

FILE NO. 090100

1 [Solar Energy Incentive Program.]  
2

3 **Ordinance amending the San Francisco Environment Code by amending Sections 18.3,**  
4 **18.4, 18.6, 18.7-1, 18.7-2, 18.7-3, 18.7-4, and 18.7-6, and by repealing Section 18.7-7, to**  
5 **increase the incentives available to low-income and non-profit applicants under the**  
6 **Solar Energy Incentive Program and to make technical changes to program**  
7 **requirements.**

8 Note: Additions are single-underline italics Times New Roman;  
9 deletions are ~~strikethrough italics Times New Roman~~.  
10 Board amendment additions are double underlined.  
11 Board amendment deletions are ~~strikethrough normal~~.

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

13 Section 1. The San Francisco Environment Code is hereby amended by amending  
14 Sections 18.3, 18.4, and 18.6, to read as follows:

15 **SEC. 18.3. TYPES OF SYSTEMS ELIGIBLE FOR ASSISTANCE.**

16 (a) **Photovoltaic panel systems.** Photovoltaic panel systems that produce electricity  
17 from sunlight, installed on *existing* single and multifamily residential, commercial, and industrial  
18 buildings, with generating capacity of at least one (1) kilowatt are eligible for assistance under  
19 this program.

20 (b) **Other systems.** The Program Administrator may extend program eligibility to  
21 other types of customer-owned distributed renewable energy generation systems, so long as  
22 such an extension is accompanied by publication of criteria for allocating incentive payments  
23 for such purpose and the limits on such incentives. Such an extension must be accompanied  
24 by analysis demonstrating that the projected positive market effects of the incentive on the in-  
25 City market for the development of renewable energy and energy efficiency are comparable to  
those attributes of the photovoltaic panel program.

1 (c) **No limit on generating capacity.** There shall be no maximum generating  
2 capacity limitation on systems that are eligible for the incentive.

3  
4 **SEC. 18.4. LIMITS ON AMOUNTS OF ASSISTANCE.**

5 (a) **Limits for all types of systems.** No applicant may receive assistance in excess  
6 of the cost to design, purchase and install the system, net of incentives, rebates, tax credits or  
7 other payments received from other governmental entities. *Regardless of system-generating*  
8 *capacity, no applicant may receive assistance in excess of ten thousand dollars (\$10,000).*

9 (b) **Limits for photovoltaic panel systems for residential property.**

10 (i) Except as further provided in this clause (b), no residential applicant may  
11 receive assistance in excess of three thousand dollars (\$3,000) toward the cost to design,  
12 purchase and install photovoltaic panels. If the property is a multifamily residential project, the  
13 applicant may apply for and receive an incentive payment corresponding to each electricity  
14 meter served by the system, so long as the system provides each such electricity meter with a  
15 generating capacity of at least one (1) kilowatt or financial credits that result from a generating  
16 capacity of at least one (1) kilowatt from the energy generation system *sufficient to satisfy the*  
17 *requirements of Section 18.3(a).*

18 (ii) *The limit of assistance shall be \$4,000 for systems installed by an individual, firm or*  
19 *organization whose principal office or offices are located within the City. If in implementing the*  
20 *program the Program Administrator determines that the terms of this clause do not provide the*  
21 *intended stimulus for the in-City installation industry, then the Program Administrator may establish*  
22 *new criteria that it deems more effective in achieving the in-City job creation and installation market*  
23 *objectives of the program.*

24 (iii)(ii) The limit of assistance shall be \$5,000 for applicants residing in an  
25 Environmental Justice District, as such district or districts are determined by the Program

1 Administrator, or for applicants that are recipients of the California Public Utilities Commission's  
2 CARE (California Alternative Rates for Energy) rates that provide rate discounts for qualified low or  
3 fixed income households, or for building owners that are recipients of the California Department of  
4 Housing and Community Development's CalHome loan program, which provides low-interest, deferred  
5 rehabilitation loans to low-income homeowners.

6 (iii) CARE and CalHome participants or participants in the CPUC Low Income  
7 program under CSI, as well as households with incomes that are certified by the Mayor's Office of  
8 Housing pursuant to Section 18.7-5, shall be eligible for an additional \$5000 if the application for the  
9 low income incentive is received before February 1, 2009.

10 (iv) CARE and CalHome participants or participants in the CPUC Low Income  
11 program under the CSI, as well as households with incomes that are certified by the Mayor's Office of  
12 Housing pursuant to Section 18.7-5, shall be eligible for an additional \$7000 if the application for the  
13 low income incentive is received by the Program Administrator on or after February 1, 2009.

14 (iv)(v) The limit of assistance shall be \$6,000 for systems installed by an  
15 individual trained under the City workforce development program. The Department of Economic  
16 & Workforce Development, which directs the City's overall workforce development efforts, will be  
17 responsible for developing and ensuring compliance with workforce criteria for this incentive program.  
18 These criteria may include, but are not limited to: a minimum requirement for hours worked on the  
19 solar installation by an individual hired through the City workforce development system; a requirement  
20 that individuals hired through the City workforce development system perform skilled work on the  
21 installation; workforce training program or system prioritization of San Francisco residents who are  
22 low income and/or have barriers to employment; and other standards for workforce system programs.  
23 If in implementing the incentive program, the Program Administrator and the Department of Economic  
24 and Workforce Development determine that the terms of this clause do not provide the intended  
25 stimulus for the successful placement of workers trained under local workforce development programs.

1 then the Program Administrator in coordination with the Department of Economic and Workforce  
2 Development may establish new criteria that it deems more effective in achieving such objectives of the  
3 program. If in implementing the incentive program the Program Administrator determines that the  
4 terms of this clause do not provide the intended stimulus for the successful placement of workers  
5 trained under the City's workforce development program, then the Program Administrator may  
6 establish new criteria that it deems more effective in achieving such objectives of the program.

7 (vi) An incentive applicant whose system is installed by an individual, firm or  
8 organization whose principal office or offices are located within the City shall be eligible for an  
9 additional incentive up to \$1000, subject to the limitations of Section 18.3. If in implementing the  
10 program the Program Administrator determines that the incentive identified in this paragraph does not  
11 provide the intended stimulus for the in-City installation industry, then the Program Administrator may  
12 amend the terms of this incentive to make it more effective in achieving the in-City job creation and  
13 installation market objectives of the program.

14 **(c) Limits for photovoltaic panel systems for commercial, industrial or**  
15 **manufacturing property.** No applicant may receive assistance in excess of \$1,500 per  
16 kilowatt of electric power a photovoltaic panel system is designed to generate. Regardless of  
17 system generating capacity, no applicant may receive assistance in excess of ten thousand dollars  
18 (\$10,000). In order to receive assistance, an applicant must use installers trained through the  
19 City's workforce development system.

20 **(d) Adjustments in limits.**

21 (i) The Program Administrator may adjust limits on the incentives paid for  
22 systems installed on commercial, industrial or manufacturing property upon a finding that such  
23 an adjustment advances the objectives of the program. Such adjustments may include an  
24 increase in the limit on the incentive paid in respect of (A) systems installed within an  
25 Environmental Justice District or (B) systems installed by an individual, firm or organization

1 with an office or offices within the City (or bearing some other linkage to the in-City installation  
2 market as deemed appropriate by the Program Administrator).

3 (ii) Upon a demonstration of a reduction in average costs of solar  
4 improvements, including but not limited to an increase in incentives, rebates, tax credits or  
5 other payments provided by other government entities that serve to reduce the system costs  
6 borne by the consumer, the SFPUC shall have the discretion to decrease the limits set forth  
7 above by an amount reflective of the reduced need for the incentive payments.

8 (iii) With the concurrence of the Board of Supervisors, the Program  
9 Administrator may increase any of the limits set forth in this Section in connection with efforts  
10 to stimulate the development of a competitive in-City solar market, such as the establishment  
11 of an in-City photovoltaic panel production facility.

12  
13 **SEC. 18.6. PROGRAM ADMINISTRATION.**

14 (a) The program will be administered by the Program Administrator, which shall be the  
15 SFPUC, acting by and through its Power Enterprise. SFPUC shall coordinate administration of  
16 the Solar Energy Incentive Program with the implementation and administration of CCA to  
17 maximize its efficiency in achieving the renewable energy expansion goals contemplated  
18 under CCA.

19 (b) The Program Administrator shall develop rules and application procedures.

20 (c) The Program Administrator shall establish reasonable eligibility criteria for the  
21 incentive payments so that the program is available to all applicants within the City regardless  
22 of their customer relationship with any particular electric service provider. For ease of  
23 administration these criteria shall be deemed satisfied when an applicant provides appropriate  
24 evidence that the applicant is entitled to payments under the California Solar Initiative as  
25 authorized by the California Public Utilities Commission and the State of California under SB1

1 (Chapter 132, Statutes of 2006) (as such program may be amended from time to time, the  
2 "California Solar Initiative"); provided, however, that demonstrating eligibility for the California  
3 Solar Initiative shall not be the sole means of establishing eligibility. The Program  
4 Administrator shall also establish reasonable and clear eligibility criteria for approving  
5 incentive payments to applicants who are not beneficiaries of the California Solar Initiative,  
6 which criteria shall include (but are not limited to) confirmation that the applicant has installed  
7 the system in compliance with all applicable laws, including Department of Building Inspection  
8 inspection and approvals.

9 (d) If there are applications for assistance in excess of appropriated funds, the  
10 Program Administrator shall grant applications in the order they were filed. The Program  
11 Administrator shall develop a reservation system which will allow applicants to request that  
12 the Program Administrator reserve funds for a proposed project. Such reservation system  
13 may be patterned after that utilized by the California Solar Initiative.

14 (e) The Program Administrator shall maintain annual program funding as identified  
15 within the SFPUC Power Enterprise budget as the Solar Energy Incentive Fund. At the end of  
16 each fiscal year, any program funds that were not expended shall be carried forward to the  
17 next fiscal year. Upon a finding as to the continuing effectiveness of the Solar Energy  
18 Incentive program in achieving its objectives such funds shall be appropriated then or  
19 thereafter for the purposes specified in this Chapter.

20 (f) The Program Administrator shall determine and implement payment procedures for  
21 incentives under the program. Such payment procedures may include the option to make  
22 payments on applicants' behalf directly to installers or other *contractors entities. in connection*  
23 *with their work on the system.* Such payments shall not be considered contracts or grants of the  
24 City for any City procedural contracting ordinances, and no requirements shall be imposed as  
25 a condition of receipt of such incentive payments aside from those specifically referenced in

1 this ordinance and as necessary to protect the City from legal liabilities and promote the goals  
2 of this ordinance.

3 (g) The Program Administrator shall monitor the effective costs of renewable energy  
4 system installation and other related market information for purposes of making the  
5 adjustments described in Section 18.4(d)(ii).

6 (h) The Program Administrator shall establish boundaries for any Environmental  
7 Justice District identified for purposes of Section 18.4(b)(iii). Any such district shall satisfy the  
8 goals, objectives and definitions of environmental justice and Environmental Justice Districts,  
9 as such concepts are set forth at any given time under state and local law.

10 (i) The Program Administrator shall submit to the Board of Supervisors a status report on the  
11 first six-months of the program, within 45 days of the end of the first six months of the program. The  
12 Program Administrator may submit an interim status report upon the exhaustion of either of the  
13 funding pools described in Section 18.7-5 and shall otherwise provide written monthly status reports.

14 The Program Administrator shall submit to the Board of Supervisors a report evaluating the  
15 first year of program operation, within 90 days after the end of the first year. The report shall  
16 provide an analysis of the impacts of the program, including, without limitation, the number  
17 and location by district of the projects funded, the amount of energy generated by the projects,  
18 and the amount of time and money spent on program administration. The report shall  
19 evaluate the economic and other benefits of the program and provide a cost-benefit analysis.  
20 The data and analysis presented in this report shall inform future program funding, operation,  
21 and amendments.

22 (j) In the context of funding appropriations for this program in future years, the Board  
23 of Supervisors will

24 (i) Consider the Program Administrator's first-year report, identified in  
25 subsection 18.6 (i) above;

1 (ii) Review and approve the Environmental Justice District boundaries  
2 established by the Program Administrator pursuant to subsection 18.6 (h);

3 (iii) Review and approve any new or modified criteria or incentives established  
4 by the Program Administrator.

5  
6 Section 2. The San Francisco Environment Code is hereby amended by naming  
7 Chapter 18.7 the "Solar Energy Incentive Pilot Program," and by amending Sections 18.7-1,  
8 18.7-2, 18.7-3, 18.7-4, and 18.7-6, to read as follows:

9  
10 **Section 18.7-1. FINDINGS**

11 A. California has set a goal to create 3,000 megawatts (MW) of new, solar-  
12 produced electricity by 2017, moving the state toward a cleaner energy future and helping  
13 lower the cost of solar systems for consumers.

14 B. The California Public Utilities Commission, through its California Solar Initiative  
15 (CSI), provides \$2.2 Billion in incentives over the next decade for existing residential homes  
16 and existing and new commercial, industrial, and agricultural properties of which 10% will be  
17 set aside to assist installation of solar for low-income residents and affordable housing  
18 developments.

19 C. On November 17, 2007, the CPUC adopted the CSI Single-Family Low-Income  
20 Incentive Program. The Single-Family Low-Income Incentive Program will provide incentives  
21 for solar PV systems from \$4.75 to \$7.00 per watt to qualifying low-income homeowners. The  
22 Program will also provide full-subsidy systems to very low-income households who financed  
23 their home through local, state and federal housing assistance programs and whose  
24 household income is at or below the 50 percent of the area median income.



1 D. The CSI Single-Family Low-Income Program will not begin accepting  
2 applications until after a statewide Program Manager has been selected. A Request For  
3 Proposals for the CSI Single-Family Low-Income Program Manager was released on April  
4 16th, 2008 and the final date for Proposal submission is May 28th, 2008. Once the Program  
5 Manager is selected, the Single-Family Low-Income Program will be implemented throughout  
6 the state of California and will assist applicants in determining their individual eligibility.

7 E. Establishing a ~~one-year~~ pilot program will enable the City to immediately  
8 implement this program and evaluate the effectiveness of the program and determine the best  
9 policy for allocation of public funds before deciding how or whether to continue the program.

10  
11 **SEC. 18.7-2. INCENTIVE PAYMENTS.**

12 (a) A pilot program is established for a period of one-year from the date of this  
13 ordinance or until funds allocated under Section 18.7-5 are expended. The incentives paid under  
14 this program shall not exceed the amounts set forth in Section 18.7-5 below.

15 (b) Applicants must be the owner of a system installed on or after December 11,  
16 2007, to be eligible to receive the incentive.

17  
18 **SEC. 18.7-3. TYPES OF SYSTEMS ELIGIBLE FOR ASSISTANCE.**

19 (a) **Photovoltaic panel systems.** Photovoltaic panel systems that produce electricity  
20 from sunlight, installed on ~~existing~~ residential buildings, with generating capacity of at least one  
21 (1) kilowatt are eligible for assistance under this program.

22 (b) **Other systems.** The Program Administrator may extend program eligibility to  
23 customer-owned distributed renewable energy generation systems other than photovoltaic  
24 panel systems, so long as such an extension is accompanied by publication of criteria for  
25 allocating incentive payments for such purpose and the limits on such incentive. Such an

1 extension must be accompanied by analysis demonstrating that the projected positive market  
2 effects of the incentive on the in-City market for the development of renewable energy and  
3 energy efficiency are comparable to those attributes of the photovoltaic panel program.

4 (c) **No limit on generating capacity.** There shall be no maximum generating  
5 capacity limitation on systems that are eligible for the incentive.

6  
7 **SEC. 18.7-4. LIMITS ON AMOUNTS OF ASSISTANCE.**

8 (a) **Limits for all types of systems.** No applicant may receive assistance in excess  
9 of the cost to design, purchase and install the system, net of incentives, rebates, tax credits or  
10 other payments received from other governmental entities.

11 (b) **Limits for photovoltaic panel systems.**

12 (i) Except as further provided in this clause (b), no residential applicant may  
13 receive assistance in excess of three thousand dollars (\$3,000) toward the cost to design,  
14 purchase and install photovoltaic panels. If the property is a multifamily residential project, the  
15 applicant may apply for and receive an incentive payment corresponding to each electricity  
16 meter served by the system, so long as the system provides each such electricity meter with a  
17 generating capacity of at least one (1) kilowatt or financial credits that result from a generating  
18 capacity of at least one (1) kilowatt from the energy generation system ~~sufficient to satisfy the~~  
19 ~~requirements of Section 18.7-3(a).~~

20 ~~(ii) The limit of assistance shall be \$4,000 for systems installed by an individual, firm or~~  
21 ~~organization whose principal office or offices are located within the City. If in implementing the~~  
22 ~~program the Program Administrator determines that the terms of this clause do not provide the~~  
23 ~~intended stimulus for the in-City installation industry, then the Program Administrator may establish~~  
24 ~~new criteria that it deems more effective in achieving the in-City job creation and installation market~~  
25 ~~objectives of the program.~~

1           ~~(iii)~~(ii) The limit of assistance shall be \$5,000 for applicants residing in an  
2 Environmental Justice District, as such district or districts are determined by the Program  
3 Administrator, or for applicants that are recipients of the California Public Utilities  
4 Commission's CARE (California Alternative Rates for Energy) rates that provide rate  
5 discounts for qualified low or fixed income households, or for building owners that are  
6 recipients of the California Department of Housing and Community Development's CalHome  
7 loan program, which provides low-interest, deferred rehabilitation loans to low-income  
8 homeowners.

9           ~~(iv)~~(iii) CARE and CalHome participants or participants in the CPUC Low  
10 Income program under CSI, as well as households with incomes that are certified by the  
11 Mayor's Office of Housing pursuant to Section 18.7-5, shall be eligible for an additional \$5000  
12 if the application for the low income incentive is received before February 1, 2009, subject to the  
13 limitations of Section 18.7-4(a) above.

14           ~~(v)~~(iv) CARE and CalHome participants or participants in the CPUC Low Income  
15 program under the CSI, as well as households with incomes that are certified by the Mayor's Office of  
16 Housing pursuant to Section 18.7-5, shall be eligible for an additional \$7000 if the application for the  
17 low income incentive is received by the Program Administrator on or after February 1, 2009, subject to  
18 the limitations of Section 18.7-4(a) above.

19           (v) The limit of assistance shall be \$6,000 for systems installed by individuals  
20 trained through the City's workforce development system. The Department of Economic &  
21 Workforce Development, which directs the City's overall workforce development efforts, will  
22 be responsible for developing and ensuring compliance with workforce criteria for this  
23 incentive program. These criteria may include, but are not limited to: a minimum requirement  
24 for hours worked on the solar installation by an individual hired through the City workforce  
25 development system; a requirement that individuals hired through the City workforce

1 development system perform skilled work on the installation; workforce training program or  
2 system prioritization of San Francisco residents who are low income and/or have barriers to  
3 employment; and other standards for workforce system programs. If in implementing the  
4 incentive program, the Program Administrator and the Department of Economic and  
5 Workforce Development determine that the terms of this clause do not provide the intended  
6 stimulus for the successful placement of workers trained under local workforce development  
7 programs, then the Program Administrator in coordination with the Department of Economic  
8 and Workforce Development may establish new criteria that it deems more effective in  
9 achieving such objectives of the program.

10 *(v) (vi) An incentive applicant whose system is installed by an individual, firm or*  
11 *organization whose principal office or offices are located within the City shall be eligible for an*  
12 *additional incentive up to \$1000, subject to the limitations of Section 18.3. If in implementing the*  
13 *program the Program Administrator determines that the incentive identified in this paragraph does not*  
14 *provide the intended stimulus for the in-City installation industry, then the Program Administrator may*  
15 *amend the terms of this incentive to make it more effective in achieving the in-City job creation and*  
16 *installation market objectives of the program.*

17 (c) Limits for photovoltaic panel systems for non-residential buildings owned by non-  
18 profits and non-residential buildings occupied by non-profits and owned by governmental entities. No  
19 applicant may receive assistance in excess of \$1,500 per kilowatt of electric power a  
20 photovoltaic panel system is designed to generate.

21 (d) Limits for photovoltaic panel systems for multi-unit residential buildings that are  
22 owned and operated by non-profit organizations. No applicant may receive assistance in  
23 excess of \$4,500 per kilowatt of electric power a photovoltaic panel system is designed to  
24 generate, up to a total of \$150,000. An applicant may receive up to an additional \$100,000 in  
25 matching funds on a dollar per dollar basis, subject to a maximum of \$4,500 per kilowatt.

1 Regardless of system generating capacity or matching funds, no applicant may receive  
2 assistance in excess of ~~thirty two-hundred fifty thousand~~ (~~\$30,000~~ 250,000). Buildings owned by  
3 for-profit entities may be eligible for the incentive designated in this paragraph if at least 75% of the  
4 residential units, excluding a manager's unit, are designated as affordable housing units under a  
5 Federal, State, or local government restriction recorded against the property on which the building is  
6 located in a manner that maintains affordability for a term no less than ~~50~~ 30 years.

7 **(e) Adjustments in limits.**

8 (i) If the program is continued after the one-year pilot, the Program  
9 Administrator may adjust limits on the incentives paid for systems installed on commercial,  
10 industrial or manufacturing property upon a finding that such an adjustment advances the  
11 objectives of the program. Such adjustments may include an increase in the limit on the  
12 incentive paid in respect of (A) systems installed within an Environmental Justice District or  
13 (B) systems installed by an individual, firm or organization with an office or offices within the  
14 City (or bearing some other linkage to the in-City installation market as deemed appropriate  
15 by the Program Administrator).

16 (ii) Upon a demonstration of a reduction in average costs of solar  
17 improvements, including but not limited to an increase in incentives, rebates, tax credits or  
18 other payments provided by other government entities that serve to reduce the system costs  
19 borne by the consumer, the SFPUC shall have the discretion to decrease the limits set forth  
20 above by an amount reflective of the reduced need for the incentive payments.

21 (iii) With the concurrence of the Board of Supervisors, the Program  
22 Administrator may increase any of the limits set forth in this Section in connection with efforts  
23 to stimulate the development of a competitive in-City solar market, such as the establishment  
24 of an in-City photovoltaic panel production facility.

1     **SEC. 18.7-6. PROGRAM ADMINISTRATION.**

2             (a) The program will be administered by the Program Administrator, which shall be the  
3     SFPUC, acting by and through its Power Enterprise. SFPUC shall coordinate administration of  
4     the Solar Energy Incentive Pilot Program with the implementation and administration of CCA  
5     to maximize its efficiency in achieving the renewable energy expansion goals contemplated  
6     under CCA.

7             (b) The Program Administrator shall develop rules and application procedures.

8             (c) The Program Administrator shall establish reasonable eligibility criteria for the  
9     incentive payments so that the program is available to all applicants within the City regardless  
10    of their customer relationship with any particular electric service provider. For ease of  
11    administration these criteria shall be deemed satisfied when an applicant provides appropriate  
12    evidence that the applicant is entitled to payments under the California Solar Initiative as  
13    authorized by the California Public Utilities Commission and the State of California under SB1  
14    (Chapter 132, Statutes of 2006) (as such program may be amended from time to time, the  
15    "California Solar Initiative"); provided, however, that demonstrating eligibility for the California  
16    Solar Initiative shall not be the sole means of establishing eligibility. The Program  
17    Administrator shall also establish reasonable and clear eligibility criteria for approving  
18    incentive payments to applicants who are not beneficiaries of the California Solar Initiative,  
19    which criteria shall include (but are not limited to) confirmation that the applicant has installed  
20    the system in compliance with all applicable laws, including Department of Building Inspection  
21    inspection and approvals.

22            (d) If there are applications for assistance in excess of appropriated funds, the  
23    Program Administrator shall grant applications in the order they were filed. The Program  
24    Administrator shall develop a reservation system which will allow applicants to request that  
25

1 the Program Administrator reserve funds for a proposed project. Such reservation system  
2 may be patterned after that utilized by the California Solar Initiative.

3 (e) The Program Administrator shall determine and implement payment procedures for  
4 incentives under the program. Such payment procedures may include the option to make  
5 payments on applicants' behalf directly to installers or other *contractors entities. in connection*  
6 *with their work on the system.* Such payments shall not be considered contracts or grants of the  
7 City for any City procedural contracting ordinances, and no requirements shall be imposed as  
8 a condition of receipt of such incentive payments aside from those specifically referenced in  
9 this ordinance and as necessary to protect the City from legal liabilities and promote the goals  
10 of this ordinance.

11 (f) The Program Administrator shall monitor the effective costs of renewable energy  
12 system installation and other related market information for purposes of making the  
13 adjustments described in Section 18.7-4(e)(i).

14 (g) The Program Administrator shall establish boundaries for any Environmental  
15 Justice District identified for purposes of Section 18.7-4(b)(iii). Any such district shall satisfy  
16 the goals, objectives and definitions of environmental justice and Environmental Justice  
17 Districts, as such concepts are set forth at any given time under state and local law.

18 (h) The Program Administrator shall submit to the Board of Supervisors a status report  
19 on the first six-months of the pilot program, within 45 days of the end of the first six months of  
20 the program. The Program Administrator may submit an interim status report upon the  
21 exhaustion of either of the funding pools described in Section 18.7-5 and shall otherwise  
22 provide written monthly status reports.

23 (i) The Program Administrator shall submit to the Board of Supervisors a report  
24 evaluating the one-year pilot program, within 90 days after the end of the first year. The  
25 report shall provide an analysis of the impacts of the program, including, without limitation, the

1 number and location by district of the projects funded, the amount of energy generated by the  
2 projects, and the amount of time and money spent on program administration. The report  
3 shall evaluate the economic and other benefits of the program and provide a cost-benefit  
4 analysis. The data and analysis presented in this report shall inform future program funding,  
5 operation, and amendments.

6 (j) In the context of considering appropriations for a solar incentive program in future  
7 years, the Board of Supervisors will

8 (i) Consider the Program Administrator's first-year report, identified in  
9 subsection 18.7-6(i) above;

10 (ii) Review and approve the Environmental Justice District boundaries  
11 established by the Program Administrator pursuant to subsection 18.7-6(h);

12 (iii) Review and approve any new or modified criteria or incentives established  
13 by the Program Administrator.

14  
15 Section 3. The San Francisco Environment Code is hereby amended by repealing  
16 Section 18.7-7 in its entirety.

17 ~~**SEC. 18.7-7. MODIFICATIONS TO THE LONG-TERM SOLAR ENERGY INCENTIVE**~~  
18 ~~**PROGRAM.**~~

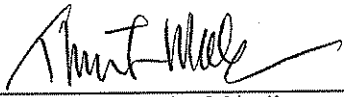
19 ~~*(a) This one-year pilot program shall be in addition to the long-term solar energy incentive*~~  
20 ~~*program established by Ordinance No. 102-08, in File No. 071679.*~~

21 ~~*(b) The monthly and six-month reports established in Section 18.7-6(h) of this Ordinance shall*~~  
22 ~~*be applicable to the long-term solar energy incentive program established by Ordinance No. 102-08, in*~~  
23 ~~*File No. 071679.*~~



1           ~~(e) The incentive payment limits established in Sections 18.7 4(b)(iii), (iv), and (v) of this~~  
2 ~~Ordinance shall be applicable to the long term solar energy incentive program established by~~  
3 ~~Ordinance No. 102-08, in File No. 071679.~~

4  
5 APPROVED AS TO FORM:  
6 DENNIS J. HERRERA, City Attorney

7 By:   
8 Theresa L. Mueller  
9 Deputy City Attorney



# City and County of San Francisco

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

## Tails Ordinance

**File Number:** 090100

**Date Passed:**

Ordinance amending the San Francisco Environment Code by amending Sections 18.3, 18.4, 18.6, 18.7-1, 18.7-2, 18.7-3, 18.7-4, and 18.7-6, and by repealing Section 18.7-7, to increase the incentives available to low-income and non-profit applicants under the Solar Energy Incentive Program and to make technical changes to program requirements.

---

- March 17, 2009 Board of Supervisors — AMENDED, AN 'AMENDMENT OF THE WHOLE BEARING SAME TITLE  
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
- March 17, 2009 Board of Supervisors — PASSED ON FIRST READING AS AMENDED  
Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi  
Noes: 1 - Elsbernd
- March 24, 2009 Board of Supervisors — FINALLY PASSED  
Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi  
Noes: 1 - Elsbernd

File No. 090100

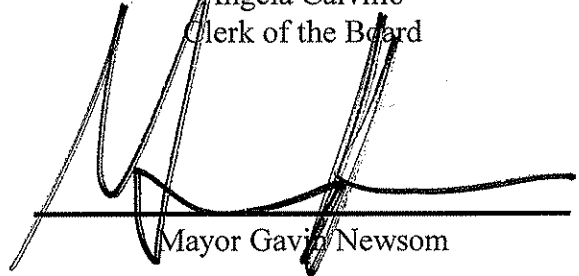
I hereby certify that the foregoing Ordinance  
was **FINALLY PASSED** on March 24, 2009  
by the Board of Supervisors of the City and  
County of San Francisco.

4/2/09

Date Approved



Angela Calvillo  
Clerk of the Board



Mayor Gavin Newsom