

INITIATIVE PROPOSITION

PETITION TO THE HONORABLE BOARD OF ELECTION COMMISSIONERS TO SUBMIT TO A VOTE OF THE REGISTERED AND QUALIFIED VOTERS, AT A SPECIAL ELECTION, IN ACCORDANCE WITH THE CHARTER OF THE CITY AND COUNTY OF SAN FRANCISCO.

A PROPOSED ORDINANCE PROVIDING FOR THE COLLECTION AND DISPOSITION OF REFUSE IN THE CITY AND COUNTY OF SAN FRANCISCO; PROVIDING FOR THE LICENSING OF REFUSE COLLECTORS BY THE BOARD OF HEALTH; FIXING THE MAXIMUM RATES OR CHARGES FOR THE COLLECTION OF REFUSE BY LICENSED REFUSE COLLECTORS FROM HOMES AND APARTMENT HOUSES; DIVIDING THE CITY AND COUNTY OF SAN FRANCISCO INTO COLLECTION ROUTES; PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THE ORDINANCE.

To the Honorable Board of Election Commissioners of the City and County of San Francisco:

We, the undersigned registered voters and qualified electors of the City and County of San Francisco, and comprising with other registered voters and qualified electors whose names are signed to other papers of identical tenor and effect, a number of registered voters and qualified electors equal to ten per centum of the entire vote of all candidates for the office of Mayor of said City and County at the last preceding regular municipal election, hereby, in conformity with Article XI, Chapter 3, of the Charter of the City and County of San Francisco, petition your Honorable Commission to submit the following ordinance, "providing for the collection and disposal of refuse in the City and County of San Francisco; providing for the licensing of refuse collectors by the Board of Health; fixing the maximum rates or charges for the collection of refuse by licensed refuse collectors from homes and apartment houses, and dividing the City and County of San Francisco into collection routes; providing penalties for the violation of the provisions of said ordinance", to a vote of the registered voters and qualified electors of said City and County of San Francisco for approval at a special election, to be submitted forthwith to said vote of said electorate of the City and County of San Francisco at said special election.

ORDINANCE No. (New Series.) PROVIDING FOR THE COLLECTION AND DISPOSITION OF REFUSE IN THE CITY AND COUNTY OF SAN FRANCISCO; PROVIDING FOR THE LICENSING OF REFUSE COLLECTORS BY THE BOARD OF HEALTH; FIXING THE MAXIMUM RATES OR CHARGES FOR THE COLLECTION OF REFUSE BY LICENSED REFUSE COLLECTORS FOR HOMES AND APARTMENT HOUSES; DIVIDING CITY AND COUNTY OF SAN FRANCISCO INTO COLLECTION ROUTES; PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

Be it ordained by the people of the City and County of San Francisco as follows:

Section 1. The term "refuse" as used in this ordinance shall be taken to

mean all waste and discarded materials from dwelling places, households and apartment houses, including waste or discarded food, animal and vegetable matter from kitchens of dwelling places, households and apartment houses, waste paper, cans, glass, ashes and boxes and the cuttings from trees, lawns and gardens.

Section 2. It shall be unlawful for any person, firm or corporation to dispose of refuse as defined in this ordinance except as herein provided.

Section 3. Refuse consisting of waste or discarded food, animal and vegetable matter, discarded containers of food, animal and vegetable matter, and ashes shall be collected and placed in suitable metal cans of sufficient capacity by the householder or landlord of the dwelling place who by reason of contract or lease with the occupant thereof is obligated to care for such refuse, and delivered to a refuse collector to be disposed of as herein provided. Waste paper and boxes and other refuse materials not subject to putrefaction, or decay, and cuttings from trees, lawns and gardens may be placed in any suitable container and delivered by the householder or landlord, who by reason of contract or lease with the occupant of the dwelling is obligated to care for such refuse and deliver same to a refuse collector, to be disposed of as herein provided; provided, however, that it shall be optional with the householder or landlord to deliver waste paper to a refuse collector, and the householder or landlord may dispose of the same in any manner he may see fit. If the householder or landlord elects to deliver waste paper to a refuse collector, the collector shall receive the same and no additional charge shall be made for its removal. Refuse which under the provisions hereof must be deposited in a metal can of suitable capacity shall be removed daily from the dwelling where the same is created and either delivered to a refuse collector or deposited in a non-combustible container in some room or place not used for human habitation, to be delivered therefrom to the refuse collector.

Section 4. It shall be unlawful for any persons, firm or corporation, other than a refuse collector licensed by the Board of Health as in this ordinance provided, to transport through the streets of the City and County of San Francisco, any refuse as in this ordinance defined, or to collect or to dispose of the same, except waste paper. It is provided, however, that a license for a refuse collector, as provided in Section 8 hereof, shall be distinguished from a permit to operate, in the City and County of San Francisco on a certain designated route, as hereinafter provided.

The City and County of San Francisco is herewith divided and established into routes for the collection of refuse, as designated on a map of the City and County of San Francisco, attached hereto, each said route to include only the side of the street or streets bounding each route as designated by a number on said map, said routes being numbered one to ninety-seven inclusive, and said map and said routes are marked Exhibit A, and attached hereto and made a part of this ordinance.

Any person, firm or corporation desiring to transport through the streets of the city and County of San Francisco, any refuse as herein defined, or to collect or dispose of the same, shall make application to the Board of Health, for permission so to do. Said application for such permit shall contain the name of the person, firm or corporation, any of the particular route or routes, designated in said map of routes, proposed to be served by said person, firm or corporation, and a statement that said person, firm or corporation will abide by all the provisions of this ordinance, and will not charge a greater rate for the collection and disposition of said refuse than that fixed in this ordinance.

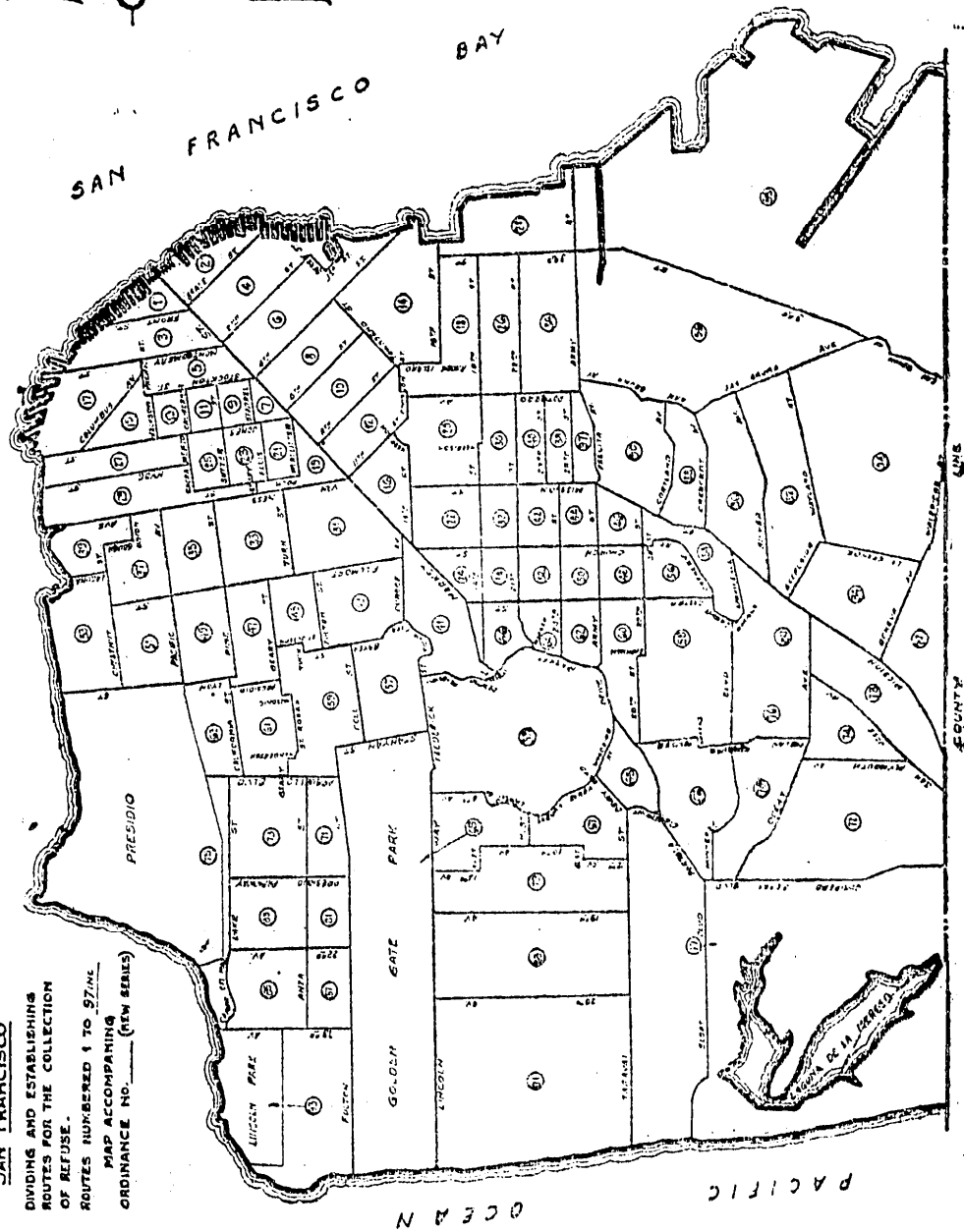
Exhibit A

MAP OF
CITY AND COUNTY
OF
SAN FRANCISCO

DIVIDING AND ESTABLISHING
ROUTES FOR THE COLLECTION
OF REFUSE.

ROUTES NUMBERED 1 TO 97 INCL.

MAP ACCOMPANYING
ORDINANCE NO. _____ (NEW SERIES)



The Board of Health shall grant such application for a permit, but may refuse the same when the route proposed is already adequately served by a licensed refuse collector. An application for a permit must be granted, however, by the said Board of Health, and it is mandatory on said Board to grant the same, when it shall appear in any said application for a route or routes by a person, firm or corporation, that twenty per cent or more of the householders, business men, apartment house owners, hotel keepers or residents in said route or routes, using refuse service, and paying for same, or obligated to do so, have signed a petition or contract in which they have stated that they are inadequately served by any refuse collector who is then collecting refuse on said route. That inadequate service is herein defined as the failure, on the part of any refuse collector, to properly collect refuse on said route, or the overcharging for the collection of same, or for insolence towards persons whose refuse has been collected, or the collection by any refuse collector whose license has been revoked as provided in Section 9 hereof. Such permit so granted by the Board of Health shall not be exclusive, however, and one or more persons, firms or corporations may be given a permit to collect on the same route.

Persons, firms or corporations desiring to transport through the streets of the City and County of San Francisco, waste paper only, and to collect and dispose of same need not obtain a permit therefor from the Board of Health as for the collection of other refuse.

Section 5. All refuse collected by any refuse collector shall be incinerated at the San Francisco incinerator, located in the block bounded by Alameda, 15th, Rhode Island and DeHaro Streets, or at some other incinerator, hereafter designated by the Board of Supervisors in the City and County of San Francisco, or such other disposition, or by any other method designated by the Board of Supervisors, either by dumping at sea, or otherwise, as determined by the Board of Supervisors. It is provided, however, that metals may be melted at places other than at said incinerator.

That said incinerator shall be placed under the control of some person, firm or corporation designated by the Board of Supervisors and said person, firm or corporation, shall incinerate in said incinerator all refuse received, as herein provided, or the Board of Supervisors may provide for the dumping at sea, by any person, firm or corporation, or the disposition of refuse by any other means, as provided by law or ordinance of the City and County of San Francisco, and said person, firm or corporation incinerating, dumping at sea or otherwise disposing of said refuse as herein provided, may charge the refuse collector for such disposition, a charge which may be agreed upon between the refuse collector and said person, firm or corporation for so disposing of said refuse. Provided, however, that if such charge cannot be agreed upon, such charge shall be fixed and determined by the Board of Supervisors, but in no event, shall the charge exceed the maximum of one dollar per ton. Should any dispute arise between the refuse collector and the person, firm or corporation having control of said incinerator, or other disposition of refuse, as provided for by law, concerning the amount of such charge, pending the determination thereof by the Board of Supervisors as herein provided, the person, firm or corporation having charge and control of said incinerator or other disposition of the said refuse, shall continue such disposition until the matter of such charge will have been determined by the Board of Supervisors, and upon said determination, the refuse collector shall pay to the said person, firm or corporation, the amount fixed by said person, firm or corporation in charge of said incinerator for all refuse incinerated or otherwise disposed of pending said dispute.

Section 6. The maximum rates or charges for the collection and disposition of refuse, as herein defined, by the refuse collectors are hereby fixed as follows:

Monthly rates for the collection of refuse from residences and flats. Collection made from the ground floor:

Section made from the ground

Collections per Week:					Collections per Week:				
No. Rooms—	(1)	(2)	(3)	(4)	No. Rooms—	(1)	(2)	(3)	(4)
1 to 4, incl..	\$.40	\$.60	\$.90	\$ 1.15	9	.70	1.05	1.20	1.45
5	.45	.65	.95	1.20	10	.75	1.10	1.30	1.55
6	.45	.65	.95	1.25	11	.80	1.15	1.35	1.60
7	.60	.90	1.05	1.30	12	.85	1.25	1.45	1.70
8	.65	1.00	1.15	1.40					

Monthly rates for the collection of refuse from residences and flats. Collection made from second floor, one stairway above ground floor or basement:

lection made from second floor, one door

Collections per Week:					Collections per Week:				
No. Rooms—	(1)	(2)	(3)	(4)	No. Rooms—	(1)	(2)	(3)	(4)
1 to 4, incl...	\$.45	\$.70	\$.95	\$ 1.20	9	.80	1.15	1.35	1.55
5	.50	.75	1.05	1.30	10	.85	1.20	1.40	1.65
6	.50	.80	1.15	1.40	11	.90	1.25	1.45	1.70
7	.65	.95	1.20	1.45	12	.95	1.35	1.55	1.80
8	.75	1.10	1.30	1.50					

Monthly rates for the collection of refuse from residences and flats. Collection made from third floor, two stairways above ground floor or basement:

lection made from third floor, two days

Collections per Week:					Collections per Week:				
No. Rooms—	(1)	(2)	(3)	(4)	No. Rooms—	(1)	(2)	(3)	(4)
1 to 3, incl...	\$.50	\$.70	\$ 1.00	\$ 1.25	8	.80	1.25	1.60	1.65
4	.50	.70	1.20	1.30	9	.85	1.35	1.70	1.75
5	.50	.70	1.35	1.40	10	.90	1.40	1.80	1.85
6	.50	.70	1.45	1.50	11	.95	1.45	1.90	2.00
7	.75	1.15	1.50	1.60	12	1.00	1.55	2.00	2.10

Monthly rates for the collection of refuse from residences and flats. Collection made from fourth floor, three stairways above ground floor or basement:

lection made from fourth floor, three stories

Collections per Week:					Collections per Week:				
No. Rooms—	(1)	(2)	(3)	(4)	No. Rooms—	(1)	(2)	(3)	(4)
1 to 3, incl...	\$.55	\$.80	\$ 1.20	\$ 1.45	8	.90	1.40	1.80	2.05
4	.55	.80	1.40	1.65	9	.95	1.50	1.90	2.15
5	.70	.95	1.50	1.75	10	.95	1.60	2.00	2.25
6	.75	1.00	1.60	1.85	11	1.00	1.70	2.10	2.35
7	.85	1.30	1.70	1.95	12	1.10	1.80	2.20	2.45

Monthly rates for the collection of refuse from apartment houses:

Monthly Rates for the Standard					
		Collections per Week:			
No. Rooms—	(6)	(4)	(3)	(2)	(1)
10	\$ 2.40	\$ 1.90	\$1.70	\$1.50	\$1.40
20	4.50	3.90	3.50	3.10	2.90
30	6.30	5.10	4.70	4.10	...
40	7.80	6.90	5.90	...	...
50	9.00	8.15	6.90	...	...
60	10.00	9.20	...	...	...
70	11.00	10.30	...	...	...
80	12.00	11.20	...	...	...
90	13.00	12.10	...	...	...
100	14.00	12.90	...	...	...
110	15.20	....	...	...	...

No. Rooms—	Collections per Week (6)	No. Rooms—	Collections per Week (6)	No. Rooms—	Collections per Week (6)
120	\$16.30	290	35.00	450	51.60
130	17.40	300	36.00	460	52.70
140	18.50	310	37.00	470	53.80
150	19.60	320	38.00	480	54.90
160	20.70	330	39.00	490	56.00
170	21.80	340	40.00	500	57.10
180	22.90	350	41.00	510	58.20
190	24.00	360	42.00	520	59.30
200	25.10	370	43.00	530	60.40
210	26.00	380	45.00	540	61.50
220	27.00	390	46.00	550	62.60
230	28.00	400	47.00	560	63.70
240	29.00	410	47.20	570	65.80
250	30.00	420	48.30	580	65.90
260	31.00	430	49.40	590	67.00
270	32.00	440	50.50	600	68.00
280	33.00				

The rates for more than 600 rooms in any one apartment house shall be subject to contract between the owner or lessee of the apartment house and a duly licensed refuse collector.

In determining the number of rooms of any household, building or apartment, in order to ascertain the rate for the collection of refuse therefrom, halls, alcoves, storerooms, bathrooms, closets and toilets shall not be considered as rooms, nor shall basements or attics be considered as rooms unless the same be occupied as living quarters.

Section 7. It shall be unlawful for any refuse collector to charge a greater rate for the collection and disposition of refuse than that fixed in Section 6 of this ordinance.

Nothing herein contained shall be taken or construed as preventing a refuse collector from charging a less rate or charge for the collection of refuse than that fixed in Section 6 of this ordinance.

Section 8. Each licensed refuse collector shall be assigned a number by the Board of Health. The Board of Health shall furnish each collector a metal badge on which is marked the number assigned the collector, who at all times while collecting refuse shall wear said badge in plain view. The Board of Health shall collect from each collector for the expenses of providing said badge and the issuance of said license the sum of \$5.00. Each vehicle or wagon in which refuse is transported through the streets shall be assigned a number by the Board of Health and the number thereof shall be plainly marked thereon.

Section 9. The license, as distinguished from a permit herein, of any refuse collector, may be revoked by the Board of Health for failure on the part of the refuse collector to properly collect refuse, or for overcharging for the collection of same, or for insolence towards persons whose refuse he is collecting, and it shall be unlawful for any person whose license is so revoked to collect refuse in the City and County of San Francisco.

No license of a refuse collector shall be revoked except upon a hearing of which the refuse collector has been given a notice of at least three days.

Section 10. Upon the payment of the rate fixed in this ordinance for the collection and removal of refuse, the person paying the same shall be entitled to, and there shall be delivered to him a receipt on which shall be shown the amount paid, the premises for which it is paid, the name and number of the

collector, the number of the vehicle or wagon and on the back of said receipt there shall be printed the following words:

"The rates for the collection of refuse are fixed by ordinance of the Board of Supervisors. A copy of the schedule of rates and the ordinance governing the collection of refuse may be obtained from the Board of Health. Complaints as to service should be made to the Board of Health."

Section 11. Disputes over charges made by collectors or as to the character of the service performed shall be decided by the Board of Health.

Section 12. A refuse collector shall be entitled to payment for the collection of refuse at the end of each month from each householder or landlord served by him and from whom the payment is due.

Section 13. Bill No. 5898, Ordinance No. 5503, New Series, providing for the collection and disposition of refuse in the City and County of San Francisco; providing for the licensing of refuse collectors by the Board of Health; fixing the maximum rate for charging for the collection of refuse by a licensed refuse collector; providing for penalties for the violation of the provisions of this ordinance, is hereby repealed, and all bills or ordinances of the City and County of San Francisco heretofore repealed by Bill No. 5898, Ordinance No. 5503, are herewith repealed.

Section 14. Any person, firm or corporation who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed five hundred (500) dollars, or by imprisonment in the County Jail for not more than six (6) months, or by both such fine and imprisonment.

Section 15. This ordinance shall take effect ten days after the declaration of the official count of the votes cast therefor; provided, however, that for the purpose of issuing licenses to refuse collectors, application may be filed and the licenses issued during the period between the final approval of this ordinance and the date of its taking effect.