Ordinance amending the Public Works Code to establish fees for Autonomous Delivery Device Testing permits and appeals of Public Works Director's decisions regarding such permits, and to increase fees for Nighttime Work permits; and to increase fees for Nighttime Work permits.

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 Public Works Code is hereby amended by revising Section 2.1.1, to read as follows:

SEC. 2.1.1. FEES.

Notwithstanding the permit fee provisions listed elsewhere in this Code, the permit fee and assessment schedule for the permit categories and uses specifically listed below shall be:

* * * *

(p) Nighttime work permit fee: $115.45 $123 $145.45 $123; and

(q) Preapplication meeting or staff consultation fee: $404.76 for the first two hours or portion thereof and $202.38 for each additional hour or portion thereof; and

(r) Autonomous Delivery Device Testing fees pursuant to Section 794

(i) Application fee: for one device - $860; for two devices - $1,540; and for three devices - $1,995;
(ii) Permit extension fee: for one device - $555; for two devices - $1010; and for three
devices - $1,465; and

(iii) Referrals to Department of Public Health: The Department of Public Health may
charge up to $191 per hour for referrals sent by Public Works pursuant to Section 794.

Section 2. The Public Works Code is hereby amended by revising Section 794, to read
as follows:

SEC. 794. AUTONOMOUS DELIVERY DEVICES ON SIDEWALKS – PERMIT
REQUIRED.

* * * *

(g) Public Hearings.

* * * *

(2) Appeal to Board of Supervisors. The Public Works Director’s approval or
disapproval of an Autonomous Delivery Device permit application, or the Public Works
Director’s modification, suspension or revocation of an Autonomous Delivery Device permit,
may be appealed to the Board of Supervisors. During the appeal, the permittee may not
operate any Autonomous Delivery Device. The Board of Supervisors shall hold a public
hearing on an appeal of the Public Works Director’s decision, and may approve, disapprove,
or modify the Public Works’ prior determination. The Board of Supervisors’ decision on such
an appeal is final.

(A) Any such appeal shall be filed in writing with the Clerk of the Board of
Supervisors within 10 days of the Public Works Director’s decision, and shall be accompanied
by payment of a fee of $300, payable to the Office of the Clerk of the Board, and payment of a
fee of $225, payable to the San Francisco Department of Public Works. The Clerk of the Board may
establish a policy to waive the appeal fee for neighborhood organizations or those whose
income is not enough to pay for the fee without affecting his, her or their abilities to pay for the necessities of life.

* * * *

Section 3. 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 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:
ANDREW SHEN
Deputy City Attorney
File Number: 171318  
Date Passed: March 20, 2018

Ordinance amending the Public Works Code to establish fees for Autonomous Delivery Device Testing permits and appeals of Public Works Director’s decisions regarding such permits; and to increase fees for Nighttime Work permits.

March 01, 2018 Budget and Finance Sub-Committee - AMENDED

March 01, 2018 Budget and Finance Sub-Committee - RECOMMENDED AS AMENDED

March 13, 2018 Board of Supervisors - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE
   Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

March 13, 2018 Board of Supervisors - PASSED ON FIRST READING AS AMENDED
   Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

March 20, 2018 Board of Supervisors - FINALLY PASSED
   Ayes: 10 - Breed, Cohen, Fewer, Kim, Ronen, Safai, Sheehy, Stefani, Tang and Yee
   Excused: 1 - Peskin

File No. 171318

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 3/20/2018 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

Mark E. Farrell  
Mayor

Date Approved  
3/29/18