

1 [Survey Monument Preservation Fee and Fund.]
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3 Ordinance amending the San Francisco Administrative Code by adding Section 8.24-6,
4 to authorize the imposition of a \$10 grant deed recordation user fee and by adding
5 Section 10.100-50, to create the County Surveyor's Survey Monument Preservation
6 Fund for the deposit and collection of the fee for use by the County Surveyor for the
7 retracement or remonument survey of major historical vertical or horizontal land
8 division lines; amending the San Francisco Subdivision Code by adding Section
9 1340.1, to authorize the County Surveyor to use the proceeds collected from imposition
10 of the fee to pay for the retracement or remonument survey of major historical vertical
11 or horizontal land division lines; and making environmental findings.

12 Note: Additions are *single-underline italics Times New Roman*;
13 deletions are ~~*strikethrough italics Times New Roman*~~.
14 Board amendment additions are double underlined.
Board amendment deletions are ~~strikethrough normal~~.

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

16 Section 1. The Planning Department has determined that the actions contemplated in
17 this Ordinance are in compliance with the California Environmental Quality Act (California
18 Public Resources Code sections 21000 et seq.). Said determination is on file with the Clerk of
19 the Board of Supervisors in File No. 051461 and is incorporated herein by reference.

20 Section 2. The San Francisco Administrative Code is hereby amended by adding
21 Section 8.24-6, to read as follows:

22 **SEC. 8.24-6. SURVEY MONUMENT PRESERVATION FEE.**

23 (a) Pursuant to California Government Code Sections 27584 and 27585, the Assessor-
24 Recorder of the City and County of San Francisco is hereby authorized to collect a ten dollar (\$10.00)
25 user fee over and above any other fees required by law at the time of recording any grant deed subject

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1 to a documentary transfer tax for the conveyance of real property within the City and County of San
2 Francisco.

3 (b) Grant deeds subject to the user fee shall include but not be limited to the following: parcels
4 or lots created by Records of Survey; parcels or lots created by Official Maps; parcels or lots created
5 by government surveys; and, parcels, lots, condominium units, or easements created by metes and
6 bounds, exception, portion, or acreage descriptions, except those metes and bounds descriptions
7 describing an entire lot or lots created by a recorded Parcel Map or Final Map. Grant deeds excluded
8 from payment of the fee shall include the following: trust deeds; deeds conveying easements of oil or
9 mineral rights only; deeds to or from government entities or agencies or officers thereof acting in their
10 official capacities; deeds recorded or re-recorded solely for the purpose of correcting an error in a
11 previously recorded document; and, deeds which describe the property conveyed as an entire lot or lots
12 created by a recorded Parcel Map or Final Map.

13 Section 3. The San Francisco Administrative Code is hereby amended by adding
14 Section 10.100-50, to read as follows:

15 **SEC. 10.100-50. COUNTY SURVEYOR'S SURVEY MONUMENT PRESERVATION FUND.**

16 (a) Establishment of Fund. The County Surveyor's Survey Monument Preservation Fund is
17 established as a category eight fund into which shall be deposited all monies received from the payment
18 to the Assessor-Recorder of the \$10 user fee established in Administrative Code Section 8.24-6. The
19 Treasurer shall deposit on a monthly basis into the Fund those monies received, pursuant to the
20 authority herein. In addition, the Director of the Department of Public Works is hereby authorized to
21 accept into this Fund any gift, devise or bequest for purposes of survey monument preservation.

22 (b) Use of Fund. The monies received into the Survey Monument Preservation Fund are
23 hereby appropriated exclusively to pay the necessary expenses that the County Surveyor incurs or
24 authorizes in relation to any retracement or remonument survey of major historical vertical or
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1 horizontal land division lines upon which later surveys are based.

2 (c) Administration of Fund. The Director of the Department of Public Works shall submit an
3 annual written report to the Mayor, to the Controller, and to the Board of Supervisors that addresses
4 the total receipts and use of proceeds of the preceding year together with a description of the surveys
5 prepared.

6 Section 4. The San Francisco Subdivision Code is hereby amended by adding
7 Section 1340.1, to read as follows:

8 **SEC. 1340.1. MONUMENT PRESERVATION.**

9 The County Surveyor is hereby authorized to use monies collected in Administrative Code
10 Section 10.100-50 for the exclusive purpose of undertaking actions related to a retracement or
11 remonument survey of major historical vertical or horizontal land division lines upon which later
12 surveys are based. Historical vertical or horizontal land division lines include, but are not limited to,
13 government section lines, rancho lines, grant lines, rancho section lines, acreage subdivision lot lines,
14 and subdivision boundary lines within the City and County of San Francisco, including those areas
15 subject to the Mission Bay Subdivision Code and Hunters Point Shipyard Subdivision Code.

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

20 By:

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22 John D. Malamut
23 Deputy City Attorney
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