

**HEALTH COMMISSION**

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 34-94

**APPROVING AMENDMENTS TO THE HAZARDOUS MATERIALS ORDINANCE, ARTICLE 21 OF THE SAN FRANCISCO HEALTH CODE ("ORDINANCE"), EXEMPTING MEDICAL PRACTITIONERS FROM HAZARDOUS MATERIALS CERTIFICATE OF REGISTRATION RENEWAL REQUIREMENTS, ALLOWING BUSINESSES TO DOCUMENT SELF-INSPECTIONS ON THEIR OWN FORMS, AND MAKING TECHNICAL CHANGES TO THE FEE SCHEDULE**

WHEREAS, Supervisor Angela Alioto, responding to an inquiry from the San Francisco Dental Society, requested that the Hazardous Materials Advisory Committee review the use of nitrous oxide with the Fire Department and report on the feasibility of changing the Ordinance; and,

WHEREAS, the Department of Public Health and the Fire Department advised the Hazardous Materials Advisory Committee that, in their opinion, the waiver of renewal requirements for medical practitioners storing small amounts of nitrous oxide and oxygen would provide the City with information necessary for emergency response and would not compromise the public safety; and ,

WHEREAS, California Health and Safety Code Section 25505 allows certain medical practitioners one time reporting of nitrous oxide and oxygen in volumes less than 1000 cubic feet; and,

WHEREAS, the Hazardous Materials Advisory Committee recommended exempting certain medical practitioners storing specified small quantities of nitrous oxide and oxygen from hazardous materials certificate of registration renewal requirements; and,

WHEREAS, the Ordinance currently requires businesses to document self-inspections on the form provided by the Department of Public Health ("Department"); and,

WHEREAS, the Department has found that some businesses have already established safety inspection checklists and are unduly burdened by the Department's form; and,

WHEREAS, the Department could improve its service to the business community without compromising the public safety by accepting self-inspection information in an alternative format; and

WHEREAS, the fee schedule in the Ordinance does not reflect the current Fire Department hourly rate; and,

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RESOLUTION NO. 34-94 (Cont'd.)

WHEREAS, the fee schedule displays some lack of standardization of various late fees; and,

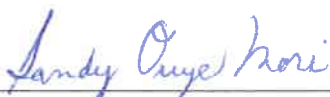
WHEREAS, the fee schedule contains some errors; now, therefore, be it,

RESOLVED, that the San Francisco Health Commission approves the amendments to Sections 1115 and 1116 of the Ordinance, exempting physicians, dentists, podiatrists, veterinarians, or pharmacists, who are required to obtain a certificate of registration solely because he or she operates an establishment that handles oxygen or nitrous oxide or both, from filing a renewal application and paying a biennial renewal fee, provided that at any one time the combined total container capacity of oxygen or nitrous oxide or both is less than one thousand (1,000) cubic feet at standard temperature and pressure; and, be it:

FURTHER RESOLVED, that the San Francisco Health Commission approves the amendment to Section 1161 of the Ordinance, allowing a business the flexibility to document self-inspections of their hazardous materials storage facility on its own form, provided it contains the same information as the Department's form; and, be it

further RESOLVED, that the San Francisco Health Commission approves the technical amendments to Section 1176 of the Ordinance, updating fees to conform to the current Fire Department hourly rate, standardizing late fees, and correcting errors.

I hereby certify that the foregoing resolution was adopted by the Health Commission at its meeting of Tuesday, August 2, 1994.



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Sandy Ouye Mori  
Executive Secretary to  
the Health Commission