

City of Brisbane

Agenda Report

TO: Mayor and City Council

FROM: Clayton Holstine, City Manager

SUBJECT: Waiver of Permit Fees – Non-Profit Ring of Fire

DATE: For Council Meeting on December 16, 2013.

RECOMMENDATION

Provide direction on providing permit cost waivers to Ring of Fire Boxing Program

BACKGROUND

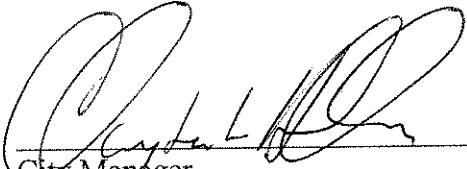
In March and April of 2011 the City Council approved permit fee waivers for application fees and tenant improvements for Ring of Fire. Attached is a letter requesting “all future additional fees associated with this youth boxing program be waived”.

That wording is probably too broad and vague. Staff recommends that if the Council wishes to approve the waiver that the following motion be considered:

“City Council approve waiver of application and tenant improvements fees for Ring of Fire”.

Financial Background

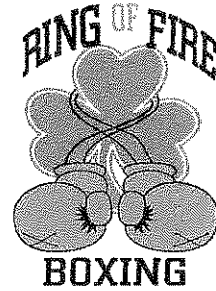
The financial impact is the loss of revenue as outlined in the previous memos. Actual fee waivers will be determined at the time of application.



City Manager



FLAME
Ring of Fire Boxing



November 21, 2013

City Hall
50 Park Place
Brisbane, CA 94005

To the Honorable Mayor and City Council Members:

On behalf of myself and the entire Ring of Fire Boxing Program, I would like to request that you consider waiving the initial Use Permit Fees, Planning, Building and City Business License fees as well as any additional building permit fees that may be involved. We would like to request that if possible we be placed on the next agenda to request for all future fees and, planning, building and city business license fees to be waived?

As expressed earlier and outlined in the March 7, 2011 city council agenda, our fitness and boxing program is a **non-profit 501(c)3 organization** & will be offered to the **Brisbane youths free of charge**. Also, the volunteer coaches of whom are all USA Boxing Association certified and receive no compensation. Expenses are met through the generosity of San Francisco Fire Department (SFFD) firefighters of the SFFD F.L.A.M.E. Program and through non-profit fundraising efforts.

Therefore, we respectfully request for all future additional fees associated with this youth boxing program at 180 Industrial Way to be waived.

The Ring of Fire staff and coaches appreciate all the help the City of Brisbane has given us to benefit our youth. We would like to thank the City Council and city staff for your continued generosity and support.

Yours very sincerely,

Jimmy Ford
Ring of Fire Boxing Gym

FLAME
Ring of Fire Boxing

- Office: (415) 859-5568 • www.ringoffireboxing.com
 - 799 Moscow Street - San Francisco, CA 94112 • 180 Industrial Way - Brisbane, CA 94005
 - **Charitable Tax 501(c)3 - TAX ID: #94-6000417**
-

Internal Revenue Service

Date: April 28, 2005

CITY & COUNTY OF SAN FRANCISCO
1 DR CARLTON B GOODLETT PL RM 396
SAN FRANCISCO CA 94102

Department of the Treasury
P. O. Box 2508
Cincinnati, OH 45201

Person to Contact:
Mrs. E. Eckert ID 31-07436
Customer Service Specialist
Toll Free Telephone Number:
8:30 a.m. to 5:30 p.m. ET
877-829-5500
Fax Number:
513-263-3756
Federal Identification Number:
94-6000417

Dear Sir/Madam:

This is in response to your request of April 27, 2005, regarding your organization's exemption from Federal income tax.

As a governmental unit or a political subdivision thereof, your organization is not subject to Federal income tax under the provisions of Section 115(1) of the Internal Revenue Code, which states in part:

"Gross income does not include income derived from ...the exercise of any essential governmental function and accruing to a State or any political subdivision thereof ..."


Because your organization is a governmental unit or a political subdivision thereof, its income is not taxable as explained above. Contributions used exclusively for public purposes are deductible under Section 170(c)(1) of the Code.

Your organization is not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Your organization may obtain a letter ruling on its status under section 115 by following the procedures specified in Rev. Proc. 2004-1 or its successor.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,


for Janna K. Skufca, Director, TE/GE
Customer Account Services

City of Brisbane Agenda Report

TO: Honorable Mayor and City Council
FROM: Clayton Holstine, City Manager
DATE: City Council Meeting of March 7, 2011
SUBJECT: Request for Use Permit Fee Waiver

RECOMMENDATION

Consider approval of a request for a Use Permit Fee Waiver

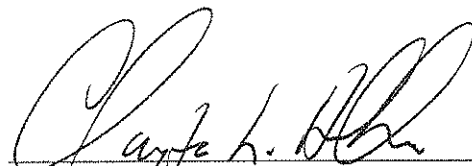
BACKGROUND

Dale Conway sent a letter to the City dated February 28, 2011 requesting that the Council consider waiving the Use Permit Fee for an application that he wishes to send to the Planning Commission to open a new non-profit boxing gym youth organization that he proposes to relocate to 180 Industrial Way.

The application fee is \$287.00. This amount is used to cover the cost of staff time to process the application to submit to the Planning Commission for consideration.

FINANCIAL IMPACT

The fee waiver would be in the amount of \$287.00.



Clayton L. Holstine, City Manager

From: Fe Conway (feconway@yahoo.com)
To: daleconwayjr@yahoo.com; cityhall@ci.brisbane.ca.us; cconway@ci.brisbane.ca.us;
Date: Sun, February 27, 2011 10:30:10 PM
Cc: miguel@pinnaclecontracting.org;
Subject: Youth Nonprofit Boxing Gym Use Permit

Clay Holstein, City Manager
City Council
50 Park Place
Brisbane, CA 94005

Feb 28, 2011

Dear Clay
Dear Council:

Hello. I, Dale Conway, respectfully write to you about a possible use permit fee waiver to open a new non-profit boxing gym youth organization that hopefully will be approved for relocation to 180 Industrial Way.

Our current S.F. gym called Ring of Fire Boxing is sponsored and partially funded by the S.F.F.D. FLAME Program, which is at SF Crocker Amazon Park. However, the facility on Moscow Ave across SFFD has become too small.

For the past 3 years, our current participating youths from Brisbane, SF and Daly City have done very well associated with our program. We instill sportsmanship, encourage good grades, and respect for others. The principles we teach have carried over into how our youths have conducted themselves at school at home and in public. 2 of our youths, my son Andre included, are on the Honor Roll at Lipman Middle School.

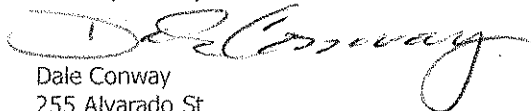
For Monday March 7, 2011 at the next City Council Meeting, we respectfully request to be placed on that agenda and to be granted a Waiver of the Use Permit Fee to open and operate a new larger facility for our youths.

http://www.ringoffireboxing.com/index.php?option=com_content&view=article&id=46&Itemid=28

The proposed Brisbane boxing gym will continue to be strictly:

1. Non-profit, our Tax I.D.501(c)(3) #:945000417 partially funded by SFFD FLAME program
2. Offered FREE for Brisbane and the surrounding area up to 18 yrs of age.
3. Gloves, Head Gear, protective equipment are included.
4. 6 volunteer trainers are USA Boxing Federation certified.
5. 3 are Brisbane residents, Migual Rios of 416 Visitacion, John Fuentes on the 100 block of Alvarado, and myself Dale Conway at 255 Alvarado.

Thank you for your kind consideration and Best Regards,



Dale Conway
255 Alvarado St
Brisbane CA 94005
Ph 415.999.7886 cell