

**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY**

**DIVISION:** Sustainable Streets Division

**BRIEF DESCRIPTION:**

Amending Division II of the Transportation Code by amending Section 101 to add the definition of "alley" formerly contained in the Traffic Code; Section 201 to authorize the City Traffic Engineer to: (1) remove unauthorized color curb markings or other markings that regulate vehicle parking, (2) indicate by signs or markings where vehicle parking is prohibited within fifteen feet of a fire hydrant, and (3) designate on-street bicycle and all motorcycle parking spaces following a public hearing; Section 302 to update two changes to the Transportation Code Penalty Schedule table; and Section 702 to add and delete locations that are subject to certain speed limits.

**SUMMARY:**

- Proposition A replaced the former San Francisco Traffic Code with the Transportation Code in 2008. Three sections of Traffic Code text were not carried over to the Transportation Code and are proposed to be changed: adding the definition of Alley, clarifying the marking of fire hydrant red zones, and clarifying the authority to remove illegal markings. These changes reflect past and current practices.
- The establishment of on-street bicycle parking is proposed to be implemented following a public hearing. On-street bicycle parking is a new regulation that was previously not described in the Transportation Code. All motorcycle parking, metered and unmetered, is also now proposed to be implemented following public hearing.
- Section 302, Penalty Schedule, is updated to reflect only one fine for a violation of Division I Section 7.2.20 and to eliminate the penalty for Section 7.2.52 which is not listed in Division I.
- Section 702 on Speed Limits is being revised to reflect previously approved changes on 3<sup>rd</sup> Street between Channel and Evans Avenue (SFMTA Board Resolution 10-071) and on portions of King Street and The Embarcadero (SFMTA Board Resolution 11-014).

**ENCLOSURES:**

1. SFMTAB Resolution
2. Appendix A - Amendment to Division II of the Transportation Code

**APPROVALS:**

**DATE**

DIRECTOR OF DIVISION  
PREPARING ITEM \_\_\_\_\_

\_\_\_\_\_

FINANCE \_\_\_\_\_

\_\_\_\_\_

EXECUTIVE DIRECTOR/CEO \_\_\_\_\_

\_\_\_\_\_

SECRETARY \_\_\_\_\_

\_\_\_\_\_

ADOPTED RESOLUTION  
BE RETURNED TO \_\_\_\_\_ Ricardo Olea

**ASSIGNED SFMTAB CALENDAR DATE:** March 1, 2011

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### **PURPOSE**

Resolution amending Division II of the Transportation Code by amending Section 101 to add the definition of "alley" formerly contained in the Traffic Code; Section 201 to authorize the City Traffic Engineer to: (1) remove unauthorized color curb markings or other markings that regulate vehicle parking, (2) indicate by signs or markings where vehicle parking is prohibited within fifteen feet of a fire hydrant, and (3) designate on-street bicycle and all motorcycle parking spaces following a public hearing; Section 302 to update two changes to the Transportation Code Penalty Schedule table; and Section 702 to add and delete locations that are subject to certain speed limits.

### **GOAL**

This action is consistent with the SFMTA 2008-2012 Strategic Plan.

Goal 2: System Performance – To get customers where they want to go, when they want to be there.

### **DESCRIPTION**

- Modification I. Proposal to add Section 101(a)(1) to include the definition of “Alley” in San Francisco as any street with a roadway width not exceeding 25 feet. This definition was formerly contained in the Traffic Code as Section 3.17 but was not carried over to the Transportation Code. This ordinance clarifies that this definition still applies in San Francisco. California Vehicle Code Section 110 allows San Francisco to define an alley through a resolution or ordinance. Certain sections of the California Vehicle Code, such as the authority to restrict traffic contained in Section 21102.1, only apply in streets formally designated as alleys. Under California Vehicle Code Section 22352 alleys have a prima facie speed limit of 15 miles per hour.
- Modification II. Proposal to add Section 201(a)(13) to clarify that in San Francisco fire hydrant no parking zones can be painted shorter than 15 feet. This authority was formerly contained in Traffic Code section 38.M but was not carried over to the Transportation Code. This ordinance clarifies that the SFMTA has authority to mark fire hydrant zones that are shorter than 15 feet, which reflects current and past practices. California Vehicle Code section 22514 requires a resolution or ordinance to reduce the distance of 15 feet which otherwise vehicles are required to keep away from fire hydrants.
- Modification III. Proposal to amend Section 201(a)(12) to clarify that the SFMTA has the authority to remove illegal curb markings and other pavement markings that attempt to regulate the parking of vehicles. This clarification was requested by staff. The proposed language reflects existing practice that gives the SFMTA the authority to remove unauthorized traffic control devices on the public right-of-way.
- Modification IV. Proposal to add Section 201(b)(6) to clarify that on-street bicycle parking can be implemented following a public hearing. This new type of parking regulation, where bicycle parking racks or station are placed on the street, was not originally included in the Transportation Code. These changes typically involve short distances that can affect two or fewer parking spaces. This change would clarify that these types of changes do not need a SFMTA Board of Directors' Resolution for implementation. In addition, staff recommends that all motorcycle parking also be implemented following a public hearing. Currently

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motorcycle parking proposed in unmetered areas requires a SFMTA Board of Directors' Resolution for implementation. Both of these changes will streamline approval of more minor parking changes.

- Modification V. Proposal to amend Section 302, Transportation Code Penalty Schedule. Two changes are included: (1) there are currently two fine amounts for violation of Division I Section 7.2.20. Only one fine amount should be listed per violation category. Violation of a Residential and Carpool permit area where listed as separate items in Section 302 though they are part of the same violation category in Division I. This proposal consolidates both under the fine amount of \$65, the one for Resident Parking Permit violation. Carpool permit violations are not common, with no fines issued between July 1, 2009 and January 15, 2011; and (2) the fine for violation of Division I Section 7.2.52, Parking in Bicycle Lane (formerly Traffic Code Section 38N) is deleted. There is no Section 7.2.52 in Division I of the Transportation Code. This Section was added in error in a previous revision to the Penalty Schedule. Other state law is used to cite for parking in bicycle lanes, and no fines were issued between July 1, 2009 and January 15, 2011 for Section 7.2.52.
- Modification VI. Proposal to amend Sections 702(a) and 702(b) on 30 and 35 MPH speed limit streets. The proposal would reorder some of the previously listed streets so they are in correct alphabetical order. In addition, it would incorporate a lowering of the speed limit on 3<sup>rd</sup> Street between Channel Street and Evans Avenue as already approved in SFMTA Board Resolution 10-071. Finally, it would establish lower speed limit on King Street and The Embarcadero from 35 MPH to 30 MPH as already approved in SFMTA Board Resolution 11-014.

### **Environmental Clearance**

Increases to fares, fees, rates, fines, and charges are subject to environmental review under the California Environmental Quality Act (CEQA). It is anticipated that City Planning will determine that the increase to the carpool parking permit fine is statutorily exempt from environmental review under California Public Resources Code section 21080(b)(8) and CEQA implementing guidelines, Title 14 of the California Code of Regulations section 15273. Said determination is on file with the Secretary for the SFMTA Board of Directors.

### **Public Notice**

Charter Section 16.112 requires published notice and a public hearing before the SFMTA may institute or change any fee, schedule of rates, charge or fare which affects the public. Section 10 of the SFMTA Board's Rules of Order requires that the advertisement run for at least five days and not less than fifteen days prior to the public hearing regarding any increase to any rate, charge, fare, fee, or fine. In compliance with this requirement, an advertisement ran regarding the proposed increase to the carpool parking permit fine in the San Francisco Chronicle for a five-day period beginning on February 9, 2011.

### **ALTERNATIVES CONSIDERED**

On-street bicycle and motorcycle parking could require an SFMTA Board Resolution for implementation rather than just a public hearing.

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**FUNDING IMPACT**

None.

**OTHER APPROVALS RECEIVED OR STILL REQUIRED**

The City Attorney's Office has reviewed this calendar item and the proposed Transportation Code amendments.

**RECOMMENDATION**

SFMTA staff recommends that the SFMTA Board of Directors approve and adopt the proposed amendments to Division II of the Transportation Code.

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. \_\_\_\_\_

WHEREAS, San Francisco Municipal Transportation Agency staff has prepared amendments to Division II of the Transportation Code to add the definition of "alley" formerly contained in the Traffic Code; and,

WHEREAS, San Francisco Municipal Transportation Agency staff has prepared amendments to Division II of the Transportation Code to add authority concerning the marking of fire hydrant red zones formerly contained in the Traffic Code; and,

WHEREAS, San Francisco Municipal Transportation Agency staff has prepared amendments to Division II of the Transportation Code to clarify it has authority to illegal curb and street markings; and,

WHEREAS, San Francisco Municipal Transportation Agency staff has prepared amendments to Division II of the Transportation Code to establish approval of on-street motorcycle parking and on-street bicycle parking after public hearing; and,

WHEREAS, San Francisco Municipal Transportation Agency staff has prepared amendments to Division II of the Transportation Code to make two administrative revisions to the Transportation Code Penalty Schedule table; and,

WHEREAS, The Planning Department has determined that increase to the carpool parking permit fine is statutorily exempt from environmental review under California Public Resources Code section 21080(b)(8) and CEQA implementing guidelines, Title 14 of the California Code of Regulations section 15273; and,

WHEREAS, Said CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by this reference; and,

WHEREAS, San Francisco City Charter Section 16.112 and Section 10 of the SFMTA Rules of Order require that published notice be given and a public hearing be held before any fee or any schedule of rates, charges or fares which affects the public is instituted or changed; and,

WHEREAS, The SFMTA has published notice to inform the public of the increase in the carpool parking permit fine pursuant to Section 10 of the SFMTA Rules of Order and Charter Section 16.112 for a five-day period beginning on February 9, 2011; and,

WHEREAS, San Francisco Municipal Transportation Agency staff has prepared amendments to Division II of the Transportation Code to update speed limits; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors approves amendments to Division II of the Transportation Code amending Section 101 to add the definition of "alley" formerly contained in the Traffic Code; Section 201 to authorize the City Traffic Engineer to: (1) remove unauthorized color curb markings or other markings that regulate vehicle parking, (2) indicate by signs or markings where vehicle parking is prohibited within fifteen feet of a fire hydrant, and (3) designate on-street bicycle and all motorcycle parking spaces following a public hearing; Section 302 to update two changes to the Transportation Code Penalty Schedule table; and Section 702 to add and delete locations that are subject to certain speed limits.

I hereby certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of \_\_\_\_\_.

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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

[Transportation Code - Parking and Traffic Regulations]

**Resolution amending Transportation Code, Division II, by amending Sections 101, 201, 302, and 702 to add the definition of "Alley", update the Transportation Code penalty schedule, authorize the City Traffic Engineer to (1) remove unauthorized color curb markings or other markings that regulate vehicle parking, (2) indicate by signs or markings where vehicle parking is prohibited within fifteen feet of a fire hydrant, and (3) designate on-street bicycle and all motorcycle parking spaces following a public hearing, and add and delete locations that are subject to certain speed limits.**

NOTE: Additions are single-underline Times New Roman;  
deletions are ~~strike-through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Articles 100, 200, 300, and 700 of Division II of the Transportation Code is hereby amended by amending Sections 101, 201, 302, and 702, to read as follows:

**SEC. 101. DEFINITIONS.**

(a) Any words or phrases that are not defined in the Vehicle Code or in Division I of this Code shall have the meanings set forth below.

(1) **Alley.** Any street having a roadway width not exceeding 25 feet.

~~(1)~~(2) **City Traffic Engineer.** The City Traffic Engineer of the SFMTA or his or her designee.

~~(2)~~(3) **Downtown Core.** That area of San Francisco encompassed by and including Parking Meter Zones One and Two as they are defined in Article 400.

~~(3)~~(4) **Private Bus.** Any motor vehicle designed, used or maintained by or for a charter-party carrier of passengers, a passenger stage corporation, or any highway carrier of passengers required to register with the California Public Utilities Commission, or an employer-operated commute hour shuttle service for employees.

~~(4)~~(5) **Street.** A roadway or alley, and all segments or portions of the surface thereof between curbs that is intended for the movement of motor vehicles, exclusive of transit platforms and traffic islands.

~~(5)~~(6) **Traffic Calming Device.** A median island, traffic circle, traffic undulation, speed bump, or other similar device installed for the purpose of controlling the speed of traffic.

~~(6)~~(7) **Traffic Code.** The former Traffic Code of the City and County of San Francisco, predecessor to this Transportation Code, repealed effective July 2, 2008 by Ordinance No. 0045-08, Board of Supervisors File No. 080236.

~~(7)~~(8) **Traffic Control Device.** A sign, signal, marking, or other device used to regulate, warn, or guide vehicular and pedestrian traffic, placed on, over, on the surface of or adjacent to a Street by authority of the SFMTA.

~~(8)~~(9) **Transit-Only Area.** The locations that are reserved for the use of public transit vehicles, as specified in Article 600 of this Division II.

## **SEC. 201. PROCEDURES FOR IMPLEMENTING PARKING AND TRAFFIC CONTROLS.**

(a) Office of City Traffic Engineer. The position of City Traffic Engineer is established. The City Traffic Engineer shall be an employee of the SFMTA licensed with the State of California as a Civil or Traffic Engineer and designated by the Director of Transportation to exercise the powers and perform the duties of City Traffic Engineer established by this Code. The City Traffic Engineer shall have the authority to:

(1) Identify, study and implement measures to improve traffic conditions and increase the safety of vehicles and pedestrians in furtherance of the City's Transit First Policy.

(2) Review and investigate requests to install, modify or remove Traffic Control Devices.

(3) Install color curb markings, including painting red zones not to exceed 20 (continuous) feet in length where needed to ensure public safety, proper Parking Meter spacing or vehicular access to private or public driveways and Streets.

(4) Design, install, operate and maintain Traffic Control Devices as necessary to guide, warn and control moving vehicular and pedestrian traffic.

(5) Install or remove any temporary Traffic Control Devices on any Street for the purpose of controlling Parking or traffic during emergencies, special conditions or events, construction work, short-term testing, or when necessary for the protection of public health and safety. Such temporary Traffic Control Devices shall be removed when they are no longer required following the emergency, condition, or event.

(6) Implement Parking and traffic control measures approved by the SFMTA Board of Directors.

(7) Determine the hours and days during which any Traffic Control Device shall be in operation except where such hours or days are established by law or by resolution of the SFMTA Board of Directors.

(8) Conduct engineering and traffic surveys necessary to establish and maintain appropriate speed limits.

(9) Regulate or prohibit obstructions on Streets and grant or deny Special Traffic Permits.

(10) Mark center lines, lane lines, crosswalks, the boundaries of Parking Spaces associated with Parking Meters, and other distinctive markings upon the surface of any Street, or place any signs to indicate the course to be traveled by vehicles or pedestrians.

(11) Take other actions to regulate Parking and traffic or prohibit Obstructions to Traffic which do not require public hearing or approval of the SFMTA Board of Directors as described in Sections (b) and (c) of this Section.

(12) To remove without notice any unauthorized Traffic Control Device ~~or any Traffic Control Device not in conformance with this Code or the Vehicle Code~~, including color curb markings or other markings that regulate Parking and traffic.

(13) Indicate by signs or markings where Parking is prohibited within 15 feet of any fire hydrant.

~~(13)~~(14) Carry out all functions of the City Traffic Engineer consistent with all laws, regulations, generally accepted traffic engineering standards and SFMTA policies.

(b) Public Hearings. The following Parking and traffic measures may be implemented following a public hearing:

(1) Locate and install Traffic Calming Devices.

(2) Designate the location of Stands, the types of vehicles authorized to use such Stands and the days and hours in which Parking restrictions shall be enforced at any Stand.

(3) With the exception of blue zones for the exclusive use of persons with disabilities designated in accordance with Vehicle Code § 21458(a)(5), determine the locations for Parking restrictions designated by painted curb colors in accordance with Vehicle Code Section 21458 and the times that Parking is prohibited in such locations.

(4) Determine the locations of Truck Loading Zones and the times that Parking is prohibited in that Zone.

(5) Designate motorcycle Parking Spaces ~~in areas with Parking Meters.~~

(6) Designate on-street bicycle Parking Spaces.

(c) SFMTA Board of Directors' Action Required. The following Parking and traffic measures may not be implemented without prior approval of the SFMTA Board of Directors, taking into consideration the recommendation of the City Traffic Engineer:

(1) Designate Parking Meter Zones and Streets on which Parking Meters are to be installed in each Parking Meter Zone.

(2) Designate blue zone Parking Spaces for the exclusive use of persons with disabilities in accordance with Vehicle Code § 21458(a)(5).

(3) Establish, modify or eliminate preferential Parking programs in accordance with Vehicle Code §§ 22507 and 22507.1, including the applicable geographical area(s) and the days and hours of applicable Parking restrictions.

(4) Install or remove bicycle lanes.

(5) Implement the following changes within the bicycle route network, as defined in the most recent update of the Transportation Element of the San Francisco General Plan:

(A) The narrowing of right-hand travel lanes with Parking, including turn lanes to less than 22 feet or the narrowing of right-hand travel lanes without Parking, including turn lanes to less than 14 feet;

(B) The narrowing or elimination of any bicycle lanes, bicycle paths or bicycle routes;

(C) The addition of traffic lanes, except where such lanes consist of left-turn or right-turn pockets.

(D) Subsections (c)(5)(A) through (c)(5)(C) shall not apply to construction zones involving temporary changes to lane widths or lane configurations.

(6) Designate intersections at which right, left or U turns are prohibited.

(7) Designate intersections at which turns against a red or stop signal are prohibited.

(8) Establish multiple turn lanes where vehicles can make right or left turns from more than one lane.

(9) Designate one-way Streets.

(10) Designate intersections at which one direction of traffic shall be required to yield to the other.

(11) Designate intersections at which traffic shall be required to stop, or where a required stop is eliminated.

(12) Designate the location of all bus zones for the use of public transit vehicles.

(13) Set time limits for, and the days and hours of enforcement of any Parking restriction.

(14) Establish or close a crosswalk.

(15) Establish a tow-away zone.

~~(16) Designate motorcycle Parking zones in areas without Parking Meters.~~

~~(17) Designate the angle or direction in which vehicles are required to Park on the Street.~~

~~(18)~~(17) Designate locations where Parking by vehicles over 6 feet high is restricted within 100 feet of an intersection.

~~(19)~~(18) Establish bus, truck, and weight restrictions on Streets.

~~(20)~~(19) Establish transit only lane regulations.

~~(21)~~(20) Establish speed limits on Streets.

### **SEC. 302. TRANSPORTATION CODE PENALTY SCHEDULE.**

Violation of any of the following subsections of the San Francisco Transportation Code shall be punishable by the fines set forth below.

TRANSPORTATION CODE SECTION	FORMER CODE SECTION	DESCRIPTION	FINE AMOUNT
<b>PEDESTRIANS AND SIDEWALKS</b>			
Div I 7.2.10	Traffic Code Sections 77, 78	Pedestrian Crossings	\$50.00
Div I 7.2.11	Traffic Code Section 104	Electric Assistive Personal Mobility Devices	\$50.00
Div I 7.2.12	Traffic Code Section 96	Bicycle Riding Restricted	\$50.00
Div I 7.2.13	Traffic Code Section 100	NUV Violation	\$50.00
<b>ON-STREET PARKING</b>			
Div I 7.2.20	Traffic Code Section 315(a), <u>412(a)</u>	Residential <u>and</u> <u>Carpool</u> Parking	\$65.00
<del>Div I 7.2.20</del>	<del>Traffic Code Section 412(a)</del>	<del>Carpool Parking</del>	<del>\$38.00</del>
Div I 7.2.22	Traffic Code Section 37(c)	Street Cleaning	\$55.00
Div I 7.2.23(a)	Traffic Code Section 202.1	Parking Meter-Downtown Core	\$65.00
Div I 7.2.23(b)	Traffic Code Section 202	Parking Meter-Outside Downtown Core	\$55.00
Div I 7.2.25	Traffic Code Section 38A	Red Zone	\$90.00
Div I 7.2.26	Traffic Code Sections 38B, 38B.1	Yellow Zone	\$75.00
Div I 7.2.27	Traffic Code Section 38C	White Zone	\$90.00
Div I 7.2.28	Traffic Code Section 38D	Green Zone	\$65.00
Div I 7.2.29	Traffic Code Section 37(a)	Parking for Three Days	\$90.00
Div I 7.2.30(a)	Traffic Code Section 32(c)(1)	Overtime Parking—Downtown Core	\$65.00
Div I 7.2.30(b)	Traffic Code Section 32(c)(2)	Overtime Parking Outside Downtown Core	\$55.00
Div I 7.2.32	Traffic Code Sections 32.13, 55	Angled Parking	\$50.00
Div I 7.2.33	Traffic Code Section 32.21	Blocking Residential Door	\$38.00
Div I 7.2.34	Traffic Code Section 56	Median Dividers and Islands	\$65.00
Div I 7.2.35	Traffic Code Section 58(a)	Parking on Grades	\$50.00
Div I 7.2.36	Traffic Code Section 61	100 Feet Oversize	\$65.00

TRANSPORTATION CODE SECTION	FORMER CODE SECTION	DESCRIPTION	FINE AMOUNT
Div I 7.2.37	Traffic Code Sections 27, 219	Motorcycle Parking	\$90.00
Div I 7.2.38	Traffic Code Sections 33.5, 39(b), 66	Parking in Stand	\$90.00
Div I 7.2.39	Traffic Code Section 53(a)	Parking Transit-Only	\$105.00
Div I 7.2.40	Traffic Code Section 32(a)(1)	Tow-Away Zone-Downtown Core	\$85.00
Div I 7.2.41	Traffic Code Section 32(a)(2)	Tow-Away Zone-Outside Downtown Core	\$75.00
Div I 7.2.42	Traffic Code Section 32(b)	Parking Restrictions	\$75.00
Div I 7.2.43	Traffic Code Section 32, 32.1, 32.1.1, 32.1.2, 32.1.3, 32.1.11, 32.1.4, 32.1.7, 32.1.9, 32.1.10, 32.2, 32.2.1, 32.2.2, 32.2.3, 32.3, 32.3.1, 32.4.2(b), 32.5, 32.6, 32.6.2, 32.6.3, 32.6.5, 32.6.6, 32.6.7, 32.6.8, 32.6.11, 32.6.13, 32.6.16, 32.6.18, 32.6.19, 32.6.20, 32.6.21, 32.6.22, 32.6.23, 32.6.24, 32.6.25, 32.6.26, 32.6.27, 32.6.28, 32.6.29, 32.6.30, 32.6.31, 32.6.32, 32.6.34, 32.6.35	Parking-Public Property	\$55.00
Div I 7.2.44	Traffic Code Sections 32.4, 32.4.1	Parking-Candlestick Park	\$55.00
Div I 7.2.45	Traffic Code Section 33(c)	Temporary Parking Restriction	\$55.00
Div I 7.2.46	Traffic Code Section 33.1	Temporary Construction Zone	\$55.00
Div I 7.2.47	Traffic Code Section 21	Remove Chalk	\$105.00
Div I 7.2.48	Traffic Code Section 65	Repairing Vehicle	\$70.00
Div I 7.2.49	Traffic Code Sections 315(c), 412(c), 712(c)	Permit on Wrong Car	\$105.00
Div I 7.2.50	Traffic Code Sections 315(d), 412(d), 712(d)	Invalid Permit	\$105.00
Div I 7.2.51	Traffic Code Sections 32.4.2(b), 32.14, 58(c)	Parking Marked Space	\$50.00
Div I 7.2.52	<del>Traffic Code Section 38N</del>	<del>Prk in Bicyele Lanes</del>	<del>\$105.00</del>
<b>OFF-STREET PARKING</b>			
Div I 7.2.60	Traffic Code Sections 32.10, 32.11	Parking Facility Charges	\$50.00

TRANSPORTATION CODE SECTION	FORMER CODE SECTION	DESCRIPTION	FINE AMOUNT
Div I 7.2.61	Traffic Code Section 32.15	Entrance/Exit Parking Facility	\$100.00
Div I 7.2.62	Traffic Code Section 32.14	Blocking Space Parking Facility	\$50.00
Div I 7.2.63	Traffic Code Section 32.16	Speeding within Parking Facility	\$105.00
Div I 7.2.64	Traffic Code Section 32.21A	Block Charging Bay	\$105.00
<b>TRAFFIC REGULATIONS</b>			
Div I 7.2.70	Traffic Code Section 70	Obstruction of Traffic-Vehicle	\$50.00
Div I 7.2.71	Traffic Code Section 194.3	Obstruction of Traffic Without Permit	\$500.00
Div I 7.3.3	Traffic Code Section 194.3	Obstruction of Traffic Without Permit	\$1,000, or 6 months in jail, or both (4th or more offenses within one year)
Div I 7.2.72	Traffic Code Sections 31, 31.2	Driving in Transit-Only Area	\$60.00
Div I 7.2.73	Traffic Code Section 103	Driving Through Parades	\$100.00
Div I 7.2.74	Traffic Code Section 121	Streetcar Right-of-Way	\$100.00
Div I 7.2.75	Traffic Code Section 122	Passing Safety Zones	\$100.00
Div I 7.2.76	Traffic Code Section 25	Removal of Vehicles-Collision	\$100.00
Div I 7.2.77	Traffic Code Sections 28.1—28.1.109	Weight Restricted Streets	\$100.00
<b>COMMERCIAL VEHICLES</b>			
Div I 7.2.80	Traffic Code Section 63.2	Vehicles for Hire Parking	\$105.00
Div I 7.2.81	Traffic Code Section 63.3	Advertising Sign	\$105.00
Div I 7.2.82	Traffic Code Section 68	Selling from Vehicle	\$100.00 (1st offense) \$200.00 (2nd offense w/in 1 year) \$500.00 (3rd offense w/in 1 year)
Div I 7.2.83	Traffic Code Sections 33.3, 33.3.2	Truck Loading Zone	\$75.00

TRANSPORTATION CODE SECTION	FORMER CODE SECTION	DESCRIPTION	FINE AMOUNT
Div I 7.2.84	Traffic Code Sections 63, 63(A), 63.1	Commercial Vehicle Parking Restrictions	\$105.00
Div I 7.2.86	Traffic Code Section 60.5	Idling Engine While Parked	\$100.00
Div I 7.2.87	Police Code Sections 1183-1183.40	Commercial Passenger Vehicle Street Restrictions	\$100.00 (1st offense); \$200.00 (2nd offense w/in 1 year); \$500.00 (3rd offense w/in 1 year)
Div. I 7.2.88	Police Code Section 710.2	For Sale Sign	\$50.00
<b>TRANSIT VIOLATIONS</b>			
Div I 7.2.101	Traffic Code Section 127	Fare Evasion	\$75.00 (1st offense) \$250.00 (2nd offense w/in 1 year) \$500.00 (3rd offense w/in 1 year)
Div I 7.2.102	Traffic Code Section 128	Passenger Misconduct	\$75.00 (1st offense) \$250.00 (2nd offense w/in 1 year) \$500.00 (3rd offense w/in 1 year)
Div I 7.2.103	Traffic Code Section 128.5	Conversing with Operator	\$50.00

**SEC. 702. DESIGNATED SPEED LIMITS.**

(a) 30 Miles Per Hour. A prima facie speed limit of 30 miles per hour is established in the following locations:

(1) 3<sup>rd</sup> Street between Channel and Kirkwood Streets.

(2) 3<sup>rd</sup> Street between Shafter and Bayshore Boulevard.

(3) 8<sup>th</sup> Street between Market Street and Townsend Street.

~~(4) 10th Street between Market Street and Division Street.~~

~~(2) 16th Street between 3rd and 7th Streets.~~

~~(3) 3rd Street between Evans Avenue and Kirkwood Street; and on 3rd Street between Shafter Street and Bayshore Boulevard.~~

~~(4) 8th Street between Market Street and Townsend Street.~~

- ~~(5)~~(6) Bryant Street between the Embarcadero and 10th Street.
- (7) Bush Street between Presidio Avenue and Battery Street.
- ~~(6)~~(8) Carter Street between Geneva Avenue and County Line.
- ~~(7)~~(9) Cesar Chavez Street, Third Street to a point 500 feet east of Kansas Street.
- ~~(8)~~(10) Diamond Heights Boulevard between Clipper Street and Sussex Street.
- ~~(9)~~(11) The Embarcadero between King Street and ~~Broadway~~ Bay Street.
- ~~(10)~~(12) Fell Street between Gough Street and Stanyan Street.
- ~~(11)~~(13) Folsom Street between 13th Street and The Embarcadero.
- ~~(12)~~(14) Fulton Street between Stanyan Street and Arguello Boulevard.
- ~~(13)~~(15) Geary Boulevard between 30th and 42nd Avenue.
- ~~(14)~~(16) Golden Gate Avenue between Divisadero Street and Van Ness Avenue.
- ~~(15)~~(17) Harrison Street between The Embarcadero and 13th Street.
- ~~(16)~~(18) Howard Street between The Embarcadero and 13th Street.
- ~~(17)~~(19) Industrial Street between Bayshore Boulevard and Oakdale Avenue.
- ~~(18)~~(20) John F. Kennedy Drive between Kezar Drive and Stanyan Street.
- ~~(19)~~(21) Kezar Drive between Lincoln Way and John F. Kennedy Drive.
- (22) King Street between 5<sup>th</sup> Street and The Embarcadero.
- ~~(20)~~(23) Market Street between Danvers Street and Castro Street.
- ~~(21)~~(24) Masonic Avenue between Presidio Avenue and Geary Boulevard.
- ~~(22)~~(25) Monterey Boulevard between Circular and Ridgewood Avenues.
- ~~(23)~~(26) Oak Street between Stanyan Street and Franklin Street.
- ~~(24)~~(27) Oakdale Avenue between Bayshore Boulevard and 3rd Street.
- ~~(25)~~(28) Octavia Boulevard, central lanes only, between Fell and Market Streets.
- ~~(26)~~(29) Pine Street between Market Street and Presidio Avenue.
- ~~(27)~~(30) Point Lobos Avenue between Great Highway and Forty-Second Avenue.
- ~~(28)~~(31) Sagamore Street between San Jose Avenue and Orizaba Avenue.
- ~~(29)~~(32) San Jose Avenue between Randall and 29th Streets.
- ~~(30)~~(33) Turk Boulevard between Baker Street and Arguello Boulevard.
- ~~(31)~~ ~~Bush Street between Presidio Avenue and Battery Street.~~

~~(32)~~(34) Twin Peaks Boulevard between Panorama Drive and Palo Alto Avenue.

(b) 35 Miles Per Hour. A prima facie speed limit of 35 miles per hour is established in the following locations:

(1) Alemany Boulevard between Junipero Serra Boulevard and Mission Street.

(2) Bayshore Boulevard between Cesar Chavez Street and the County Line.

(3) Brotherhood Way between Alemany and a point about 200 feet westerly from Chumasero Drive.

(4) Cargo Way between 3rd Street and Jennings Street.

(5) Clarendon Avenue, north and south sides between the east line of Laguna Honda Boulevard and Johnstone Drive.

(6) Clipper Street between Douglas Street and Portola Drive.

~~(7) The Embarcadero between Broadway and Bay Street.~~

~~(8) The Embarcadero between Townsend and Folsom Streets.~~

~~(9)~~(7) Evans Avenue between Cesar Chavez and Hunters Point Boulevard.

~~(10)~~(8) Fulton Street between Arguello Boulevard and the Great Highway.

~~(11)~~(9) Geary Boulevard between Presidio Avenue and Wood Street on the depressed section.

~~(12)~~(10) Geary Expressway between Gough Street and Presidio Avenue.

~~(13)~~(11) Geneva Avenue between Moscow Street and the County Line.

~~(14)~~(12) Great Highway between Lincoln Way and Fulton Street, northbound traffic.

~~(15)~~(13) Great Highway between Lincoln Way and Point Lobos.

~~(16)~~(14) Hunters Point Boulevard between Jennings Street and Innes Avenue.

~~(17)~~(15) Innes Avenue between Hunters Point Boulevard and Donahue Street.

~~(18)~~(16) John Muir Drive between Skyline Boulevard and a point approximately 2,500 feet southeasterly.

~~(19)~~(17) Junipero Serra Boulevard between St. Francis Circle and Ocean Avenue.

~~(20) King Street between 3rd and Townsend Streets.~~

~~(21) King Street between 5th Street and The Embarcadero.~~

~~(22)~~(18) Laguna Honda Boulevard between Dewey Boulevard and Noriega Street.

~~(23)~~(19) Lake Merced Boulevard between Sunset Boulevard and Skyline Boulevard.

- (24)(20) Lake Merced Boulevard between Winston Drive and Sunset Boulevard.
- (25)(21) Lincoln Way, north side, between Third Avenue and the Great Highway.
- (26)(22) Lincoln Way, south side, between the Great Highway and Third Avenue.
- (27)(23) Mansell Street between Sunnydale and Brazil Avenues.
- (28)(24) O'Shaughnessy Boulevard between Portola Drive and Malta Drive.
- (29)(25) Portola Drive between St. Francis Circle and Corbett Avenue, north and south sides.
- (30)(26) Market Street between Corbett Avenue and Danvers Street, north and south sides.
- (31)(27) Sloat Boulevard, eastbound and westbound traffic, between Junipero Serra Boulevard, St. Francis Circle and Nineteenth Avenue.
- (32)(28) ~~Sloat~~ Sloat Boulevard, eastbound traffic, between the east line of the Great Highway and the east line of 39th Avenue.
- (33)(29) Sloat Boulevard, westbound traffic, between the east line of 39th Avenue and the east line of 47th Avenue.
- (34)(30) Sunnydale Avenue between Persia Avenue and the west boundary of the McLaren Municipal Golf Course.
- (35)(31) Sunset Boulevard between South Drive and Lake Merced Boulevard.
- ~~(36) Third Street between Channel Street and Evans Avenue.~~
- (37)(32) Upper Great Highway between Lincoln Way and Sloat Boulevard.
- (38)(33) Woodside Avenue between Portola Drive and Laguna Honda Boulevard.
- (c) 40 Miles Per Hour. A prima facie speed limit of 40 miles per hour is established in the following locations:
- (1) Alemany Boulevard, westbound, between Bayshore Boulevard and Mission Street.
  - (2) Between the East and West Portals of the Broadway Tunnel.
  - (3) Gilman Avenue between Hunter's Point Expressway and Fitch Street.
  - (4) Harney Way between Jamestown Avenue and the County Line.
  - (5) Hunter's Point Expressway.
  - (6) Jamestown Avenue between Redondo Street and Hunters Point Expressway.
  - (7) Lake Merced Boulevard between the County Line and Winston Drive.
  - (8) Junipero Serra Boulevard between Ocean and 19th Avenue.

(9) Visitacion Avenue between Mansell Street and Hahn Street.

(d) 45 Miles Per Hour. A prima facie speed limit of 45 miles per hour is established in the following locations:

(1) Alemany Boulevard, eastbound, between Mission Street and Bayshore Boulevard.

(2) Brotherhood Way between a point about 200 feet westerly from Chumasero Drive and Lake Merced Boulevard.

(3) Great Highway between Sloat and Skyline Boulevards.

(4) John Muir Drive between the County Line and a point approximately 3,300 feet northwesterly.

(5) Mansell Street between Visitacion Avenue and Brazil Avenue.

(6) San Jose Avenue between Randall Street and a point 425 feet northeasterly of the east line of Diamond Street.

APPROVED AS TO FORM:

DENNIS J. HERRERA, City Attorney

By:

\_\_\_\_\_  
JOHN I. KENNEDY  
Deputy City Attorney

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of March 1, 2011.

\_\_\_\_\_  
Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

**THIS PRINT COVERS CALENDAR ITEM NO. : 10.9**

**SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY**

**DIVISION:** Finance & Information Technology

**BRIEF DESCRIPTION:**

- To modify Article 300, Section 310 regarding motor vehicle for hire penalties by revising and increasing certain penalties for motor vehicle for hire regulations, eliminating the progressive penalty structure, creating a single penalty for each violation, and providing a simpler description of each violation.

**SUMMARY:**

- Transportation Code Division II, Section 310, which lists penalties for motor vehicle for hire violations, requires amendment as part of the continuing update of motor vehicle for hire regulations.

**ENCLOSURES:**

1. SFMTAB Resolution
2. Amendments to Article 300, Section 310

**APPROVALS:**

**DATE**

DIRECTOR OF DIVISION

PREPARING ITEM \_\_\_\_\_

FINANCE \_\_\_\_\_

EXECUTIVE DIRECTOR/CEO \_\_\_\_\_

SECRETARY \_\_\_\_\_

ADOPTED RESOLUTION

BE RETURNED TO Christiane Hayashi

**ASSIGNED SFMTAB CALENDAR DATE:** \_\_\_\_\_

**PAGE 2.**  
**PURPOSE**

To revise Article 300, Section 310 regarding motor vehicle for hire penalties.

**GOAL**

Goal 3: External Affairs/Community Relations: To improve the customer experience, community value, and enhance the image of the SFMTA, as well as ensure SFMTA is a leader in the industry

Rational and consistent penalties for violations of regulations are important for credibility with the regulated industry.

Goal 4: Financial Capacity: To ensure financial stability and effective resource utilization.

Objective 4.2: Ensure efficient and effective use of resources

Consistent penalties concisely described achieve an efficient and effective use of resources by reducing the need for extensive citation stock. Also by eliminating the progressive penalty structure the SFMTA reduces the burden on the enforcement agency and the industry regarding issues related to the number of offenses versus the amount of the fine. These amendments create greater consistency.

**DESCRIPTION**

This legislation:

1. Revises and increases certain penalties for motor vehicle for hire regulations.
2. Eliminates the progressive penalty structure and creates a single penalty for each violation.
3. Provides a simpler description of each violation.
4. Also, in accordance with Article 4, Section 10 of the SFMTA Board Rules of Order for the Revision of Rates, Charges, Fares, Fees and Fines. Taxi Services has published the notice of these intended changes in an official newspaper of the City and County for five days. In accordance with said rules, the March 1, 2011 hearing date is not less than fifteen days after the last publication of said notice.

The City Attorney has reviewed this report.

**ALTERNATIVES CONSIDERED**

If this legislation is not adopted, the penalties as currently listed will remain inconsistent and confusing. This change in legislation allows for simple readability and places the public and permit holders on notice regarding each violation and the amount of each violation.

**FUNDING IMPACT**

Changes to penalty provisions are for consistency and clarity and are not expected to have any funding impact.

**OTHER APPROVALS RECEIVED OR STILL REQUIRED**

None.

**PAGE 3.**

**RECOMMENDATION**

Staff recommends that the SFMTA Board adopt the proposed amendments to Transportation Code Division II, Article 300, Section 310.

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. \_\_\_\_\_

WHEREAS, The penalties for violations of motor vehicle for hire regulations should be revised for consistency and clarity, to add penalties for newly created violations and to ensure that all violations have a corresponding penalty; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors adopts amendments to Transportation Code Article 300 Section 310, which sets forth penalties for motor vehicle for hire violations and modifies the motor vehicle for hire penalties by revising and increasing certain penalties, eliminating the progressive penalty structure, creating a single penalty for each violation, and providing a simpler description of each violation.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of \_\_\_\_\_.

\_\_\_\_\_  
Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

[Motor Vehicle for Hire Legislation]

**Resolution approving amendments to the San Francisco Transportation Code, Division II, Section 310 to revise administrative fines for motor vehicle for hire violations.**

NOTE: Additions are single-underline Times New Roman; deletions are ~~strike through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Article 300 of Division II of the Transportation Code is hereby amended by amending Section 310 to read as follows:

Sec. 310. SCHEDULE OF FINES.

Violation of any of the following subsections of the San Francisco Transportation Code governing the operation of a motor vehicle for hire shall be punishable by the administrative fines set forth below.

TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT 1st/2nd/3rd offense
Div II § 1105(a)(1)	<del>Operating without a permit</del>	\$5000
Div II 1105(a)(6)	<del>Failure to comply with laws and regulations</del>	\$75/\$150/\$450
Div II § 1105(a)(7)	<del>Failure to comply with SFMTA orders</del>	\$200 per occurrence
Div II § 1105(a)(8)	<del>False statements to SFMTA</del>	\$250/\$400/\$500
Div II § 1105(a)(9)	<del>Failure to arrange continuous operation of a permit</del>	Possible Revocation
Div II § 1105(a)(10)	<del>Accepting and/or soliciting gifts from Drivers</del>	\$200/\$400/\$600
Div II § 1105(a)(8)	Making false claim or request for payment or approval	\$500 per occurrence
Div II § 1105(a)(13)	Failing to shift change at company property	\$75/\$150/\$450
Div II § 1105(a)(14)	Failing to keep address current	\$25/\$50/\$100
Div II § 1105 (a)(17)	Failure to meet response time goals	\$50/\$100/\$150
<b>CONDITIONS APPLICABLE TO COLOR SCHEME PERMITS</b>		
Div II § 1106(a)	Operating without a color scheme permit	\$500
Div II § 1106(b)	Failure to submit photos upon request	\$25/\$50/\$100
Div II § 1106(e)	Failure to adhere to dispatch service rules	\$75/\$150/\$450
Div II § 1106(d)	Failure to maintain business premises requirements	\$75/\$150/\$450
Div II § 1106(e)	Failure to inform SFMTA before changing location and/or selling or transferring the business	\$250 per day until compliance
Div II § 1106(f)	Failure to list color scheme in telephone directory	\$250/\$400/\$500
Div II § 1106(h)	Failure to employ adequate staff for color scheme	\$75/\$150/\$450
Div II § 1106(i)	Failure to comply with worker's compensation laws	\$45 per day for each day without insurance
Div II § 1106(j)	Failure to execute contract with paratransit broker	\$250/\$400/\$500
Div II § 1106(k)(1)	Failure to provide facility to clean vehicles	\$250 per occurrence

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Div II § 1106(k)(2)	Failure to maintain properly working vehicle equipment	\$1000/per occurrence
Div II § 1106(k)(4)	Color scheme operating unsafe vehicle or vehicle equipment	\$1000/per occurrence
Div II § 1106(l)(2-7)	Violations related to designation and use of spare vehicles	\$75/\$150/\$450
Div II § 1106(l)(8)	Color scheme may not lease a spare vehicle unless such vehicle is using a medallion which is not in use in any other vehicle	\$5,000/per occurrence
Div II § 1106(n)	Failure to post required certificates and other materials	\$75/\$150/\$400
Div II § 1106(o)	Failure to comply with notification procedures	\$75/\$150/\$400
Div II § 1106(p)	Failure to meet obligations related to drivers	\$75/\$150/\$400
Div II § 1106(q)(4)	Color scheme having actual knowledge that a driver is operating under the influence of an intoxicating or controlled substance	\$1000/per occurrence
Div II § 1106(r)	Failure to properly handle found property	\$75/\$150/\$400
Div II § 1106(s)	Failure to file dissolution plan with SFMTA	\$50/per day until filed
CONDITIONS APPLICABLE TO DISPATCH PERMITS		
Div II § 1107(a)	Failure to maintain an emergency plan	\$50 per day until filed
Div II § 1107(c)	Failure to ensure adequate ramp taxi response	\$75/\$150/\$400
Div II § 1107(d)	Failure to keep adequate records of service calls	\$75/\$150/\$400
Div II § 1107(e)	Failure to maintain adequate communications equipment	\$50 per day until compliance met.
Div II § 1107(f)	Failure to maintain adequate staff for service calls	\$75 per occurrence
Div II § 1107(g)	Failure to advise customers of service delay	\$75 per occurrence
Div II § 1107(h)	Failure to advise customers of anticipated time of service	\$75 per occurrence
Div II § 1107(i)	Failure to identify service staff with unique identifier	\$75/\$150/\$400
Div II § 1107(j)	Failure to service staff to identify themselves	\$75 per occurrence
Div II § 1107(k)	Failure to dispatch requested color scheme to customer	\$250/\$400/\$500
Div II § 1107(m)	Failure to dispatch service to be in compliance with workers compensation laws	\$300/for each day without insurance
Div II § 1107(n)	Failure to follow lost and found procedures	\$75 per occurrence
CONDITIONS APPLICABLE TO DRIVER PERMITS		
Div II § 1108(a)	Failure to carry, wear, or display proper identification	\$25/\$50/\$75
Div II § 1108(b)(3)	Failure to report criminal convictions	\$250/\$400/\$500
Div II § 1108(b)(4)(A)	Operating a motor vehicle for hire while under the influence	Summary suspension/possible revocation of permit
Div II § 1108(b)(4)(B)	Use, sale or possession of controlled substance	\$250/\$400/\$500
Div II § 1108(c)	Failure to notify the SFMTA of change of color scheme affiliation, failure to return driver permit after terminating color scheme affiliation	\$5/per day until compliance met.
Div II § 1108(d)(2) (3)	Failure to perform duties at beginning of shift	\$25/\$50/\$75
Div II § 1108(d)(1)	Failure to take vehicle out of service <u>notify Color Scheme</u> when safety equipment is inoperable	\$25/\$50/\$75
Div II § 1108(e)(3)	Refusal to transport person with disability in front seat	\$50/\$100/\$150
Div II § 1108(e)(1)	Refusing to convey a passenger	\$25/\$50/\$75
Div II § 1108(e)(2)	Refusing to transport luggage	\$25/\$50/\$75
Div II § 1108(e)(4)	Refusing to transport a service animal or a contained animal	\$50/\$100/\$150
Div II § 1108(e)(5)	Refusing to assist loading and unloading	\$25/\$50/\$75

Div II § 1108(e)(6)	Refusing to assist and secure a person with disabilities	\$50/\$100/\$150
Div II § 1108(e)(7)	Failure to accept and serve dispatch calls	\$25/\$50/\$75
Div II § 1108(e)(8)	Soliciting or accepting additional passenger without prior consent of any passenger who has previously engaged the vehicle.	\$25/\$50/\$75
Div II § 1108(e)(9)	Driver shall not collect from combined passenger payments any amount in excess of the fare shown on the taximeter at the time that the last passenger reaches their destination	\$25/\$50/\$75
Div II § 1108(e)(10)	Failure to comply with passenger request to turn down, turn off or change the channel of any audible device that is not required for safe operation of the vehicle.	\$25/\$50/\$75
Div II § 1108(e)(11)	Using non-emergency or dispatch related communication device while passenger is in vehicle.	\$25/\$50/\$75
Div II § 1108(e)(12)	Failure to comply with State Law regarding cell phone usage in vehicles	\$25/\$50/\$75
Div II § 1108(e)(14)	Operating a motor vehicle for hire in a reckless or dangerous manner	\$50/\$100/\$150
Div II § 1108(e)(15)	Failure to operate in accordance with ramp taxi rules and regulations	\$50/\$100/\$150
Div II § 1108(e)(16)	Requesting gratuities or extra charges	\$25/\$50/\$75
Div II § 1108(e)(17)	Failure to keep required audio communication devices audible, or visual communication devices visible, to driver	\$25/\$50/\$75
Div II § 1108(e)(18)	Failure to inform passenger whose destination is 15 miles from City Limits, or 15 miles from SFO and not within city limits of meter and a half rates.	\$25/\$50/\$75
Div II § 1108(e)(19)	Failure to carry sufficient cash to be able to provide change for 20 dollars.	\$25/\$50/\$75
Div II § 1108(e)(20)	Failure to inform passenger of toll charges at the beginning of the trip.	\$25/\$50/\$75
Div II § 1108(e)(22)	Failure to give receipt upon request to person paying fare.	\$25/\$50/\$75
Div II § 1108(e)(24)	failing to return found property during or after shift	\$25/\$50/\$75
Div II § 1108(e)(25)	Keeping unsafe taxi or ramp taxi in operation after discovery of safety issues	\$100/\$150/\$200
Div II § 1108(e)(26)	Placing loose items on dashboard or rear shelf of vehicle.	\$25/\$50/\$75
Div II § 1108(e)(27)	Failure to maintain clean trunk and/or baggage area	\$25/\$50/\$75
Div II § 1108(e)(29)	Threatening, harassing or abusing another person	Summary suspension and retraining
Div II § 1108(e)(30)	Using excessive physical force against a person	\$100/\$150/\$200 plus summary suspension and retraining.
Div II § 1108(e)(31)	Failure to be clean in dress and person	\$25/\$50/\$75
Div II § 1108(e)(32)	Failure to turn off the taximeter when pulled over by a peace officer.	\$25/\$50/\$75
Div II § 1108(e)(33)	Burning any substance, drinking or eating while a passenger is in the vehicle.	\$25/\$50/\$75
Div II § 1108(f)(1) (2)	Failure to perform duties at end of shift	\$25/\$50/\$75
Div II § 1108(f)(3)	Failure to turn in found property at end of shift	\$25/\$50/\$75
CONDITIONS APPLICABLE TO TAXI AND RAMP TAXI MEDALLIONS		

Div II § 1109(b)	Failure to utilize dispatch service of affiliated color scheme	\$25/\$50/\$75
Div II § 1109(c)	Failure to comply with full time driving requirement	\$24000 multiplied by percentage of hours short of the full time driving requirement.
Div II § 1110(a)(1)	Failure to grant priority to service requests from wheelchair users	\$50/\$100/\$150
Div II § 1110(a)(2)	Accepting another fare once dispatched to a "ramp service" call.	\$50/\$100/\$150
Div II § 1110(d)	Failure to ensure drivers are qualified to operate ramp taxi	\$50/\$100/\$150
Div II § 1113(a)	Failure to maintain taxis and ramp taxis in safe operating condition	\$25/\$50/\$75
Div II § 1113(b)	Improper equipment placement	\$25/\$50/\$75
Div II § 1113(e)(1)-(2), (4)-(5)	Failure to meet exterior display requirements	\$25/\$50/\$75
Div II § 1113(e)(3)	Failure to display proper inspection certificates	\$25/\$50/\$75
Div II § 1113(d)	Failure to meet interior display requirements	\$25/\$50/\$75
Div II § 1113(e)	Failure to provide communication equipment	\$25/\$50/\$75
Div II § 1113(f)	Failure to provide working taximeter	\$100/\$150/\$300
Div II § 1113(h)	Failure to provide emergency equipment	\$25/\$50/\$75
Div II § 1113(i)	Improper vehicle signage	\$25/\$50/\$75
Div II § 1113(j)	Failure to maintain vehicle lights	\$25/\$50/\$75
Div II § 1113(k)	Failure to maintain standard vehicle equipment	\$25/\$50/\$75
Div II § 1113(l)	Failure to maintain vehicle tires	\$25/\$50/\$75
Div II § 1113(m)	Failure to maintain vehicle windows	\$25/\$50/\$75
Div II § 1113(n)	Failure to maintain security cameras	\$25/\$50/\$75
Div II § 1113(o)	Failure to maintain sanitary condition	\$25/\$50/\$75
Div II § 1113(p)	Failure to meet vehicle title requirements	\$250 per occurrence
Div II § 1113(q) (f)	Operating vehicle with excessive mileage/age	\$250 per occurrence
Div II § 1113(s)	Failure to comply with inspection rules; failure to remove vehicles from service	\$250 per occurrence
Div II § 1113(s)(7)	Fraudulent conduct in connection with inspection	\$250 plus revocation of permit.
Div II § 1113(t)	Failure to ensure safe vehicle condition	\$25/\$50/\$75
Div II § 1113(u)	Failure to submit replacement vehicle for inspection	\$250 per occurrence
Div II § 1113(v)	Failure to provide working ramp taxi ramp	\$25/\$50/\$75
Div II § 1113(w)	Failure to remove markings from taxis prior to re-sale	\$250 per occurrence
Div II § 1113(x)	Placing or maintaining or causing or allowing to be placed or maintained, any advertising or promotion of cigarettes or tobacco products on any taxi or ramp taxi	\$250 per occurrence
Div II § 1114(a)	Failure to maintain or provide records in manner required	\$25/\$50/\$75
Div II § 1114(b)(1)	Failure of driver to provide receipts to passengers upon request	\$25/\$50/\$75
Div II § 1114(b)(2)	Failure of Driver to provide badge number to passenger upon request	\$25/\$50/\$75
Div II § 1114(b)(3)	Failure to maintain medical certificate	\$25/\$50/\$75
Div II § 1114(b)(4)	Failure of driver to keep waybills as required	\$25/\$50/\$75
Div II § 1114(e)(1)	Failure of color schemes to meet waybill requirements	\$75/\$150/\$400

Div II § 1114(e)(2)	Failure to properly maintain medallion holder files	\$75/\$150/\$400
Div II § 1114(e)(3)	Failure to retain color scheme identification cards of former drivers	\$75/\$150/\$400
Div II § 1114(e)(4)	Failure to issue receipts to drivers for payments made	\$75/\$150/\$400
Div II § 1114(e)(6)	Failure to submit vehicle inventory changes	\$75/\$150/\$400
Div II § 1114(e)(7)	Failure to maintain current business information	\$75/\$150/\$400
Div II § 1114(e)(8)	Failure to meet weekly reporting requirements	\$75/\$150/\$400
Div II § 1114(e)(9)	Failure to submit a written emissions reduction plan	\$50 per day until received by the SFMTA
Div II § 1114(f)(1)	Failure of dispatch service to provide annual service report	\$50 per day until received by the SFMTA
Div II § 1114(f)(2)	Failure to provide reports of and receipts for found property	\$25/\$50/\$75
Div II § 1122(e)	Overcharging gate fees	\$500 per occurrence
Div II § 1122(d)	Overcharging a passenger for luggage	\$25/\$50/\$150

<u>TRANSPORTATION</u>		
<u>CODE SECTION</u>	<u>DESCRIPTION</u>	<u>FINE AMOUNT</u>
<u>CONDITIONS APPLICABLE TO ALL PERMITS</u>		
Div II § 1105(a)(14)	<u>Current address</u>	<u>\$25</u>
Div II § 1105(a)(9)	<u>Continuous operation</u>	<u>\$50 per day</u>
Div II § 1114(a)	<u>Records</u>	<u>\$75</u>
Div II § 1105 (a)(17)	<u>Response time goals</u>	<u>\$150</u>
Div II § 1105(a)(7)	<u>Compliance with lawful orders</u>	<u>\$200</u>
Div II 1105(a)(6)	<u>Compliance with laws and regulations</u>	<u>\$450</u>
Div II § 1105(a)(13)	<u>Shift Change; Unattended Vehicle</u>	<u>\$450</u>
Div II § 1105(a)(13)	<u>Improper shift change</u>	<u>\$450</u>
Div II § 1105(a)(8)	<u>Cooperation w/ regulatory entities; False statements</u>	<u>\$500</u>
Div II § 1105(a)(12)	<u>Compliance with Paratransit Program</u>	<u>\$500</u>
Div II § 1105(a)(10)	<u>Accepting/soliciting gifts from Drivers</u>	<u>\$600</u>
Div II § 1105(a)(1)	<u>Operating without a permit</u>	<u>\$5000</u>
<u>CONDITIONS APPLICABLE TO COLOR SCHEME PERMITS</u>		
Div II § 1106(s)	<u>Dissolution plan</u>	<u>\$50 per day</u>
Div II § 1114(e)(8)	<u>Emissions reduction plan</u>	<u>\$50 per day</u>
Div II § 1106(n)	<u>Required postings</u>	<u>\$75</u>
Div II § 1106(o)	<u>Required notifications</u>	<u>\$75</u>
Div II § 1114(e)(3)	<u>Receipts</u>	<u>\$75</u>
Div II § 1114(e)(5)	<u>Vehicle inventory changes</u>	<u>\$75</u>
Div II § 1114(e)(7)	<u>Weekly reporting requirements</u>	<u>\$75</u>

<u>TRANSPORTATION</u>		
<u>CODE SECTION</u>	<u>DESCRIPTION</u>	<u>FINE AMOUNT</u>
<u>Div II § 1106(e)</u>	<u>Transfer of business; New location</u>	<u>\$250 per day</u>
<u>Div II § 1106(k)(1)</u>	<u>Facility to clean vehicles</u>	<u>\$250</u>
<u>Div II § 1106(i)</u>	<u>Workers' Compensation</u>	<u>\$300 per day</u>
<u>Div II § 1106(p)</u>	<u>Obligations related to Drivers</u>	<u>\$400</u>
<u>Div II § 1106(r)</u>	<u>Found property</u>	<u>\$400</u>
<u>Div II § 1114(e)(1)</u>	<u>Waybills</u>	<u>\$400</u>
<u>Div II § 1114(e)(2)</u>	<u>Medallion Holder files</u>	<u>\$400</u>
<u>Div II § 1114(e)(6)</u>	<u>Current business information</u>	<u>\$400</u>
<u>Div II § 1122(c)</u>	<u>Overcharging gate fees</u>	<u>\$500</u>
<u>Div II § 1106(c)</u>	<u>Use of Dispatch Service</u>	<u>\$450</u>
<u>Div II § 1106(d)</u>	<u>Business premises</u>	<u>\$450</u>
<u>Div II § 1106(h)</u>	<u>Staffing requirements</u>	<u>\$450</u>
<u>Div II § 1106(l)(2-7)</u>	<u>Use of spare vehicles</u>	<u>\$450</u>
<u>Div II § 1106(f)</u>	<u>Telephone directory</u>	<u>\$500</u>
<u>Div II § 1106(j)</u>	<u>Paratransit Broker contract</u>	<u>\$500</u>
<u>Div II § 1106(k)(2)(4)</u>	<u>Unsafe/nonworking equipment</u>	<u>\$1000</u>
<u>Div II § 1106(q)(4)</u>	<u>Driver operating under the influence</u>	<u>\$1000</u>
<u>Div II § 1106(a)</u>	<u>Color Scheme Permit required</u>	<u>\$5000</u>
<u>Div II § 1106(l)(8)</u>	<u>Leasing spare vehicles</u>	<u>\$5000</u>
<u>CONDITIONS APPLICABLE TO DISPATCH PERMITS</u>		
<u>Div II § 1107(a)</u>	<u>Emergency plan</u>	<u>\$50 per day</u>
<u>Div II § 1107(e)</u>	<u>Adequate communications equipment</u>	<u>\$50 per day</u>
<u>Div II § 1114(f)(1)</u>	<u>Dispatch Service report</u>	<u>\$50 per day</u>
<u>Div II § 1107(d)</u>	<u>Service call records</u>	<u>\$75</u>
<u>Div II § 1107(f)-(j)</u>	<u>Serving dispatch customers</u>	<u>\$75</u>
<u>Div II § 1114(f)(2)</u>	<u>Found property recordkeeping</u>	<u>\$75</u>
<u>Div II § 1107(m)</u>	<u>Workers' Compensation</u>	<u>\$300 per day</u>
<u>Div II § 1107(c)</u>	<u>Ramp Taxi response</u>	<u>\$400</u>
<u>Div II § 1107(k)</u>	<u>Improper dispatching</u>	<u>\$500</u>
<u>CONDITIONS APPLICABLE TO DRIVER PERMITS</u>		
<u>Div II § 1108(c)</u>	<u>Color Scheme affiliation</u>	<u>\$5 per day</u>
<u>Div II § 1108(a)</u>	<u>Driver identification</u>	<u>\$25</u>
<u>Div II § 1108(d)(2)</u>	<u>Duties at beginning of shift</u>	<u>\$25</u>
<u>Div II § 1108(d)(3)</u>	<u>Designated items in vehicle</u>	<u>\$25</u>
<u>Div II § 1108(e)(2)</u>	<u>Transporting passenger property</u>	<u>\$25</u>
<u>Div II § 1108(e)(5)</u>	<u>Loading and unloading assistance</u>	<u>\$25</u>
<u>Div II § 1108(e)(8)</u>	<u>Additional passengers</u>	<u>\$25</u>
<u>Div II § 1108(e)(10)-(12)</u>	<u>Mobile telephones; Other audible devices</u>	<u>\$25</u>

<u>TRANSPORTATION</u>		
<u>CODE SECTION</u>	<u>DESCRIPTION</u>	<u>FINE AMOUNT</u>
<u>Div II § 1108(e)(18)-(20), (22)</u>	<u>Driver duties re fares</u>	<u>\$25</u>
<u>Div II § 1108(e)(26)</u>	<u>Loose items</u>	<u>\$25</u>
<u>Div II § 1108(e)(27)</u>	<u>Trunk and/or baggage area</u>	<u>\$25</u>
<u>Div II § 1108(e)(31)</u>	<u>Clean in dress and person</u>	<u>\$25</u>
<u>Div II § 1108(e)(32)</u>	<u>Taximeter violation</u>	<u>\$25</u>
<u>Div II § 1108(e)(33)</u>	<u>Smoking, drinking or eating</u>	<u>\$25</u>
<u>Div II § 1108(f)(1)-(2)</u>	<u>Duties at end of shift</u>	<u>\$25</u>
<u>Div II § 1114(b)(2)</u>	<u>Badge</u>	<u>\$25</u>
<u>Div II § 1114(b)(3)</u>	<u>Medical certificate</u>	<u>\$25</u>
<u>Div II § 1114(b)(4)</u>	<u>Waybills</u>	<u>\$25</u>
<u>Div II § 1108(e)(4)</u>	<u>Service animals or contained animals</u>	<u>\$50</u>
<u>Div II § 1108(d)(1)</u>	<u>Safety check</u>	<u>\$75</u>
<u>Div II § 1108(e)(1)</u>	<u>Refusal to convey</u>	<u>\$75</u>
<u>Div II § 1108(e)(7)</u>	<u>Servicing dispatch calls</u>	<u>\$75</u>
<u>Div II § 1108(e)(9)</u>	<u>Splitting fares</u>	<u>\$75</u>
<u>Div II § 1108(e)(16)</u>	<u>Requesting gratuities</u>	<u>\$75</u>
<u>Div II § 1108(e)(24)</u>	<u>Found property</u>	<u>\$75</u>
<u>Div II § 1108(e)(3)</u>	<u>Transporting person with a disability in front seat</u>	<u>\$150</u>
<u>Div II § 1108(e)(6)</u>	<u>Assisting and securing person with a disability</u>	<u>\$150</u>
<u>Div II § 1108(e)(14)</u>	<u>Reckless or dangerous driving</u>	<u>\$150</u>
<u>Div II § 1108(e)(15)</u>	<u>Ramp Taxi rules</u>	<u>\$150</u>
<u>Div II § 1122(d)</u>	<u>Luggage charges</u>	<u>\$150</u>
<u>Div II § 1108(e)(25)</u>	<u>Unsafe taxi</u>	<u>\$200</u>
<u>Div II § 1108(e)(30)</u>	<u>Excessive force</u>	<u>\$200</u>
<u>Div II § 1108(b)(3)</u>	<u>Criminal convictions</u>	<u>\$500</u>
<u>Div II § 1108(b)(4)(B)</u>	<u>Controlled substances</u>	<u>\$500</u>
<u>CONDITIONS APPLICABLE TO TAXI AND RAMP TAXI EQUIPMENT</u>		
<u>Div II § 1113(b)-(e), (g)-(j)</u>	<u>Equipment and display requirements</u>	<u>\$25</u>
<u>Div II § 1113(m)</u>	<u>Vehicle windows</u>	<u>\$25</u>
<u>Div II § 1113(o)</u>	<u>Sanitary condition</u>	<u>\$25</u>
<u>Div II § 1113(a)</u>	<u>Safe operating condition</u>	<u>\$75</u>
<u>Div II § 1113(k)</u>	<u>Standard vehicle equipment</u>	<u>\$75</u>
<u>Div II § 1113(k)(13)-(14)</u>	<u>Vehicle tires and wheels</u>	<u>\$75</u>
<u>Div II § 1113(m)</u>	<u>Security cameras</u>	<u>\$75</u>
<u>Div II § 1113(n)</u>	<u>Condition of vehicle</u>	<u>\$75</u>
<u>Div II § 1113(u)</u>	<u>Working Taxi ramp</u>	<u>\$75</u>
<u>Div II § 1113(p)</u>	<u>Vehicle title requirements</u>	<u>\$250</u>

<u>TRANSPORTATION</u> <u>CODE SECTION</u>	<u>DESCRIPTION</u>	<u>FINE AMOUNT</u>
<u>Div II § 1113(q)-(r)</u>	<u>Excessive vehicle mileage or age</u>	<u>\$250</u>
<u>Div II § 1113(s)</u>	<u>Vehicle inspections</u>	<u>\$250</u>
<u>Div II § 1113(s)(7)</u>	<u>Fraud related to inspection</u>	<u>\$250</u>
<u>Div II § 1113(t)</u>	<u>Replacement vehicle</u>	<u>\$250</u>
<u>Div II § 1113(v)</u>	<u>Retired vehicles</u>	<u>\$250</u>
<u>Div II § 1113(f)</u>	<u>Taximeters</u>	<u>\$300</u>
<u>CONDITIONS APPLICABLE TO TAXI AND RAMP TAXI MEDALLIONS</u>		
<u>Div II § 1109(b)</u>	<u>Use of Dispatch Service</u>	<u>\$75</u>
<u>Div II § 1110(a)(1)-(2)</u>	<u>Wheelchair priority</u>	<u>\$150</u>
<u>Div II § 1110(b)</u>	<u>Ramp Taxi Medallion in spare taxi</u>	<u>\$150</u>
<u>Div II § 1110(d)</u>	<u>Ramp Taxi qualifications</u>	<u>\$150</u>
<u>Div II § 1109(c)</u>	<u>Full-time driving requirement</u>	<u>\$24000 multiplied by percentage of hours short of the full time driving requirement:</u>

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

By: \_\_\_\_\_  
Mariam Morley  
Deputy City Attorney

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of \_\_\_\_\_ .

\_\_\_\_\_  
Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency