM AND PLASTICS.

Every person, firm or corporation engaged in the business of processing, storing or using nitrocellulose motion picture film or nitrocellulose plastics that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 239. STORAGE OF CERTAIN COMBUSTIBLE MATERIALS.

Every person, firm or corporation engaged in any business of storing combustible fibers, waste materials, lumber or readily combustible materials, including high-piled storage, that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 240. STORAGE AND USE OF FLAMMABLE OR COMBUSTIBLE LIQUIDS.

Every person, firm or corporation engaged in the business of storing, using or transporting flammable or combustible liquids, including flammable or combustible liquid fuel oil, that requires a permit from the Fire Department, unless such person shall have secured a license under Sections 90 or 93 of this Article, shall pay an annual license fee $344359 per year.
The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 241. FUMIGATION AND FOGGING.

Every person, firm or corporation engaged in the business of fumigating and fogging that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 242. STORAGE AND USE OF LIQUEFIED GASES AND COMPRESSED GASES.

Every person, firm or corporation engaged in the business of storing or using liquefied petroleum gases or compressed gases that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 243. ERECTION AND USE OF ACETYLENE GENERATORS; STORAGE OF CALCIUM CARBIDE.

Every person, firm or corporation that installs or uses an acetylene generator for which a permit is required from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.
SEC. 244. APPLICATION OF FLAMMABLE FINISHES; AND USE AND OPERATION OF INDUSTRIAL BAKING AND DRYING OVENS.

Every person, firm or corporation engaged in the business of applying flammable finishes, including floor finishes, that requires a permit from the Fire Department; or using or operating an industrial baking and drying oven that requires a permit from the Fire Department, shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 245. PROCESSING OF MAGNESIUM.

Every person, firm or corporation engaged in the business of processing magnesium that requires a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 246. OPERATING A TANK VEHICLE.

Every person, firm or corporation engaged in the business of transporting flammable liquids by tank vehicle, and providing such tank vehicle that requires a permit from the Fire Department, shall pay an annual fee of $344359 for each tank vehicle.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

SEC. 247. HAZARDOUS MATERIALS.
Every person, firm or corporation engaged in the business of storing and using a hazardous materials, including but not limited to aerosols, cryogenic fluids, and explosives, that require a permit from the Fire Department shall pay an annual license fee of $344359.

The license fee for the Fire Department permit shall be paid annually on or before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax Regulation Code.

Section 3. Effective and Operative Dates. This ordinance shall become operative on its effective date or on July 1, 2015, whichever is later. 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 4. 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.

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

By: Jana Clark
Deputy City Attorney

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Ordinance amending the Business and Tax Regulations Code to increase the fees for certain Fire Department licenses; and making environmental findings.

June 17, 2015 Budget and Finance Committee - RECOMMENDED

July 14, 2015 Board of Supervisors - CONTINUED ON FIRST READING
   Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

July 21, 2015 Board of Supervisors - PASSED ON FIRST READING
   Ayes: 10 - Avalos, Breed, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee
   Excused: 1 - Campos

July 28, 2015 Board of Supervisors - FINALLY PASSED
   Ayes: 11 - Avalos, Breed, Campos, Christensen, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 150561

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 7/28/2015 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved

8/6/15