

THIS PRINT COVERS CALENDAR ITEM NO. : 13

**MUNICIPAL TRANSPORTATION AGENCY
City and County of San Francisco**

DIVISION: Parking and Traffic

BRIEF DESCRIPTION: Adopting a new Division II of the San Francisco Transportation Code, to replace provisions of the former San Francisco Traffic Code which were placed under the jurisdiction of the SFMTA by Proposition A.

SUMMARY:

- The passage of Prop A by the voters in November 2007 required the rewriting of the San Francisco Traffic Code to comply with the City Charter.
- The contents of the Traffic Code have been divided into two divisions: Division I now contains all provisions under the jurisdiction of the Board of Supervisors and was approved by that legislative body in March of 2008. Division II contains provisions that are under the jurisdiction of the SFMTA Board pursuant to Section 8A.102 of the City Charter.
- Division II establishes procedures for the approval of traffic control devices, traffic regulations, and parking regulations. It establishes the position of City Traffic Engineer and its responsibilities, and clarifies which actions require public hearings, and which regulations must be approved by Resolution of the SFMTA Board.
- Division II reenacts provisions of the former Traffic Code governing weight restrictions (Article 500), designated transit lanes (Article 600), speed limits (Article 700) and special on-street parking controls (Article 800).
- Division II (Article 900) reenacts and consolidates provisions governing Residential Permit Parking, Contractor Parking, Carpool Parking, Vanpool Parking, Special Traffic Permits, and Bicycle Racks.
- Division II includes a policy change to the minimum and maximum number of permits that can be given to educational institutions for the Residential Permit Parking program.
- Division II updates all parking fines and service fees to conform with amounts approved by the SFMTA Board as part of the budget for fiscal years 2008-2010.

ENCLOSURES:

1. Transportation Code, Division II
2. Transportation Code, Division I (background)

APPROVALS:

DIRECTOR OF DIVISION
PREPARING ITEM

DATE

FINANCE

EXECUTIVE DIRECTOR/CEO

SECRETARY

ADOPTED RESOLUTION Bond M. Yee
BE RETURNED TO

ASSIGNED SFMTA BOARD CALENDAR DATE: _____

EXPLANATION:

Background:

The impetus for this legislation was the passage by the voters of Proposition A in November 2007. Among other objectives, Prop. A is intended to give the San Francisco Municipal Transportation Agency (SFMTA) expanded independence and authority to carry out its mission. Prop. A makes the SFMTA responsible for the management of parking and traffic functions within the City and gives the SFMTA exclusive authority to adopt regulations to control vehicle, bicycle and pedestrian traffic. In furtherance of this expanded grant of regulatory authority, Proposition A required that the Board of Supervisors adopt an Ordinance that repealed any conflicting Traffic Code provisions and convert those provisions to rules and regulations of the SFMTA Board of Directors.

The Traffic Code contained the City's laws governing regulation of the streets, transit, parking and driving. The Traffic Code was divided into 21 articles that addressed various aspects of parking and traffic regulation, including obedience to signs and traffic restrictions, pedestrians, rules for driving, speed limits, bicycles, streetcars, parking regulation, residential parking and other types of preferential parking, towing, removal of abandoned vehicles, and procedures for the temporary closure of public streets.

Earlier this year the Board of Supervisors repealed in its entirety the existing Traffic Code and created in its place a new Transportation Code (Ordinance 45-08). Under this legislation the Transportation Code will consist of two divisions. Division I (approved by the Board of Supervisors in March of 2008) includes those matters that remain under the jurisdiction of the Board of Supervisors. A copy of Division I is provided with this package for reference. Division II will include the regulations adopted by the SFMTA Board of Directors with respect to areas placed within its jurisdiction by the City Charter. Subsequent amendments to Division II will be made by resolution of the SFMTA Board of Directors without legislation from the Board of Supervisors. Upon approval of Division II by the SFMTA, Division I and II will become effective and replace the Traffic Code .

The creation of the Transportation Code provided an opportunity to eliminate a number of existing Traffic Code provisions that were outdated, obsolete or preempted by state law. The legislation also replaces outdated or superseded references in the current Traffic Code, such as references to the former Department of Parking and Traffic. The current Traffic Code can still be accessed through the City government website www.sfgov.org.

Policy Summary:

The primary intent of drafting the Transportation Code was to update existing Municipal Code text to conform to current practice and procedures. In the course of doing so, many provisions were eliminated as obsolete or unenforceable. Those changes are not considered policy decisions, as they are mandated by law or practical reality. The following provisions of the proposed Division II reflect recommended policy changes:

1. Approval Procedures. Transportation Code Division II Article 200 codifies review and approval procedures for a number of common parking and traffic regulations. There are a number of matters that now come to the SFMTA Board of Directors instead of going to the Board of Supervisors because of the mandate of Prop A: stop and yield signs, no turn on red, no u-turn, no right turn, no left

turn, speed limits, installation of traffic signals, and designating streets with truck weight restrictions and tour bus restrictions. In addition to those matters that were transferred to the SFMTA Board because of Prop A's legal requirements, Division II also includes a policy decision to newly send the designation of blue zones to the SFMTA Board instead of making those decisions at a staff level.

2. Review of Parking and Traffic Decisions. Notwithstanding the exclusive jurisdiction over parking and traffic matters given to the SFMTA by Proposition A, the Charter amendment gave the Board of Supervisors authority to enact legislation providing for their review of certain final SFMTA decisions regarding stop signs, disabled parking (blue) zones, parking meter zones, preferential parking zones, and bicycle lanes. Division II Section 203 establishes a procedure to determine when such SFMTA decisions are final and may therefore be ripe for review by the Board of Supervisors. Whether to adopt these particular proposed procedures is a policy decision.

3. Parking Meter Zones. Division II Sections 406-410 set parking meter fee **ranges** rather than fixed single hourly rates for the four Parking Meter Zones. The fee ranges currently proposed in Division II Article 400 have a maximum rate that is equal to the present fixed rate for that Zone in the Traffic Code (Sections 203.1 through 203.4). A new minimum rate is introduced, as summarized in the table below:

Parking Meter Zone	Current Traffic Code Rate	Transportation Code Division II Rate Range
1	\$ 3.00 / hour	\$1.00/hour to \$3.00 /hour
2	\$ 2.50 / hour	\$1.00/hour to \$2.50 /hour
3	\$ 1.50 / hour	\$1.00/hour to \$1.50 /hour
4	\$ 2.50 / hour	\$1.00/hour to \$2.50 /hour

Consistent with the goals of **SFPark**, which seeks to establish parking charges according to factors that can vary widely within a Parking Meter Zone, such as parking demand or occupancy, Article 400 would delegate to the Director of Transportation or his or her designee authority to determine amounts charged within these ranges, as well as the maximum time limits applicable at meters and the technology used to collect on-street parking payments. Whether to adopt a system of parking meter price ranges and to delegate authority to make the decisions described above is a policy decision.

4. Special Traffic Permits. Traffic Code Section 191 allowed the former Director of Parking and Traffic to designate Streets of Major Traffic Importance and “to regulate or prohibit obstructions thereon or therein.” The Traffic Code concept of “Streets of Major Traffic Importance” has been eliminated and Division II clarifies that the SFMTA has authority to regulate or prohibit obstructions on **any** street, as it currently does under the City’s “Blue Book” regulations for working on streets.

5. Temporary Exclusive Use of Parking Meters Permit Fee. Traffic Code Section 202E allowed the former Department of Parking and Traffic to charge a \$4 per meter daily fee for the construction-related use of a parking meter space. This fee has not been collected in the past. SFMTA staff has worked with DPW staff to begin collecting the fee. To facilitate DPW collection, Division II, Section 904 changes the basis of the fee so that it is charged per 25 lineal feet in parking meter areas rather than per metered space. Whether to change the fee structure for a Temporary Exclusive Use of Parking Meters permit is a policy decision.

6. Residential Permit Stickers for Educational Institutions. In Division II Section 905(h)(3)(C), the maximum number of Residential Parking Permits that can be given out to educational institutions

is increased from 10 to 15, depending on the size of the school, with a possibility for an additional 5 under certain circumstances. This is being proposed due to problems that have arisen over time with the limited number of permits for certain schools. The minimum number of permits is increased from 3 to 5. Whether to increase the number of residential parking permits for educational institutions is a policy decision.

7. Carpool Permits for Educational Institutions. Under current law, only institutions with at least 200 employees could qualify for a Carpool Permit Parking Area program for their employees. Division II, Section 908 relaxes that standard so that educational institutions with at least 25 employees could qualify for a Carpool Permit program for certified carpool groups. Whether to increase the number of educational institutions that qualify for carpool permits for use by their employees is a policy decision.

8. Bicycle Rack Design. Traffic Code Section 219.3 is very specific as to bicycle rack design requirements. These design requirements were eliminated so that the professionals in the SFMTA Bicycle Program could apply their expertise to identify standards for bike rack design. Whether to remove bike rack design specifications from the published Code is a policy decision.

9. Advertising on Bike Racks. The Traffic Code prohibits advertising on bike racks. Division II eliminates that prohibition. Whether to allow advertising on bike racks is a policy decision.

10. Definition of Emergency Vehicles. Section 7 of the Traffic Code dated from 1940 and exempts emergency vehicles from complying with any provisions of the Traffic Code while the driver is engaged in the performance of emergency duties. Emergency vehicles were defined to include vehicles of the "American District Telegraph Company" and the "American Burglar Alarm Company." Section 165 of the California Vehicle Code provides a more modern definition of emergency vehicles, and Section 21055 exempts such vehicles from specific chapters and articles of the Vehicle Code. Section 7 is eliminated and the exemptions from the Transportation Code would be those set forth in the California Vehicle Code. Whether to eliminate the broad exemption from Transportation Code provisions for telephone and alarm companies is a policy decision.

11. Miscellaneous Transit Operations. Traffic Code Sections 124 through 129, covering streetcar speeds and cable car passenger operations respectively, are removed from the Code. These topics are addressed through internal SFMTA rules and directives. A prohibition against passengers conversing with a transit vehicle operator is retained. Whether to eliminate these operating standards for cable cars and street cars from the Code is a policy decision.

12. Trucks Parked at Multiple Meters. Traffic Code Section 33.3.1, related to heavy truck loading zones expired in 1999. That section had a provision requiring large trucks to pay for parking meters at every parking space they occupy. Division II, Section 411 restores that requirement. Violation would result in a single citation for all unpaid meters. Whether to require large trucks to pay all parking meters in the parking spaces that they occupy is a policy decision.

13. Employer Commute Hour Shuttles. The Traffic Code defines "tour bus" and provides for the designation of stands for the use of tour buses to load and unload passengers. In Division II, § 101(a)(4) this term has been changed to "Private Bus," and the definition has been expanded to include employer shuttles providing commuter service for employees. Division II, Section 1006(c) would authorize the SFMTA to create white zones with posted hours for stopping by Private Buses for

loading and unloading. Whether to allow SFMTA to create white zones for the use of Private Buses is a policy decision.

14. Payment of Fines and Fees as Permit Prerequisite. Currently, Traffic Code §308(a) prohibits the issuance of a Residential Parking Permit if the applicant has any delinquent unpaid citations on their record. Div. II, § 902(c) expands that rule to cover applicants for all SFMTA permits. Whether to require all applicants, not just Residential Parking Permit applicants, to pay amounts owing to the SFMTA before receiving a permit is a policy decision.

15. Waiver of Fees for Additional Residential Parking Permits. If a resident requests more than four residential parking permits for a single address, the fee for any additional permits is an increasing multiple of the fee for the first four permits. The Traffic Code provides that the Director of Parking and Traffic could waive the additional permit fees. Division II eliminates the authority for SFMTA staff to waive fees for applicants who seek more than four permits for a single address. The decision of whether to allow for waivers of additional residential parking permit fees is a policy decision.

16. Double Parking. Traffic Code Section 53(a) prohibits double parking of commercial vehicles. California Vehicle Code Section 22502 exempts commercial vehicles are exempt from double parking prohibitions unless the local authority adopts a law prohibiting commercial vehicle double parking. Traffic Code Section 53(a) listed specific streets where commercial vehicles are not allowed to double park, all of which are in business districts and are public transit routes. Division II Section 1008 prohibits double parking of commercial vehicles anywhere that SFMTA posts signs describing the restriction. This will allow the SFMTA in the future to post signs on streets where double parking by commercial vehicles can be cited without specifically listing them in the Transportation Code. Whether to allow SFMTA staff to post commercial double parking restrictions is a policy decision.

Deletions

In addition to regulations preempted by state law or no longer required under Prop. A., other minor Traffic Code Sections deleted from inclusion in the Transportation Code included:

- Section 11, a remnant of the original 1940 ordinance that first enacted the Traffic Code that was separated from its original context by later amendments.
- Section 26, designating streets “Through Highways,” a practice not used by City staff.
- Section 31.3, requiring trucks to use the right lane of Third Street, a restriction that has not been posted on the street since the Third Street Light Rail Project reduced number of lanes from six to four.
- Sections 36 and 36.1 outlining an emergency contractor parking procedure not used in practice. SFMTA staff use the emergency procedures set forth in the Blue Book instead.
- Section 76, a 1940 ordinance prohibiting pedestrians from standing in the middle of a sidewalk
- Section 96.1, prohibiting bicycles on walkways in Broadway Tunnel. This prohibition is covered by bicycle sidewalk restriction in Division I, Section 10.2.3.
- Article 17 regarding the designation of Interstate Truck Terminal Routes, which have not been utilized in the City.

The City Attorney’s Office reviewed this calendar item.

Strategic Plan Goals:

Transportation Code Division II establishes regulations and procedures for many of the service and

safety improvement changes that are done on our roadways. It also provides the framework for the Agency's permit programs, parking fines and other fee-based services. Therefore approval of this document will further:

- Goal 1 - Customer Focus: To provide a safe, clean, environmentally sustainable service and encourage the use of auto-alternative modes through the Transit First Policy.
- Goal 2 - System Performance: To get customers where they want to go, when they want to be there.
- Goal 4 - Financial Capacity: To ensure financial stability and effective resource utilization.

Recommendation:

SFMTA staff recommends adoption of Division II of the new Transportation Code.

MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS
CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION No. _____

WHEREAS, the voters of San Francisco approved Proposition A in November 2007; and,

WHEREAS, Proposition A gave the San Francisco Municipal Transportation Agency (SFMTA) expanded authority to carry out its mission, made the SFMTA responsible for the management of parking and traffic functions within the City, and gave the SFMTA authority to adopt regulations to control vehicle, bicycle and pedestrian traffic; and,

WHEREAS, the Board of Supervisors adopted ordinance 45-08 that repealed the existing Traffic Code, including provisions that were in conflict with Proposition A, and replaced the Traffic Code with a new Transportation Code; and,

WHEREAS, the Transportation Code will consist of two divisions, Division I for those matters that remain under the jurisdiction of the Board of Supervisors, and Division II, comprised of the regulations adopted by the SFMTA Board of Directors with respect to matters placed within SFMTA jurisdiction by the City Charter; and,

WHEREAS, the City Attorney's Office has worked with SFMTA staff to create a new Transportation Code that eliminates provisions that were outdated, obsolete or preempted by state law, and improved the overall organization and clarity of regulations and policies contained in the Traffic Code;

WHEREAS, Transportation Code, Division II enacts fees and fines previously approved by the SFMTA Board of Directors; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors adopts Transportation Code, Division II, which shall be effective as of the date of this resolution; and be it further

RESOLVED, That any fee increases imposed by Article 300 shall be operative on August 1, 2008, except to the extent prohibited by law.

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

Secretary, Municipal Transportation Agency Board

[Repealing the San Francisco Traffic Code and enacting Division I of the San Francisco Transportation Code, containing all provisions under the jurisdiction of the Board of Supervisors.]

Ordinance repealing the San Francisco Traffic Code and enacting Division I of a new San Francisco Transportation Code, setting forth requirements for the regulation of transit, traffic, streets and parking under the jurisdiction of the Board of Supervisors, including the regulation of news gathering vehicles, enforcement authority, parking control, rules for driving, bicycle registration, towing and impoundment, abatement of nuisance vehicles, procedures on the temporary use or occupancy of public streets, violations, and establishment of a procedure for Board of Supervisors review of specified SFMTA decisions.

Note: All text is new.

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

Section 1. The San Francisco Traffic Code is hereby repealed in its entirety.

Section 2. Division I of the San Francisco Transportation Code is enacted to read as follows:

ARTICLE 1: DEFINITIONS AND GENERAL PROVISIONS

SEC. 1.1. DEFINITIONS.

(a) Whenever in this Transportation Code words or phrases are used which are not defined by the provisions of this Code, but are defined in the Vehicle Code, the definition and meaning shall be applied as set forth in the Vehicle Code.

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

(1) **Chief of Police.** The Chief of the San Francisco Police Department, or his or her designee(s).

(2) **City.** The City and County of San Francisco.

(3) **Code.** The Transportation Code of the City and County of San Francisco, consisting of Division I, under the jurisdiction of the San Francisco Board of Supervisors, and Division II under the jurisdiction of the Board of Directors of the Municipal Transportation Agency.

(4) **Director of Public Health.** The Director of the San Francisco Department of Public Health or his or her designee(s).

(5) **Director of Transportation.** The Executive Director/CEO of the Municipal Transportation Agency or his or her designee(s).

(6) **Division I.** Division I of the Transportation Code, under the jurisdiction of the San Francisco Board of Supervisors.

(7) **Division II.** Division II of the Transportation Code, under the jurisdiction of the San Francisco Municipal Transportation Agency Board of Directors.

(8) **Final SFMTA Decision.** A decision on a matter subject to review by the Board of Supervisors pursuant to Article 11 because the SFMTA has taken the last action according to procedures set forth in Division II.

(9) **Fire Chief.** The Chief of the San Francisco Fire Department, or his or her designee(s).

(10) **Municipal Parking Facility.** An off-street parking lot or off-street parking garage owned, leased or operated by the City or the Parking Authority of the City and County of San Francisco.

(11) **Municipal Transportation Agency or SFMTA.** The San Francisco Municipal Transportation Agency.

(12) **Park.** To park or stop a vehicle, as defined in the Vehicle Code, or to cause or permit a vehicle to be parked or stopped, unless the context requires a different meaning.

(13) **Parking Control Officer.** A City employee authorized by the Municipal Transportation Agency to enforce state laws and the San Francisco Municipal Code related to Parking of vehicles.

(14) **Parking Meter.** Any device that, upon payment, registers the amount of time for which a vehicle is authorized to Park in a particular Parking Space.

(15) **Parking Meter Zone.** A geographic area in which on-street Parking may be controlled by Parking Meters at rates as may be established by the Municipal Transportation Agency Board of Directors under Section 8A.102(b)(5) of the City Charter.

(16) **Parking Permit.** A permit issued by the Municipal Transportation Agency to a person or a vehicle which, when current, valid and properly displayed, entitles the vehicle or a vehicle occupied by the person to specified exemptions from the Parking regulations of this Code.

(17) **Parking Space.** A space demarked by painted lines or other indicators for the Parking of a single vehicle.

(18) **Placard.** A placard issued by a state agency to a person with disabilities pursuant to Vehicle Code Section 22511.59 that entitles the holder to Parking privileges as specified in Vehicle Code Sections 22511.5 **et seq.**

(19) **Police Officer.** An employee of the San Francisco Police Department authorized to enforce the criminal laws of the state and the San Francisco Municipal Code.

(20) **Port Commission.** The Port Commission of the City and County of San Francisco.

(21) **Port Regulations.** With respect to any property under the jurisdiction of the San Francisco Port Commission, such parking and traffic conditions and regulations as are imposed by and on file and available for public inspection at the office of the Port Commission.

(22) **Proof of Payment or Proof of Payment Program.** A fare collection system that requires transit passengers to possess a valid fare receipt or transit pass upon boarding a transit vehicle or while in a Proof of Payment Zone, and which subjects such passengers to inspections for proof of payment of fare by any authorized representative of the transit system or duly authorized peace officer.

(23) **Proof of Payment Zone.** The paid area of a subway or boarding platform of a transit system within which any person is required to show proof of payment of fare for use of the transit system.

(24) **Public Property.** Property owned by a public agency that is not within the public right of way.

(25) **Request for Review.** A form submitted to the Clerk of the Board of Supervisors that seeks Board of Supervisors' review of a Final MTA Decision.

(26) **Sidewalk Bicycle.** Any bicycle with wheel diameter of less than 21 inches overall, including tires.

(27) **Special License Plate.** A license plate issued by a state agency to the vehicle of a person with disabilities pursuant to Vehicle Code Section 5007 that entitles the holder to Parking privileges as specified in Vehicle Code Sections 22511.5 **et seq.**

(28) **Special Traffic Permit.** A permit issued by the Municipal Transportation Agency required for any obstruction of traffic upon a street or sidewalk area by any construction, excavation or other activity, to the extent that such activity will not be conducted in accordance with City contract specifications or with the Municipal Transportation Agency's "Regulations for Working in San Francisco Streets" (otherwise known as the "Bluebook").

(29) **Stand.** A zone established by the Municipal Transportation Agency for the exclusive use of a class of vehicle or vehicles identified by signs posted at such Stand.

(30) **Truck.** A commercial motor vehicle with six or more wheels that is designed, used, or maintained primarily for the transportation of property.

(31) **Truck Loading Zone.** A zone for the exclusive use of Trucks while loading or unloading freight, subject to any posted time limits.

(32) **Vehicle Code.** The Vehicle Code of the State of California as it may be amended from time to time.

(c) Any statutes or regulations of the State of California that are cited in this Code shall refer to such sections as they may be amended or renumbered to the extent that the provisions of any such amended or renumbered section governs substantially the same subject matter as the former provision referenced in this Code.

SEC. 1.2. CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE.

In undertaking the adoption and enforcement of this Division I, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its

officers or employees, an obligation for breach of which the City is liable in money damages to any person who claims that such breach proximately caused injury.

SEC. 1.3. APPLICABILITY OF VEHICLE CODE

(a) The provisions of the San Francisco Transportation Code shall be construed in a manner consistent with the Vehicle Code. Nothing in this Code is intended to narrow or limit any authority granted to the City by the Vehicle Code.

(b) No provisions of Article 10 of this Division I shall be enforceable against an alleged violator if at the time and place of the alleged violation any sign required by the Vehicle Code is not in position and sufficiently legible to be seen by an ordinarily observant person.

SEC. 1.4. SEVERABILITY.

If any section, subsection, sentence, clause or phrase of this Division I is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Code. The Board of Supervisors hereby declares that it would have passed this Code and each article, section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more articles, sections, subsections, sentences, clause or phrase be declared unconstitutional.

ARTICLE 2: HISTORIC STREET SIGNS

SEC. 2.1. HISTORIC DISTRICT STREET SIGNS.

The Director of Transportation shall provide signage displaying information about designated historic districts on all street signs along the length of any street at each intersection located within a historic district in the City.

ARTICLE 3: NEWS-GATHERING VEHICLES

SEC.3.1. DEFINITIONS.

For the purposes of this Article, the following definitions shall apply:

(a) News-Gathering Vehicle. A News-Gathering Vehicle is a motor vehicle for which a Vehicle Press Card has been issued by the Chief of Police while the vehicle is in the control of a newspaper, radio or television station, or is being operated by an employee of a

newspaper, radio or television station whose primary duty is to gather or photograph news events.

(b) Vehicle Press Card. A Vehicle Press Card is an identification card on a form approved and signed by the Chief of Police for the use of an authorized News-Gathering Vehicle.

SEC. 3.2. ISSUANCE OF VEHICLE PRESS CARD.

The Chief of Police shall issue one or more Vehicle Press Cards to a newspaper, radio or television station upon receipt of an application signed by the managing editor, station manager, or person of equivalent managerial responsibility, of the newspaper, radio or television station. The application shall be on a form approved by the Chief of Police. The application shall require the applicant to verify in writing that each requested Vehicle Press Card is for either (a) an identified vehicle owned and operated by the newspaper, radio or television station and used primarily for the gathering of news, or (b) a person holding a full-time position with that organization whose duties primarily involve the actual gathering of news outside of the organization's main office. Each such organization with 12 or more full-time employees may also apply for one temporary Vehicle Press Cards, and each such organization with 25 or more full-time employees may also apply for two temporary Vehicle Press Cards, which Vehicle Press Cards shall be of a distinguishing color and which may be assigned by the newspaper, radio or television station on an as-needed basis to temporary or free-lance reporters or photographers when they are engaged in news gathering for that newspaper, radio or television station, subject to the other restrictions on use set forth in this Article. In the event the temporary Vehicle Press Cards are being used by a newspaper, radio or television station in a manner inconsistent with the provisions of this Article, the Chief of Police shall have the discretion, after a hearing to consider evidence of such misuse and testimony from the newspaper, radio or television station and other interested persons, to revoke any or all Vehicle Press Cards then issued to such organization. All Vehicle Press Cards shall expire at the end of each calendar year, and a new application must be submitted for reissuance of the card for the following calendar year. The Chief of Police may request

supporting documentation or evidence to verify any information supplied on an application for a Vehicle Press Card, including verification of an employee's newsgathering duties. Print media outlets whose publications are not published more frequently than once per month shall not be eligible to receive Vehicle Press Cards.

SEC. 3.3. DISPLAY OF PRESS CARD.

A person who displays a valid press card issued by the Chief of Police to that person pursuant to the provisions of Section 939 of the San Francisco Police Code shall be entitled to pass behind police lines in a vehicle that does not have a Vehicle Press Card; provided, however, that such access may be denied at the discretion of the Chief of Police to protect the public health, safety or welfare.

SEC. 3.4. GENERAL PROVISIONS.

Nothing in this Article shall relieve the operator and/or owner of a News-Gathering Vehicle or the newspaper, radio or television station that holds a Vehicle Press Pass for such a vehicle from the duty to operate and Park the vehicle with due regard for access of Fire Department vehicles to any property, and to the safety of all persons and vehicles, nor shall these provisions protect the owner of the newspaper, radio or television station from the consequences of reckless disregard for the safety of others.

SEC. 3.5. FEE FOR VEHICLE PRESS CARD.

The Police Department may collect a fee for each Vehicle Press Card issued pursuant to this Article.

SEC. 3.6. LOCATIONS FOR NEWS-GATHERING VEHICLES.

Provided that the News-Gathering Vehicle complies with all other applicable requirements, a News-Gathering Vehicle shall not be subject to the provisions of this Code regulating the Parking of vehicles on any street where Parking is subject to payment of Parking Meters, where there are time restrictions for Parking vehicles without a Parking Permit, or where any other time restriction on Parking is posted.

ARTICLE 4: ENFORCEMENT AUTHORITY

SEC. 4.1. POLICE COMMISSION REGULATION OF TRAFFIC; CIVILIAN EMPLOYEES AUTHORIZED TO ENFORCE PARKING REGULATIONS.

(a) The Police Commission is hereby authorized to direct, control, divert and regulate all traffic by means of Police Officers or persons designated as special police officers limited to the control and direction of traffic by the Chief of Police pursuant to Section 4.127 of the Charter for the exclusive or main purpose of enforcing the provisions of Division 11 of the Vehicle Code, and the emergency use of temporary signs and devices.

(b) In addition to any grounds for removal of a vehicle authorized by the Vehicle Code, any Police Officer or Parking Control Officer may authorize the removal of any vehicle that is Parked in the street, on Public Property or in a Municipal Parking Facility, in accordance with the provisions of this Code and the Vehicle Code.

(b) Any Parking Control Officer employed by the Municipal Transportation Agency and assigned to the "Robert Greenstrand Disabled Placard Detail" shall have the power and authority to issue misdemeanor citations for violations of Vehicle Code § 4461.

(c) The Director of Transportation shall be empowered to identify staff with authority to enforce other parking laws and regulations in compliance with the requirements of the Vehicle Code.

SEC. 4.2. REMOVAL OF UNAUTHORIZED SIGNS.

The Municipal Transportation Agency is hereby authorized and empowered without notice to remove, or cause to be removed, every sign, signal, device or light prohibited by the terms of Section 21465, 21466, 21466.5, or 21467 of the Vehicle Code, or may bring or cause to be brought, an action as provided by law to abate the nuisance therein declared to exist by virtue of such signal, device or light.

SEC. 4.3. AUTHORITY TO CITE VEHICLES ON PUBLIC PROPERTY.

Any Police Officer or Parking Control Officer may issue a citation to the owner or driver of, and/or may order the removal of, any vehicle that has been Parked on Public Property in violation of any prohibition contained in this Code to the extent authorized by this Code and applicable state and federal law.

SEC. 4.4. DIVERTING OF TRAFFIC AND TEMPORARY PARKING

RESTRICTIONS.

A Police Officer may divert traffic from any street or area when made necessary or advisable by any parade, public assemblage, film or video production, traffic congestion, conflagration, building collapse, obstruction on or damage to any street or any other emergency.

ARTICLE 5: BICYCLE MESSENGER BUSINESS REGULATION

SEC. 5.1. RESPONSIBILITY OF BICYCLE MESSENGER BUSINESS;

IDENTIFICATION REQUIRED FOR EMPLOYEES AND BICYCLES.

Every person, firm, partnership, joint venture, association or corporation which engages, either on behalf of itself or others, in delivering articles of any kind by bicycle, except newspaper businesses making deliveries by bicycle, shall require each of its bicycle-riding employees while making deliveries, or otherwise riding a bicycle on behalf of the business, to have on his or her person a current California Driver's License or a California Identification Card issued by the Department of Motor Vehicles or a photo identification including name, residence address and date of birth, issued by said business for which the employee is making bicycle deliveries. Said business shall also provide identification of the business on its bicycles by affixing to the rear of each bicycle seat, and maintaining, in such a way as to be visible when the bicycle is in use, a sign with the business name and the bicycle's individual identification number, in a print of 72-point height and Helvetica medium-face type.

SEC. 5.2. RESPONSIBILITY OF BICYCLE-RIDING EMPLOYEES.

Any person while making deliveries, or otherwise riding a bicycle on behalf of a business making deliveries by bicycle, shall comply with the provisions of Section 98 of this Division I.

SEC. 5.3. REGISTER AND DAILY LOG.

Each business making deliveries by bicycle shall maintain a register of all bicycle-riding employees including each employee's name, residence address, date of birth,

photograph and individual bicycle identification number required in Section 5.1. Each such business shall also keep a daily log which lists the name of each messenger working that day and the bicycle number assigned to each messenger for that day. Such register and daily log shall be made available for inspection by a representative of any law enforcement agency at all times during regular business hours.

ARTICLE 6: BICYCLE REGISTRATION PROGRAM

SEC. 6.1. VOLUNTARY REGISTRATION.

(a) Voluntary Registration. Any bicycle owner, including the owner of a business that rents bicycles, may register a bicycle in accordance with regulations of the San Francisco Police Department. Such regulations shall designate locations including commercial bicycle dealers and public events where bicycle registration may be conducted.

(b) Registration Records. The Chief of Police shall maintain records of bicycle registration that include the bicycle serial number, the registration number, a description of the bicycle, the name, address and telephone number of the registered owner, and such other information that the Chief concludes will deter theft, impede frequency of and facilitate recovery of a stolen bicycle.

(c) Bicycle Registration Program. When the Police Department takes possession of a registered bicycle, the Department shall utilize registration records to notify the registered owner where the bicycle may be recovered from the Police Department.

(d) Bicycle Safety Education. Bicycle and public safety or other relevant educational information that has been approved by the Chief of Police and the Bicycle Advisory Committee may be distributed to bicycle registrants at the time the registration is completed.

(e) Registration Confidentiality. The disclosure of personal information about a registered bicycle owner constitutes an unwarranted invasion of personal privacy. Such information shall not be disclosed except where necessary to the administration of the bicycle registration program and the detection of bicycle theft and the recovery of stolen bicycles.

(f) Report of Program. The Chief of Police shall submit a quarterly report on voluntary bicycle registration to the Board of Supervisors, the Police Commission, the Municipal Transportation Agency, and the Bicycle Advisory Committee. The report shall include the following:

- (1) The total number of bicycles registered to date, and the number of all bicycle registrations completed during the quarter;
- (2) The number of bicycles found or recovered by the Police Department during the quarter;
- (3) The number of registered bicycles found or recovered during the quarter;
- (4) The number of bicycles that have been reported stolen during the quarter; and
- (5) The number of bicycles in storage at the end of the quarter, and the number of bicycles that were disposed of during the quarter by return to owner, sale, dismantling, or any other means.

(g) Termination of Program. In the event this Article is repealed, or the bicycle registration program is otherwise suspended or terminated, the Chief of Police shall notify all persons of such termination or suspension who have registered a bicycle within the previous five years.

SEC. 6.2. ADMINISTRATIVE FEE.

(a) Registration Fee. Upon registration of a bicycle, the Police Department shall collect a fee in the amount of \$5.00 to recover costs incurred by the Police Department in all aspects of the administration of the bicycle registration program. Such fee shall be \$5.00 and shall not exceed costs necessary to the administration of the bicycle registration program and to the promotion of safe bicycling in San Francisco. The promotion of safe bicycling in San Francisco shall include efforts by the Police Department to help bicycle owners to remember the serial numbers of their bicycles, and to encourage bicycle owners properly to lock their bicycles. The administrative costs may include, but not be limited to, supplies, computer equipment, and personnel costs. The fee shall not be subject to the reimbursement provisions of Chapter 10C of the Administrative Code.

(b) Filing Fee. The San Francisco Police Department shall collect a fee in the amount of \$1.00 for the replacement of a bicycle registration certificate, the filing of a change of address by the registered owner, or the filing of a transfer of ownership.

(c) The fees shall be evaluated and reviewed annually pursuant to the San Francisco Administrative Code. In the event an ordinance that could repeal this Article so as to terminate or substantially diminish the protections afforded by the bicycle registration program is reintroduced before the Board of Supervisors, the Chief of Police shall cause notice of the prepared ordinance to be mailed to all persons who have registered within the immediately preceding five years of the date of introduction of the prepared ordinance.

(d) Deposit of Revenue. The revenue received by the Police Department through the collection of the administrative fee shall be deposited with the City and County Treasurer.

SEC. 6.3. BICYCLE REGISTRATION FUND.

(a) Establishment of Fund. There is hereby established the Bicycle Registration Fund (the "Fund") for the purpose of the deposit and the expenditure of administrative fees collected by the Police Department for the registration of bicycles pursuant to this Article.

(b) Appropriation of Funds. Subject to the budgetary, fiscal and procurement provisions of the Charter, funds shall be appropriated by the Board of Supervisors to reimburse the Police Department for the costs of departmental administration of the bicycle registration program, and for public information that is administered by the Police Department that promotes safe bicycling in San Francisco.

(c) Report of Expenditures. The Chief of Police shall submit a quarterly report to the Board of Supervisors, the Police Commission, the Municipal Transportation Agency, and the Bicycle Advisory Committee that states the expenditures from the Fund for that quarter. The quarterly report shall state the amount of revenue deposited in the Fund, the remaining balance at the end of the quarter, and an itemization of expenditures and the purpose of each expenditure.

(d) Balance of Fund. The balance remaining in the Bicycle Registration Fund at the end of each fiscal year shall be carried forward in the Fund to the following fiscal year for the purposes provided by this Section.

ARTICLE 7: PARKING AND TRAFFIC ENFORCEMENT FUNDS AND FEES

SEC. 7.1. ADMINISTRATIVE FEE– POLICE DEPARTMENT AND MUNICIPAL TRANSPORTATION AGENCY.

(a) A fee to reimburse the City and County for costs incurred in the administration of the procedures for removing vehicles shall be charged by the San Francisco Police Department to the owner of a vehicle removed pursuant to Sections 22651(h), 22651(p), 22655.5 or 22850.5 of the Vehicle Code. Such charges collected for the removal or storage of vehicles shall not be subject to the reimbursement provisions of Chapter 10C of the Administrative Code.

(b) The Chief of Police shall propose the fee authorized by Subsection (a). The fee shall not go into effect until approved, by resolution, by the Board of Supervisors. The fee shall not exceed an amount that covers the City's average actual costs for the removal, impoundment, storage, and release of vehicles. The fee imposed pursuant to this Section shall not be taken into account in determining the maximum fee that may be charged by the tow car operator to the owner of a removed vehicle as provided in this Code, nor shall the administrative fee imposed pursuant to this Section be taken into account in determining whether a fee charged by the tow car operator to the owner of removed vehicle is excessive.

(c) The Chief of Police, with the approval of the Police Commission, is hereby authorized to adopt such rules, regulations and procedures as he or she determines are necessary for the department to impose, collect and administer the fee imposed by this Section.

SEC. 7.2. TRAFFIC OFFENDER FUND.

(a) Establishment of Fund. There is hereby established a special fund for the purpose of receiving and expending fees collected for the impoundment of vehicles from the

public right of way. Said special fund shall be known and designated as the Traffic Offender Fund.

(b) Expenditure of Monies. The appropriation of all monies in the Traffic Offender Fund ("Fund") shall be made exclusively for the purposes of the Traffic Offender Program. The Traffic Offender Program shall include the enforcement of, education for, and prosecution of a suspended or revoked driving privilege, unlicensed driver, and persons driving under the influence of alcohol or drugs. Expenditures shall include, but not be limited to, purchase of equipment, contractual services, material and supplies, any other technology necessary to prosecute the case, and personnel costs, including salary and benefits for a Deputy District Attorney and a part-time law clerk, specifically provided to the program. The administration of the Fund shall conform to the provisions of the Charter, annual appropriation ordinance, and the procurement procedures as prescribed by the Controller and the Office of Contract Administration.

(c) Accumulation of Monies in Fund. The balance remaining in the Traffic Offender Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose and shall be carried forward and accumulated in said Fund for the purposes recited herein.

SEC. 7.3. USE OF PARKING METER AND GARAGE REVENUE-- ESTABLISHMENT OF PARKING REVENUE FUND.

All funds obligated to pay debt service from the Parking Revenue Fund, the Parking Meter Revenue Account, or the Off-Street Parking Fund pursuant to Section 213 of the former San Francisco Traffic Code, shall continue to be used for such purposes pursuant to all approved debt and contractual obligations existing as of January 1, 2008. Any subsequent expenditures from such funds shall be made in accordance with Section 8A.105 of the San Francisco Charter.

SEC. 7.4. SERVICE AUTHORITY ESTABLISHED.

(a) A Service Authority for the Abatement of Abandoned Vehicles is hereby established pursuant to the provisions of Section 22710 of the Vehicle Code. The members

of the Municipal Transportation Agency Board of Directors shall serve ex officio as the members of the Service Authority for the Abatement of Abandoned Vehicles. Except as otherwise provided in this Article 7, the Service Authority shall have all of the powers and be subject to all of the conditions, restrictions and obligations that are set forth in Section 22710 of the California Vehicle Code.

(b) Imposition of a service fee of \$1 on vehicles registered to an owner with an address in the City and County of San Francisco for deposit in the Abandoned Vehicle Trust Fund, as permitted by Section 9250.7 of the Vehicle Code, is hereby approved, and the Service Authority for the Abatement of Abandoned Vehicles is authorized to enact a resolution imposing such service fee pursuant to said Section 9250.7.

ARTICLE 8: ABATEMENT OF NUISANCE VEHICLES FROM PRIVATE PROPERTY

SEC. 8.1. PUBLIC NUISANCE: FINDINGS AND DECLARATIONS.

The Board of Supervisors makes the following findings and declarations:

The accumulation and storage of abandoned, wrecked, dismantled, or inoperative vehicles or parts thereof on private property or Public Property creates conditions tending to reduce the value of private property, to promote blight and deterioration, to invite plundering, to create fire hazards, to constitute an attractive nuisance creating a hazard to the health and safety of minors, to create harborage for rodents and insects and to be injurious to the health, safety and general welfare. Accordingly, the presence of an abandoned, wrecked, dismantled or inoperative vehicle or parts thereof, on private property or Public Property, except as expressly permitted by the San Francisco Municipal Code, is hereby declared to constitute a public nuisance that may be abated as such in accordance with applicable laws.

SEC. 8.2. DEFINITIONS.

(a) The term "abandoned vehicle" means any vehicle, or part thereof, left Parked or otherwise unattended for 72 or more consecutive hours.

(b) The term "cost of removal" means the actual cost incurred by the Director of Public Health in removing, causing the removal of, storing of and/or disposing of abandoned, wrecked, dismantled or inoperative vehicle(s) and/or vehicle parts.

(c) The term "cost of administration" means the cost incurred by the Director of Public Health in carrying out the requirements of this Article, not including the cost of removal.

(d) The term "hearing officer" means the Director of Public Health.

(e) The term "order" means the official findings and conclusions arrived at by the Director of Public Health following a public hearing conducted pursuant to this Article.

(f) The term "property owner" means the owner of the real property on which the vehicle(s) and/or vehicle parts are located, as shown on the last equalized assessment roll.

(g) The term "owner of the vehicle" or "vehicle owner" means the last registered owner and legal owner of record.

SEC. 8.3. EXCEPTIONS.

This Article shall not apply to:

(a) A vehicle or part thereof which is completely enclosed within a building or behind a fence in a lawful manner where it is not visible from the street or other Public Property or private property; or

(b) A vehicle or part thereof which is stored or Parked in a lawful manner on private property in connection with the business of a licensed dismantler, licensed vehicle dealer, or when such storage or Parking is necessary to the operation of a lawfully conducted business or commercial enterprise.

SEC. 8.4. SCOPE OF REGULATION.

This Article is not the exclusive regulation of abandoned, wrecked, dismantled or inoperative vehicles within the City. It shall supplement and be in addition to the other regulatory codes, statutes, and ordinances heretofore or hereafter enacted by the City, the State of California, or any other legal entity or agency having jurisdiction.

SEC. 8.5. ENFORCEMENT BY HEALTH DEPARTMENT.

Except as provided elsewhere in this Code, with respect to the abatement of abandoned vehicles from Public Property and private property, the provisions of this Article shall be administered and enforced by the Director of Public Health. The Director of Public

Health may enter upon private property to examine vehicle(s) or parts thereof, or obtain information as to the identity of a vehicle and to remove or cause the removal of a vehicle or part thereof declared to be a nuisance pursuant to this Code when there are reasonable grounds to believe that a vehicle or parts thereof is abandoned, wrecked, dismantled or inoperative.

SEC. 8.6. DIRECTOR OF TRANSPORTATION TO ENTER INTO CONTRACTS.

The Director of Transportation is hereby authorized to enter into contracts on behalf of the City for the removal and disposal of vehicles and/or vehicle parts which are ordered removed by the Director of Public Health, and the Municipal Transportation Agency may recover actual costs for such removal and disposal from the Department of Public Health. The Director of Public Health may charge the owner of the parcel of land on which the vehicle or part thereof is located a fee not in excess of actual costs of removal and disposal.

SEC. 8.7. INDEPENDENT CONTRACTORS.

When the Director of Transportation has contracted with or granted a franchise to any person or persons, such person or persons shall be authorized to enter upon private property or Public Property to remove or cause the removal of a vehicle or parts thereof declared to be a nuisance in this Code.

SEC. 8.8. FIXING COST OF ADMINISTRATION.

The Director of Public Health shall from time to time determine and fix an amount to be assessed as an administrative fee (excluding the actual cost of removal and disposal) for the actual costs of implementing this Article.

SEC. 8.9. AUTHORITY TO CAUSE ABATEMENT.

Upon discovering the existence of an abandoned, wrecked, dismantled, or inoperative vehicle, or parts thereof, on private property or Public Property within the City, the Director of Public Health shall have the authority to cause the abatement and removal thereof in accordance with the procedure prescribed herein and applicable state law.

SEC. 8.10. NOTICE OF INTENTION TO ABATE AND REMOVE ABANDONED VEHICLES.

A 10-day notice of intention to abate and remove the vehicle, or parts thereof, as a public nuisance shall be mailed by registered or certified mail to the property owner and to the vehicle owner, unless the vehicle is in such condition that identification numbers are not available to determine ownership. The notice of intention shall be in substantially the following form:

NOTICE OF INTENTION TO ABATE AND REMOVE AN ABANDONED, WRECKED,
DISMANTLED, OR INOPERATIVE VEHICLE OR PARTS THEREOF AS A PUBLIC
NUISANCE

[name and address of property owner]

This is to notify you, the property owner shown on the last equalized assessment roll of the property located at [address] ("Property"), that the Department of Public Health has determined that there are abandoned, wrecked, dismantled or inoperative vehicle(s) and/or vehicle parts registered to [name of vehicle owner], license number [vehicle license number(s) if identifiable], located on the Property which constitute(s) a public nuisance pursuant to the provisions of San Francisco Transportation Code Article 8.

You must abate the nuisance by removing the vehicle and/or vehicle parts within 10 days from the date of this notice. If you do not remove the vehicle or request a hearing within 10 days, the Department of Public Health will undertake to abate the nuisance. The cost of abatement by the Department of Public Health, including administrative costs, may be assessed to you as owner of the Property.

How to Request a Public Hearing

As owner of the Property, you may request a public hearing within 10 days by submitting a written request to the Department of Public Health, at [mailing address, fax number, email address]. Any request for a public hearing must be postmarked no later than the 10th day following the date of this notice. If you do not make a request for a public hearing within 10 days, the Director of Public Health has the authority to abate and remove the vehicle and/or vehicle parts as a public nuisance, and to assess the costs, including administrative costs, to you.

How to Request a Hearing for which Your Presence is not Required

You may submit a signed written statement within such 10-day period denying responsibility for the presence of the vehicle and/or vehicle parts on the Property and explaining the reason why you should not be held responsible for the removal of the vehicle(s) and/or vehicle parts, or for the cost of their removal. Any such statement must be postmarked no later than the 10th day following the date of this notice, and will be construed as a request for hearing at which your presence is not required.

Right to Appear in Hearing

You may appear in person at any hearing requested by you or the owner of the vehicle, or, in lieu thereof, may present a signed written statement in time for consideration at such hearing.

Notice Mailed _____	s/ _____
[Date]	[Locally Designated Officer]

NOTICE OF INTENTION TO ABATE AND REMOVE AN ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE VEHICLE OR PARTS THEREOF AS A PUBLIC NUISANCE

[Name and address of last registered and/or legal owner of record of vehicle— notice should be given to both the property owner and the vehicle owner if different]

This is to notify you, the last registered and/or legal owner(s) of record of the following vehicle(s): [make, model year, color of vehicle], license number [vehicle license number(s) if identifiable], that the Department of Public Health has determined that said vehicle(s) and/or parts of vehicles are abandoned, wrecked, dismantled or inoperative at the property located at [address] ("Property"), and constitute(s) a public nuisance pursuant to the provisions of San Francisco Transportation Code Article 8.

You are hereby notified to abate said nuisance by the removal of said vehicle(s) and/or parts of vehicles within 10 days from the date of mailing of this notice.

How to Request a Public Hearing

As owner of the Property, you may request a public hearing within 10 days by submitting a written request to the Department of Public Health, at [mailing address, fax number, email address]. Any request for a public hearing must be postmarked no later than the 10th day following the date of this notice. If you do not make a request for a public hearing within 10 days, the Director of Public Health has the authority to abate and remove the vehicle and/or vehicle parts as a public nuisance.

Notice Mailed _____	s/ _____
[Date]	[Locally Designated Officer]

SEC. 8.11. REQUEST FOR PUBLIC HEARING BY INTERESTED PARTIES.

Upon written request by the vehicle owner or the property owner received by the Director of Public Health within 10 days after the date of the notices of intention to abate and remove, a public hearing shall be held by the Director of Public Health on the question of abatement and removal of the vehicle or parts thereof as an abandoned, wrecked, dismantled or inoperative vehicle, and the assessment of the administrative costs and the cost of removal of the vehicle or parts thereof against the property on which it is located.

If the property owner submits a sworn written statement denying responsibility for the presence of the vehicle on the property within such 10-day period, said statement shall be construed as a request for a hearing which does not require the attendance of the property owner. Notice of the hearings shall be mailed, by registered or certified mail, at least 10 days before the hearing to the property owner and to the vehicle owner, unless the vehicle is in such condition that identification numbers are not available to determine ownership. If such a request for hearing is not received within 10 days after mailing of the notice of intention to abate and remove, the City shall have the authority to abate and remove the vehicle or parts thereof as a public nuisance without holding a public hearing.

SEC. 8.12. CONDUCT OF HEARING: NOTIFICATION OF FINDINGS: IMPOSITION OF COSTS.

All hearings conducted pursuant to this Article shall be held before the Director of Public Health. Testimony at the hearing may include the testimony on the condition of the vehicle or parts thereof and the circumstances concerning its location on the said private property or Public Property. The Director of Public Health shall not be limited to the judicial rules of evidence. The property owner may appear in person at the hearing or present a sworn written statement in time for consideration at the hearing, and deny responsibility for the presence of the vehicle on the property, stating the reasons for such denial.

The Director of Public Health may impose such conditions and take such other action as he or she deems appropriate under the circumstances to carry out the purpose of this Article. The Director of Public Health may delay the time for removal of the vehicle or parts thereof, if in his or her opinion, the circumstances justify it. At the conclusion of the public hearing, the Director of Public Health may find that a vehicle or parts thereof has been abandoned, wrecked, dismantled, or is inoperative on private property or Public Property and order the same removed from the property as a public nuisance, and may determine the administrative costs and the cost of removal and disposal to be charged against the property owner. The order requiring removal and disposal shall include a description of the vehicle or parts thereof and the correct identification number and license number of the vehicle, if available.

If it is determined at the hearing that the vehicle was placed on the land without the consent of the property owner and that the property owner has not subsequently acquiesced in its presence, the Director of Public Health shall not assess the costs of administration or removal or disposal of the vehicle against the property upon which the vehicle is located or otherwise attempt to collect such costs from the property owner.

If the property owner submits a sworn written statement denying responsibility for the presence of the vehicle on the property but does not appear, or if an interested party makes a written presentation to the Director of Public Health but does not appear, the property owner shall be notified in writing of the decision.

SEC. 8.13. DISPOSAL OF VEHICLE.

Five days after adoption of the order declaring the vehicle or parts thereof to be a public nuisance or five days from the date of mailing of notice of the decision if such notice is required by Section 8.12, the vehicle or parts thereof, shall be removed and disposed of in accordance with applicable legal requirements.

SEC. 8.14. NOTICE TO DEPARTMENT OF MOTOR VEHICLES.

Within five days after the date of removal of the vehicle or parts thereof, notice shall be given to the Department of Motor Vehicles identifying the vehicle or parts thereof removed. At the same time there shall be transmitted to the Department of Motor Vehicles any evidence of registration available, including registration certificates, certificates of title and license plates.

SEC. 8.15. ASSESSMENT OF COSTS AGAINST LAND.

If the administrative costs and the cost of removal which are charged against the property owner pursuant to Section 8.12 are not paid within 30 days of the date of the order, such costs shall be assessed against the parcel of land pursuant to Section 25845 of the Government Code and shall be transmitted to the Tax Collector for collection. Said assessment shall have the priority as other City taxes.

SEC. 8.16. IMPOSITION OF FINE ON THE OWNER OF AN ABANDONED VEHICLE.

The Director of Public Health is hereby authorized to impose a fine upon the owner of any vehicle removed this Article, in accordance with Section 22523 of the Vehicle Code, for the reimbursement of the costs of removal and administration of the abandoned vehicle program.

SEC. 8.17. CONTINUING APPROPRIATION ACCOUNT.

There is hereby created in the General Fund a continuing appropriation account entitled "The Abandoned Vehicle Abatement and Removal Fund." This account shall be credited with such sums as may be appropriated by the Board of Supervisors, amounts collected by the Director of Public Health or the Director of Transportation, sums received in payment of special assessments and moneys received from the Abandoned Vehicle Trust Fund pursuant to Section 9250.7 of the California Vehicle Code. Expenditures from said Fund

shall be made to pay for the abatement and removal of nuisances pursuant to this Article. All moneys received from the Abandoned Vehicle Trust Fund shall be segregated and used only for abatement, removal and disposal of abandoned, wrecked, dismantled or inoperative vehicles or parts thereof. In the event that the unexpended balance in said account, excluding moneys received from the Abandoned Vehicle Trust Fund, shall exceed \$200,000, such excess shall be transferred to the unappropriated balance of the General Fund.

ARTICLE 9: TEMPORARY USE OR OCCUPANCY OF PUBLIC STREETS

SEC. 9.1. INTERDEPARTMENTAL STAFF COMMITTEE ON TRAFFIC AND TRANSPORTATION (ISCOTT).

There is hereby established a committee to be known as the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT), consisting of the department heads or their designated representatives from the following departments and agencies: Municipal Transportation Agency, Public Works, Police, Fire, Public Health, and Entertainment Commission. The Director of Transportation or his or her designee shall serve as Chair of ISCOTT. The Director of Administrative Services or his or her designee shall review recycling plans submitted pursuant to Section 9.5 and recommend any conditions to ISCOTT that should be imposed on any applicant. In exercising its powers the Committee shall consult with any other City department or agency that could be affected by any temporary use or occupancy of a public street. The Committee shall have the authority to take all acts reasonably necessary for it to carry out any duties imposed upon it by law. Before acting on any application for temporary use or occupancy of public streets, street fair or an athletic event, ISCOTT shall conduct a public hearing at a publicly noticed time and place to be determined by the Committee.

SEC. 9.2. REQUEST FOR PERMISSION FOR TEMPORARY USE OR OCCUPANCY OF PUBLIC STREETS; PROCEDURE.

(a) Any person seeking permission for the temporary use or occupancy of a public street within the City shall file an application with, and on a form provided by, the SFMTA, and shall pay the filing fee established by the SFMTA Board of Directors.

(b) An application shall not be accepted or approved for a proposed temporary use or occupancy scheduled to occur fewer than 30 calendar days after the application is submitted to the Municipal Transportation Agency, except as follows in this paragraph:

(i) An application for a proposed temporary use or occupancy scheduled to occur fewer than 30 calendar days after the application date may be filed for emergency consideration. The Director of Transportation shall consider the request if the applicant has demonstrated that an extraordinary emergency exists that requires the closing of a street, and provided that there is adequate time available for the Municipal Transportation Agency to conduct the required public hearing and post notice of the scheduled hearing at least 72 hours in advance of the hearing.

(ii) The Mayor's Film and Video Arts Commission (the "Film Commission"), or other successor commission or division of the Mayor's office, may file with the Director of Transportation an application on behalf of a film or other video production company (which company shall be responsible for the payment of all applicable fees) for a proposed temporary use or occupancy scheduled to occur fewer than 30 calendar days after the application date, provided that there is adequate time available for the Director of Transportation to conduct the required public hearing and post notice of the scheduled hearing at least 72 hours in advance of the hearing. The Film Commission (or the film company on whose behalf the application was made) shall (A) notify residents, merchants and other occupants of the public street(s) to be closed of the dates proposed for street closure, and (B) notify any and all affected City departments, including the Police Department and the Department of Public Works.

(c) The completed application shall include, when applicable, maps and/or drawings which identify the streets that would be affected, describe the scope and design of the event, including illustrations of the location of staging, food booths, seating, and a diagram of an emergency access plan. In addition, the Director of Transportation may request such additional information as is necessary to allow ISCOTT to make an informed

evaluation of the proposed temporary use or street occupancy. In the case of "major events," as defined in Section 9.3, applicants shall submit an emergency medical services plan.

(d) Applicants shall be responsible for posting notice of the public hearing at least seven calendar days prior to the hearing at which the application will be reviewed by ISCOTT. Such notice shall include a description of the streets that would be affected and shall be posted in the area of the proposed temporary use or street occupancy according to rules and regulations prescribed by the Director of Transportation. A declaration under penalty of perjury shall be submitted to the Director of Transportation by the applicant attesting that the required public notices have been posted.

(e) ISCOTT Review and Approval Process. In reviewing an application, ISCOTT shall: Consider the impact of the temporary use or occupancy of public streets on the traffic, security, health, and safety of the public; determine the traffic, security, health, and safety requirements of the proposed temporary use or occupancy; and evaluate the measures proposed by the applicant to satisfy those requirements. For major events, ISCOTT shall forward the applicant's proposed emergency medical services plan to the Director of Emergency Medical Services and Emergency Operations Section (EMSEO). ISCOTT shall consider the recommendations of EMSEO regarding the proposed emergency medical services plan. It shall be the duty of ISCOTT to also consider the following:

(1) Demonstrated ability of the applicant to comply with requirements necessary to protect the safety, health, and welfare of the public.

(2) Duration of the temporary use or street occupancy and the City's ability to accommodate such use or occupancy with the necessary resources.

(3) Overextension of the City's resources because of previously approved temporary use or occupancy of public streets or other activities that could cause scheduling conflicts during the same period.

(4) The availability of an appropriate emergency access plan.

(5) The number of major events (as defined in Section 9.3 below) scheduled during the period for which the applicant seeks a permit, the nature and location of the major events,

and the demand these major events will have on the City's resources, including its police, emergency and sanitation personnel. In considering the major events for which applications have been filed and/or approved, ISCOTT should give priority based on the chronological order in which the applications are received, and applicants denied permission on the basis that there are too many major events already approved or pending for approval shall be offered alternative dates by ISCOTT. Notwithstanding this provision, ISCOTT may, in its discretion, grant preference to recurring events traditionally or historically associated with a particular day or dates, provided that applications, once approved, cannot be revoked because of the subsequent filing of an application for a permit for an event traditionally or historically associated with a particular day or dates.

(6) If the application is related to a filming project to be conducted by the applicant, ISCOTT shall notify the Film Commission (or other successor commission or division of the Mayor's office) and shall consider such conditions and criteria as the Film Commission shall attach to the application.

(f) ISCOTT may impose additional requirements or conditions it deems necessary to protect the public interest by ensuring traffic management, security of property and health and safety of citizens. At the time ISCOTT reviews the application, it shall also determine the necessity of and the total estimated actual costs incurred by the Municipal Railway to run motor coaches to accommodate the rerouting of electrically powered transit vehicles because of restrictions which are imposed by the temporary street closing. The applicant shall pay a fee to the SFMTA based on the number of electrically powered vehicle hours per line affected. For purposes of this provision, "vehicle hour" shall mean the number of hours each coach on a line is in operation during the day of the street closing. If the application is approved, ISCOTT shall transmit to the applicant an invoice for the fee. The applicant shall make full payment of the fee no later than five days prior to the date of the street closing, or in accordance with a schedule agreed to by the Director of Transportation. ISCOTT shall not disapprove any application for a temporary use or occupancy of public streets because of the applicant's political, religious, or cultural orientation.

(g) ISCOTT shall take action to approve or disapprove an application within 30 days of receipt of a complete application. Notice of ISCOTT's action of approval or disapproval shall be submitted to the Chief of Police; the Fire Chief; the Director of Public Health; the Director of Public Works; and the Executive Director of the Entertainment Commission, and be maintained as a matter of record. For major events, notice of ISCOTT's action of approval or disapproval shall also be submitted to the Director of EMSEO.

(h) Appeals Process. Should the application be disapproved by ISCOTT, the applicant may first appeal the decision to the Director of Transportation if the application was filed at least 30 days prior to the date of the proposed temporary use or occupancy. Such appeal shall be made by filing the appeal with the Director of Transportation on a form provided by the Municipal Transportation Agency within five working days of disapproval. Upon receipt, the Director of Transportation shall set a time and place for hearing such appeal. In considering the appeal the Director of Transportation shall conduct a public hearing for which notice shall be posted at least 72 hours in advance of the hearing at the Municipal Transportation Agency, at the main library, and at the Office of the Clerk of the Board of Supervisors.

(i) At the appeal hearing, the appellant and members of ISCOTT shall have an opportunity to present oral testimony and written materials in support of their positions. The Director of Transportation shall consider the same criteria as set forth in Section 9.2(e). Upon hearing the appeal, and after any further investigation by the Director of Transportation, the Director of Transportation may affirm, reverse, or modify the ISCOTT decision. Notice of the Director of Transportation's action of approval or disapproval shall be submitted to the Chief of Police, the Fire Chief, the Director of Public Health, the Director of Public Works, and the Executive Director of the Entertainment Commission and shall be maintained as a matter of record.

(j) If the Director of Transportation denies the application after the appeal described in the preceding paragraph, the applicant may then appeal the decision to the Board of Supervisors. Such appeal shall be made by filing the appeal with the Clerk of the

Board, on a form provided by the Clerk, within five working days of the Director of Transportation's disapproval. The Board may establish a fee to be imposed upon the filing of any such appeal. Upon receipt, the Clerk shall set a time and place for hearing such appeal by the Board of Supervisors, which hearing shall be at the Board's next regular meeting, provided that all applicable public notice requirements are satisfied. The Board shall conduct the hearing according to the same standards of review as set forth in Section 9.2(e) hereof. Upon hearing the appeal, and after any further investigation that the Board may request, the Board may affirm, reverse or modify the Director of Transportation's decision. The decision of the Board regarding the appeal shall be final. The Clerk of the Board shall transmit copies of any legislation approving a temporary street closing to the Director of Public Works, Chief of Police, the Fire Chief, the Superintendent of Emergency Hospital Service of the Department of Public Health, the Executive Director of the Entertainment Commission, and to the Director of Transportation. For major events, the Clerk shall transmit copies of any legislation approving a temporary street closing to the Director of EMSEO.

(k) Any permission for the temporary use of occupancy of a public street authorized pursuant to these provisions shall be subject to the conditions set forth in Sections 9.7 and 9.8.

(l) Late Application. Should the applicant file an application for a proposed temporary use or occupancy fewer than 30 days prior to the date of the proposed use or occupancy, and not far enough in advance of the proposed use or occupancy to allow ISCOTT to consider the application at a regularly scheduled meeting of ISCOTT, then the Director of Transportation shall have the responsibility and duty to consider and approve or disapprove the application after consulting with the members of ISCOTT. The Director of Transportation shall conduct a public hearing for which notice shall be posted at least 24 hours in advance of the hearing at the Municipal Transportation Agency, the main library, and at the Office of the Clerk of The Board of Supervisors. At the hearing, the applicant and interested persons shall have an opportunity to present oral testimony and written materials in support of their position. The Director of Transportation shall conduct the hearing according

to the same standards of review as set forth in Section 9.2(e) hereof. Notice of the Director of Transportation's action of approval or disapproval shall be submitted to the Chief of Police, the Chief of the Fire Department, the Director of Public Health, the Director of Public Works, and the Executive Director of the Entertainment Commission, and shall be maintained as a matter of record. In the event the Director of Transportation disapproves the application, the applicant shall have the right to appeal the Director of Transportation's decision to the Board of Supervisors in accordance with the same terms and conditions as set forth in Section 9.2(e).

SEC. 9.3. MAJOR EVENTS DEFINED.

"Major events" are those events, including athletic events and street fairs, involving any of the following: The use or occupancy of more than five blocks, the expected attendance or participation of more than 1,000 people at any one time, or the rerouting of more than three Municipal Railway transit lines. "Major events" shall also include any sports events at Candlestick Park with expected attendance of more than 50,000 people, or any parade governed by the provisions of Police Code Section 366 et seq.

SEC. 9.4. INSURANCE.

Sponsors of major events shall be required to provide an insurance policy naming the City as an additional insured, in a form approved by the Office of Risk Management. Coverage shall be in an amount of \$1,000,000 or more, as determined by the Office of Risk Management. This insurance requirement shall be waived by the Committee of the Board where the event constitutes the exercise of rights protected under the First Amendment to the United States Constitution, and the event sponsor submits a sworn statement of indigence.

SEC. 9.5. RECYCLING, COLLECTION AND DISPOSITION.

(a) Any applicant seeking permission for the temporary use or occupancy of a public street, a street fair or an athletic event within the City and County for an activity or special event that includes dispensing of beverages from glass, aluminum, or plastic containers, or which causes to be generated large amounts of other recyclable materials, shall be required to submit a plan demonstrating a good-faith effort to provide a method to

separate glass, aluminum and plastic beverage containers or other materials for the purpose of recycling.

(b) Disposition of Recyclable Materials. Prior to the review by ISCOTT of such application, the applicant shall submit to the chair of ISCOTT the following information:

(1) A plan which describes the number and location of source-separated recycling containers which are necessary to ensure convenient utilization and protect public health and safety; and

(2) Documentation that collection services shall be performed by a private or nonprofit source.

(c) Collection of Recyclable Containers. At the time ISCOTT considers the application, it shall determine that all of the necessary information has been submitted and that the measures proposed by the applicant shall provide for the collection and disposition of source-separated materials. The applicant shall pay a deposit in the amount of \$100, for each day of the event, to the Director of Public Works, at the time the application is filed, which shall be forfeited if applicant fails to collect recyclable materials and deposit said materials at a recycling facility. Such deposit shall be refunded in full to the permittee, by the Director of Public Works, upon receipt of documentation which verifies that the collected material was disposed at an appropriate recycling facility.

(d) The Director of Public Works shall maintain records for a period of three years which document the recycling performance of the applicant when a temporary use of a public street is permitted. If an applicant for a temporary street closing, street fair or athletic event has been granted approval in the past pursuant to a permit issued by the City and County of San Francisco and failed to collect and dispose recyclable beverage containers, ISCOTT may require the applicant to pay a deposit in an amount greater than that normally required, so long as the increased amount is reasonably related to the anticipated costs of collecting and disposing of recyclable materials. However, if an applicant who has failed to comply with a recycling plan in the past has, since that occurrence, temporarily used a public street, or

sponsored a street fair or athletic event pursuant to a permit and has complied with a recycling plan, the amount of the deposit normally required of applicants shall apply.

(e) The Director of Administrative Services shall promulgate any rules and regulations necessary or appropriate to carry out the purposes and requirements of this Article. Before issuing or amending any rules or regulations, the Director of Administrative Services shall provide a 30-day public comment period by providing published notice in an official newspaper of general circulation in the City of the intent to issue or amend the regulations.

SEC. 9.6. TEMPORARY USE OF STREETS FOR STREET FAIRS.

(a) Definitions. For the purpose of this Section, the following definitions shall apply:

(1) To "issue" a permit is to deliver to an applicant for a street fair permit written permission to sponsor or hold a street fair at a specified date and location.

(2) "Sponsor" means that organization responsible for organizing a street fair and authorized to represent the street fair before City agencies and officials.

(3) A "street fair" means a social or community event, not including an athletic event or parade, in which any group of persons convene to celebrate their community or neighborhood on any street in the City and County of San Francisco which event obstructs or interferes with the normal flow of vehicular traffic.

(b) Applying for Temporary Use of Street for Street Fair. Notwithstanding any other provisions of this Code or the San Francisco Administrative Code, the regulation of street fairs, including the processes for obtaining permits from the City for conducting these street fairs and the payment of associated fees to the City, shall be governed by this Section. In order to provide for the safe, orderly and cost-effective conduct of street fairs, any organization seeking permission for the temporary use of a street for the purpose of conducting a street fair shall file an application with the Director of Transportation no later than 90 days prior to the proposed date for the event. Applications shall be submitted on forms prepared by the Director of Transportation after conferring with the appropriate representatives from the Police Department, Fire Department, Department of Public Health,

the Department of Public Works, and the Entertainment Commission. At the time of filing an application under this Section, the sponsoring organization shall also file an application fee established by the Municipal Transportation Agency Board of Directors.

(c) Timeliness of Applications. No person submitting an application after the deadlines set forth in this Article shall be granted permission to conduct a street fair in the corresponding period unless the person demonstrates to the satisfaction of the Director of Transportation that the failure to submit a timely application was justified by extraordinary circumstances; provided, however, that in no event shall an applicant be permitted to file an application less than 60 days prior to the proposed date for the event. A late fee established by the Municipal Transportation Agency Board of Directors shall be assessed for untimely filed applications.

(d) Review of Application.

(1) Upon receiving an application for permission for the temporary use of a street for purposes of conducting a street fair, the Director of Transportation shall review the application to determine whether the information required in the application has been provided. If the Director of Transportation determines that the applicant has failed to provide the information required, the Director of Transportation shall, within five business days of receiving the application, notify the applicant of what additional information is required. If the applicant fails to provide the additional information required within five business days of notification by the Director of Transportation, the applicant's application shall be deemed to be untimely filed; provided, however, that upon good cause shown the Director of Transportation may extend this five-day period. Except as provided in Subsection (2) of this Section, the Director of Transportation shall transmit the completed application to ISCOTT.

(2) If, upon reviewing the application, the Director of Transportation determines that the proposed street fair will be contained within one block in such a manner that no intersections will be closed, and that the proposed street fair will not require the rerouting of Municipal Railway vehicles, the Director of Transportation may grant the street fair permit without referring the application to ISCOTT, provided however that the Director of

Transportation shall transmit copies of the applications to the constituent members of ISCOTT for informational purposes. The Director of Transportation will calculate the fee to be charged to the sponsor using the same schedule and in the same manner as prescribed in Subsection (f) of this Section. If such a street fair will include the sale of food or beverages, the appropriate permits shall be obtained from the Department of Public Health no later than 14 days prior to the date of the event. If such a street fair will include the use of propane or butane (liquefied petroleum gas), open flames, pyrotechnics and fireworks, or tent or membrane structure, the appropriate permits shall be obtained from the Fire Chief no later than 10 days prior to the date of the event.

(e) Review by ISCOTT; Recommendation. Except as provided in Subsection (d)(2) of this Section, no later than 60 days prior to the proposed date of the street fair, ISCOTT shall review the application and shall recommend that the Director of Transportation grant, deny, or grant with conditions the application for a permit. The Director of Transportation may accept or reject the recommendation of ISCOTT, and may grant, deny or grant with conditions the application for a permit. Upon granting permission to conduct a street fair, the Director of Transportation shall cause all necessary permits to be issued to the sponsor of the street fair. If the Director of Transportation denies permission to conduct the street fair, the Director of Transportation shall state in writing his or her reasons for the denial.

(f) Fee. No later than 60 days prior to the proposed date of the street fair and in consultation with other City departments, ISCOTT shall determine the fee to be charged for the permit pursuant to the schedule below. No other fee for conducting a street fair shall be required or assessed. All fees paid by the sponsors for street fair permits shall be deposited in the City Treasury and allocated by the Controller to the appropriate City departments. The fee shall be based on the actual costs to the City of temporarily closing the street for the street fair, pursuant to the following fee schedule:

TABLE INSET:

(1) Fire Department:

(A) Application fee: \$135.00

(B) Inspection fee--Food vendors using propane, butane, charcoal briquettes or open flame:

(i) First Day of Street Fair:

1 to 10 food vendors: \$172.00

11 to 20 food vendors: \$342.00

21 to 30 food vendors: \$514.00

31 food vendors and over: \$685.00

(ii) Each Consecutive Day of Street Fair:

1 to 20 food vendors: \$172.00

21 food vendors and over: \$342.00

(C) LPG heaters: \$172.00 and \$43.00 for each hour after four hours of service. Whenever an LPG heater is used in a tent where a public assembly event is held, one inspector shall be on duty during the duration of the operation of the heater, pursuant to Section 2501.18.1 of the Municipal Fire Code.

(D) Tents or membrane structures

Permit fee: \$153.00

(E) Fireworks or pyrotechnics

Permit fee: \$94.00

(2) Department of Public Health: Application and permit fees payable to the Department of Public Health under this Section shall be the same as those charged for temporary food permits for special events as governed by Section 249.11 of the Business and Tax Regulations Code.

(3) Municipal Railway fee: Fee to be established by the Municipal Transportation Agency.

(4) (A) Street fairs where alcoholic beverages are served:

100 percent of the projected Police Department costs incurred by reason of the street fair, subject to the following caps:

TABLE INSET:

ATTENDANCE	MAXIMUM FEE
0 to 100,000 patrons	\$5,494.07
100,001 to 250,000 patrons	\$10,988.14
More than 250,000 patrons	\$21,976.28

TABLE INSET:

The Police Department, working with the sponsor, shall provide an estimate of attendance for the event for purposes of determining the applicable cap.

(B) Street fairs where alcoholic beverages are not served:

Police Department: 40 percent of the projected Police Department costs incurred by reason of the street fair; provided, that this fee shall not exceed \$2,793.49. ISCOTT shall waive all or part of this fee upon a showing that the sponsors of the event are unable to pay the full fee.

If the Director of Transportation grants the application for a permit, he or she shall transmit to the sponsor an invoice for the fee. The sponsor of the street fair shall make full payment of the fee no later than 10 days prior to the date of the event.

(g) Insurance. Street fair sponsors shall be required to file with the Director of Transportation proof of insurance in accordance with Section 9.7(l).

(h) Conditions. In addition to any other conditions imposed by the Director of Transportation, any street fair conducted pursuant to this Article shall be subject to the conditions set forth in Section 9.7.

(i) Appeals. Any appeal from the denial of the issuance of a permit to conduct a street fair, from the imposition of conditions on the issuance of a permit, or the determination or refund of fees shall be to the Board of Supervisors. Such appeal shall be made by filing with the Clerk of the Board, on a form provided by the Clerk of the Board, within 10 days of the Director of Transportation's approval or disapproval or the determination or refund of fees. The Board may establish a fee to be imposed upon the filing of any such appeal. Upon receipt, the Clerk shall set a time and place for hearing such appeal by the Board of Supervisors, which shall be at its next regular meeting in conformance with public notice requirements. At the appeal hearing, the appellant and Director of Transportation shall have an opportunity to present oral testimony and written materials in support of their positions. Upon hearing the appeal, and after any further investigation that the Board may request, the Board may affirm, reverse, or modify the Director of Transportation's decision on the issue appealed.

(j) Notice. The Director of Transportation shall transmit copies of the granting of permission to conduct a street fair to the Chief of Police, the Fire Chief, the Director of Public Works, the Executive Director of the Entertainment Commission, the Director of the Environmental Health Section of the Department of Public Health and the Superintendent of Emergency Hospital Service of the Department of Public Health.

(k) Authorization to Sell Goods; Unauthorized Sales. The sponsor of a street fair shall determine which individuals or organizations may sell goods or merchandise on a street

that has been closed for the purposes of conducting a street fair, provided, however, that such authorization shall not be withheld on the basis of the race, sex, religion, creed, national origin or sexual orientation of the person seeking such authorization. Individuals seeking to sell goods or merchandise in a street that has been closed for the purpose of a street fair without the authorization of a sponsor may be cited for violating San Francisco Police Code Section 869 (peddling without a permit). Nothing in this Section shall be construed to deprive the Department of Public Health of its authority to determine that foods or beverages may be sold.

(l) Refund of Fees. If for any reason a sponsor cancels a proposed street fair, the sponsor shall be entitled to a refund of that portion of the fees paid, other than application fees, representing the costs saved by City departments by reason of the cancellation of the street fair.

(m) Annual Reports. No later than December 1st of each year, the Chief of Police and the Director of Transportation shall provide to the Board of Supervisors written reports setting forth in detail the Police Department and Municipal Transportation Agency's costs, respectively, associated with street fairs for that year.

(n) Annual Adjustment of Fees. Fees set in this Section, including the caps on fees for police services, may be adjusted each year, without further action by the Board of Supervisors or the Municipal Transportation Agency Board of Directors, to reflect changes in the relevant Consumer Price Index, as determined by the Controller. No later than April 15th of each year, the officer, department, or agency administering the fees shall submit its current fee schedule to the Controller, who shall apply the Consumer Price Index adjustment to produce a new fee schedule for the following year. No later than May 15th of each year, the Controller shall file a report with the Board of Supervisors and the Municipal Transportation Agency Board of Directors reporting the new fee schedule and certifying that: (a) the fees produce sufficient revenue to support the costs of providing the services for which each fee is assessed, and (b) the fees do not produce revenue which is significantly more than the costs of providing the services for which each fee is assessed.

SEC. 9.7. CONDITIONS.

Any permission for the temporary use or occupancy of a public street authorized by the City shall be subject to the following conditions:

- (a) The temporary use or occupancy of a public street shall not unnecessarily obstruct or bar public access onto said street. Sidewalks shall remain open at all times for pedestrian use unless closure of the sidewalk is provided for by resolution of the Board of Supervisors explaining the reason for such closure.
- (b) No object of any nature shall be placed or maintained within 15 feet of any fire hydrant or within five feet of any fire alarm box or police call box.
- (c) No object of any nature shall be placed or maintained within any intersection or pedestrian crosswalk nor shall any vehicle be permitted to be Parked in such areas.
- (d) A continuous passageway in the roadway at least 14 feet in width shall be maintained at all times during the period of such use or occupancy for the use of emergency vehicles.
- (e) No object of any nature shall be fastened to or erected over the surface of the street or sidewalk, and no object shall be affixed to any pole or standard upon any street or sidewalk, without prior written consent of the Director of Public Works.
- (f) Painting upon any street or sidewalk surface shall be permitted only if a washable paint is used.
- (g) Adequate illumination of area shall be maintained at all times such illumination is appropriate.
- (h) Official traffic-control devices and traffic signal controllers shall not be covered or blocked at any time during the period of such use or occupancy.
- (i) Street barricades determined by the Police Department as being necessary to protect the public's safety shall be delivered by the Police Department; shall be maintained in said locations at all times during the period of such use or occupancy by the permittee; and shall be collected by the Police Department upon termination of the period of said use or occupancy.

(j) All manhole covers and valve box covers shall be kept clear of any fixed object.

(k) All streets and sidewalks within the area for which such permission is granted shall be kept clean and free from dirt and debris at all times during the period of such temporary use or occupancy, and all materials and equipment used in connection with said temporary use and occupancy shall be removed therefrom within 24 hours of the termination of the period of such use or occupancy. The Director of Public Works shall report any violations of this Subsection to the Board of Supervisors.

(l) Applicants for permission to hold a street fair on a predominantly commercial street shall comply with the following requirements for insurance coverage. For purposes of this Subsection, a "predominantly commercial street" shall mean a street block on which at least 50 percent of front footage of private property on the ground floor of the street is used for commercial purposes. A street block shall be measured from street intersection to street intersection, but shall not include any alley intersection.

(1) Applicants shall maintain in force, during the full term of the permit, insurance as follows:

(A) General Liability Insurance with limits not less than \$500,000 each occurrence Combined Single Limit Bodily Injury and Property Damage, including Contractual Liability, Personal Injury, Broadform Property Damage, Products and Completed Operations Coverages;

(B) If any vehicles will be operated by the applicant in connection with street fair activities under the permit, Automobile Liability Insurance with limits not less than \$500,000 each occurrence Combined Single Limit Bodily Injury and Property Damage, including owned, nonowned and hired auto coverages, as applicable; and

(C) If the applicant has employees, Workers' Compensation with Employers' Liability limits not less than \$500,000 each accident. General Liability and Automobile Liability

(2) Insurance policies shall be endorsed to provide the following:

(A) Name as additional insureds the City and County of San Francisco, its officers, agents and employees;

(B) That such policies are primary insurance to any other insurance available to the Additional Insureds with respect to any claims arising out of activities under the permit, and that insurance applies separately to each insured against whom claim is made or suit is brought.

(3) Certificates of insurance, in format and with insurers satisfactory to the City evidencing all applicable coverages shall be furnished to the City not less than 10 working days prior to the date of the event and before commencing any operations under the permit, with complete copies of policies to be furnished to the City upon request.

(4) The insurance requirement of this Subsection shall be waived by the Board of Supervisors if the applicant certifies in writing that (1) the purpose of the street fair is First Amendment expression and that (2) the cost of obtaining insurance is so financially burdensome that it would constitute an unreasonable prior restraint on the right of First Amendment expression, or that it has been impossible for the applicant to obtain insurance coverage.

(m) Signs shall be posted pursuant to San Francisco Health Code Sections 265 through 265.3 wherever alcohol is offered for sale.

(n) Such further conditions as may be imposed by the Department of Public Works after inspection of the area involved.

SEC. 9.8. EXCEPTIONS.

The provisions of Sections 9.1 through 9.7 of this Article shall not be applicable to permits issued by the Director of Public Works pursuant to the provisions of Section 724 of the Public Works Code or to the temporary use or occupancy of a public street by a school where the school is using the street area for play purposes during specified hours of the school day.

SEC. 9.9. TEMPORARY USE OR OCCUPANCY OF PUBLIC STREETS BY THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT FOR DEBARKATION AND EMBARKATION OF STUDENTS: DUTIES.

Notwithstanding the conditions set forth in Section 9.7 of this Article, any school of the San Francisco Unified School District receiving permission for the temporary use or occupancy of a public street within the City and County pursuant to Section 9.1 of this Article for the debarkation and embarkation of students from buses, shall be solely responsible for:

- (a) The procurement and placement of all street barricades necessary for the establishment of the requested student debarkation and embarkation of bus zones;
- (b) The placement on or near said barricades of clearly visible signs of a uniform type prohibiting the Parking of vehicles adjacent to said barricades; and
- (c) The handling of school buses at loading zones within areas enclosed by said barricades.

SEC. 9.10. ATHLETIC EVENTS.

Notwithstanding any other provision of this Code, the regulation of athletic events as defined herein, including the processes for obtaining permits from the City for conducting these athletic events and the payment of associated fees to the City, shall be governed by Sections 9.10 through 9.14.

For the purposes of this Article, an "athletic event" is an event in which a group of people collectively engage in a sport or form of physical exercise on any street in the City, which event obstructs or interferes with the normal flow of vehicular traffic. An "athletic event" includes, but is not limited to, jogging, bicycling, race walking, roller skating or running. Any event taking place entirely on property under the jurisdiction of the Recreation and Parks Department shall be exempt from this Article.

SEC. 9.11. ATHLETIC EVENTS; DESIGNATION OF ROUTES.

- (a) The increasing number of athletic events being held on City streets places a significant burden on the City and its inhabitants. Athletic events provide entertainment and recreation for San Franciscans and people throughout the Bay Area, as well as promoting and supporting tourism in the City. But closing off several major streets at the same time to accommodate a race often causes hardship in the daily lives of local residents, widespread disruption of public transit service, increased litter on public streets and sidewalks, and

potential interference with emergency services. By adopting this ordinance, the Board of Supervisors intends to reconcile the City's interest in promoting athletic events with the right of its citizens to the quiet enjoyment of their own neighborhoods.

(b) Athletic events requiring temporary street closings shall be limited in location to routes previously designated as appropriate by the Board of Supervisors. These routes shall be drawn up by ISCOTT and approved by resolution of the Board of Supervisors. In designating these routes, ISCOTT and the Board shall consider the effect of the designation upon: Local traffic patterns; Municipal Railway routes; the ability of the Police Department and the Department of Public Works to provide special services to the event; the safe and efficient delivery of police, fire and emergency medical services to the affected neighborhoods; the safety of participants in the event; and, the rights of participants, residents and local businesses to the reasonable use and enjoyment of City streets.

(c) Any person seeking permission to conduct an athletic event as defined in Section 9.10 shall file an application. The filing of an application and its processing shall be governed by the same processes, application fees, appellate procedures, Municipal Railway fees, and other requirements contained in Section 9.2, which sets forth the procedures for requesting permission for temporary use or occupancy of public streets. A street closing for an athletic event shall be restricted to those routes designated pursuant to this Section. The applicant may, as part of the application, request a waiver of this restriction. In considering a request for a waiver, the City may take into account the extent to which the event has been held along a particular route prior to the application date if that same route has been in use continuously for a period of three or more years. An applicant's request for a waiver shall be granted to the extent that a change of route is required by the Police Department for reasons of public safety.

SEC. 9.12. ATHLETIC EVENTS; PUBLIC NOTICE.

(a) ISCOTT shall mail a copy of any application for a temporary street closing for an athletic event to any community group or neighborhood association that has previously requested in writing to be notified of such applications.

(b) If the temporary street closing is approved, the applicant shall cause notices of the event to be conspicuously posted on both sides of the street along the entire route, at not more than 300 feet in distance apart on each street so posted, but not less than three notices on each street forming part of the route. The notices shall be posted not less than 72 hours prior to the scheduled start of the event. The applicant shall remove the notices within 48 hours after the completion of the event, or be liable for the costs of removal by the City pursuant to Article 10 of the San Francisco Police Code.

Each notice shall be headed "STREET CLOSED FOR ATHLETIC EVENT" in letters not less than one inch in height, and shall in legible characters (1) briefly describe the event to be held; (2) identify the date and time the event is to take place; and, (3) warn that the street will be closed to traffic at that time.

SEC. 9.13. ATHLETIC EVENTS; COST RECOVERY--POLICE.

(a) An application for a temporary street closing for an athletic event shall be deemed a request for police department services within the meaning of Sections 10B.1 through 10B.5 of the San Francisco Administrative Code. If the temporary street closing is approved, the Chief of Police may detail such personnel to police the event in the number and for the period of time the Chief determines to be necessary to perform the services. If the on-site services of two or more police officers are required during the event, the applicant shall be liable for the cost of police services, including field investigation needed to determine manpower requirements, and shall be responsible for indemnifying and holding harmless the City and County of San Francisco and the police personnel as required by Section 10B.2.

(b) Upon approval of a temporary street closure for an athletic event, a sum of money which the Chief of Police estimates will be necessary to cover the costs of services pursuant to Section 10B.2 of the Administrative Code shall be due. No temporary street closure shall be deemed effective until such sum of money is deposited with the Chief of Police of the City and County of San Francisco and the applicant presents to the Chief of Police proof of such deposit. The sum of money required pursuant to this paragraph shall be deposited at least one calendar week before the scheduled event. If the applicant does not

deposit the sum required within the time limit specified, the temporary street closing shall be deemed denied, or, if the street closing already has been approved, revoked.

(c) Within a reasonable time after the event is over, the Chief of Police shall determine the amount of money necessary to cover the cost of services provided by the Police Department pursuant to Section 10B.2 of the Administrative Code. If the deposit pursuant to Subsection (b) hereof is insufficient to cover the cost of police services, the Chief of Police shall notify the applicant by United States mail to the address listed on the application and the applicant shall have ten days to pay the balance. If the amount deposited exceeds the actual costs, the Chief of Police shall authorize a refund of the excess to the applicant at the address shown on the application.

(d) If the applicant or sponsor cancels the event after personnel have been assigned to police it and such personnel have begun that duty, the applicant shall be liable for the time expended by police personnel pursuant to Section 10B.2 of the San Francisco Administrative Code, but in no case for less than two hours per employee. If the temporary street closure is revoked, the money deposited for the costs of police services pursuant to this Article shall be refunded.

SEC. 9.14. ATHLETIC EVENTS; COST RECOVERY--PUBLIC WORKS.

(a) An application for a temporary street closing for an athletic event shall be deemed a request for Department of Public Works services within the meaning of Sections 10B.11 through 10B.15 of the San Francisco Administrative Code. If the temporary street closing is approved, the Director of Public Works may detail such personnel to provide street-cleaning and related services for the event in the number and for the period of time the Director of Transportation determines to be necessary to perform the services. The applicant for the temporary street closing shall be liable for the cost of street-cleaning and related services, including field investigation needed to determine manpower requirements, and shall be responsible for indemnifying and holding harmless the City and County of San Francisco and the Department of Public Works personnel as required by Section 10B.12.

(b) Upon approval of a temporary street closing for an athletic event, a sum of money which the Director of Public Works estimates will be necessary to cover the costs of services pursuant to Section 10B.12 of the Administrative Code shall be due. No approval shall be deemed effective until such sum of money is deposited with the Director of Public Works. The sum of money required pursuant to this paragraph shall be deposited at least one calendar week before the scheduled event. If the applicant does not deposit the sum required within the time limit specified, the application for a temporary street closing shall be deemed denied, or, if the street closing has already been approved, revoked. The Director of Public Works may waive the advance deposit requirement if the particular event has not required additional street-cleaning or related services for the past three years. The applicant shall, however, remain liable for the costs of any additional services actually required.

(c) Within a reasonable time after the event is over, the Director of Public Works shall determine the amount of money necessary to cover the cost of services provided by the Department of Public Works pursuant to Section 10B.12 of the Administrative Code. If the deposit pursuant to Subsection (b) hereof is insufficient to cover the cost of street-cleaning and related services, the Director of Public Works shall notify the applicant by United States mail to the address listed on the application and he or she shall have ten days to pay the balance. If the amount deposited exceeds the actual costs, the Director of Public Works shall authorize a refund of the excess to the applicant at the address shown on the application.

(d) If the Board of Supervisors has approved a temporary street closing for an athletic event and the applicant cancels the event after personnel have been assigned to provide street-cleaning and related services to the event and such personnel have begun that duty, the applicant shall be liable for the time expended by Department of Public Works personnel pursuant to Section 10B.12 of the San Francisco Administrative Code. If a temporary street closing is revoked, the money deposited for the costs of street-cleaning and related services pursuant to this Article shall be refunded.

SEC. 9.15. MONITORED BICYCLE PARKING AT PUBLIC EVENTS.

The Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT), or other applicable permitting authority, is authorized and encouraged in its discretion to require, and develop guidelines regarding, monitored bicycle parking at appropriate large permitted public events. The sponsor of the public event may provide such monitoring service or ensure that such monitored bicycle parking is available in local garages or other similar facilities. If the sponsor provides monitored bicycle parking, the sponsor may charge a nominal fee for such service. The amount of such fee shall be included as part of the sponsor's permit application. If the sponsor is unable to ascertain the fee amount at the time of the permit application, the sponsor may submit a fee schedule to ISCOTT, or other applicable permitting authority, as soon as possible but no later than 10 days before the event.

ARTICLE 10: VIOLATIONS.

SEC. 10.1 TRAFFIC CODE SECTION NUMBERING.

Police Officers and Parking Control Officers shall have the authority to issue citations for violations of this Code by citing either the former Traffic Code section number applicable to the violation as set forth in parenthesis at the end of each subdivision below, the current Transportation Code section or the applicable Vehicle Code section number, without affecting the validity of the citation.

SEC. 10.2 CIVIL INFRACTIONS.

In addition to civil infractions created by the Vehicle Code, the actions listed in this Section 10.2 are prohibited, and each and every violation of a prohibition listed below shall be a civil infraction, except as otherwise provided in: (a) this Code; or (b) the Vehicle Code; or (c) as necessary to comply with the direction of a Police Officer or Parking Control Officer; or (d) with respect to a Municipal Parking Facility, upon the direction of an authorized parking attendant; or (e) with respect to any other Public Property, except with the permission of, and subject to such conditions and regulations as are imposed by the agency that owns the property that are available for public inspection at the agency's offices.

SEC. 10.2.1. PEDESTRIAN CROSSINGS.

For a pedestrian to cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb, or in any business district specified in Division II, to cross a roadway other than in a crosswalk. (77, 78)

SEC. 10.2.2. ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES.

To operate an electric personal assistive mobility device on any sidewalk. (104)

SEC. 10.2.3. BICYCLE RIDING RESTRICTED.

To ride a bicycle upon any sidewalk in violation of any restriction on riding bicycles on sidewalks set forth in Division II. (96)

SEC. 10.2.4. FAILURE TO COMPLY WITH BICYCLE MESSENGER BUSINESS REGULATIONS.

For any person, firm or corporation to violate any requirement of Sections 98 through 98.2 of this Division I. (98.3)

SEC. 10.2.5. PARKING WITHIN PARKING SPACES.

To Park a vehicle other than in a designated Parking Space, or across any demarcation of the boundaries of a Parking Space, or in any manner such that the vehicle is not entirely within the area of the Parking Space. (32.14, 32.4.2(b), 58(c))

SEC. 10.2.6. BLOCKING PARKING SPACES.

To Park a vehicle in any manner which either wholly or partially obstructs or interferes with access to any Parking Space; or in any manner so as to obstruct or otherwise prevent or interfere with the free movement of vehicles in any area designed for ingress to or egress from any Municipal Parking Facility. (32.14)

SEC. 10.2.7. PARALLEL OR DIAGONAL PARKING.

To Park a vehicle in any Parking Space equipped with a Parking Meter in any orientation other than with the front of the vehicle closest to the Parking Meter, unless the space is expressly designated for "back in only" Parking. (32.13)

SEC. 10.2.8. BLOCKING ENTRANCES TO RESIDENCES.

To Park a vehicle upon any street in such a manner that the vehicle blocks any entrance to any residence, where the residence is located adjacent to a street with no sidewalk in between the street and the residence. (32.21)

SEC. 10.2.9. TRUCK LOADING ZONE

To Park a vehicle in any Truck Loading Zone other than a Truck, except as expressly authorized by applicable signage. (33.3)

SEC. 10.2.10. STREET CLEANING PARKING RESTRICTIONS

To Park any vehicle on any street on the days, and between the hours posted with signs giving notice of the days and hours that Parking is prohibited on that side of the street in order to allow street sweeping; provided that such prohibition shall not apply to a vehicle which is Parked during the days and hours that Parking is prohibited after the street sweeper has already passed the place where the vehicle is Parked. (37(c))

SEC. 10.2.11. CURB PARKING--RED ZONES.

To Park a vehicle in a red zone indicated by red paint on the curb at any time, except that a vehicle may stop at a Stand with a red curb if that class of vehicle is expressly authorized to stop at that Stand. (38.A)

SEC. 10.2.12. CURB PARKING--YELLOW ZONES.

To Park in a yellow zone indicated by yellow paint on the curb, except for the purpose of loading or unloading passengers or freight, during any time in which Parking is restricted or prohibited at that yellow zone. Non-commercial vehicles shall not be Parked in a yellow zone under any circumstances during times when Parking is allowed at a yellow zone except while the operator is in attendance. (38.B, 38.B.1)

SEC. 10.2.13. CURB PARKING--WHITE ZONES.

To Park a vehicle, except to load or unload passengers, in a white zone indicated by white paint on the curb during any time in which Parking is restricted or prohibited at that white zone. Vehicles shall not be stopped in white zones under any circumstances during the times that Parking is restricted or prohibited, except while the operator is in attendance; provided that the operator is not required to be in attendance when the vehicle is Parked: (a)

at a hospital, (b) at a school when the vehicle displays a Special License Plate or Placard, and (c) at a child care center, as defined by California Code of Regulations, Section 101152(c)(7). (38.C)

SEC. 10.2.14. CURB PARKING—GREEN ZONES.

To Park a vehicle in a green zone indicated by green paint on the curb during any time in which Parking is restricted or prohibited at that green zone. (38.D)

SEC. 10.2.15. PARKING IN STANDS.

To Park a vehicle at any Stand at any time, except a vehicle belonging to the class of vehicles that are authorized to use that Stand. (39)

SEC. 10.2.16. DOUBLE PARKING.

To Park any vehicle such that any portion of the vehicle is Parked on the roadway side of a Parked vehicle in violation of Vehicle Code § 22500(h). (53)

SEC. 10.2.17. PARKING ADJACENT TO OR ON MEDIAN DIVIDERS OR TRAFFIC ISLANDS.

To Park a vehicle on or next to any traffic island, lines painted or structures constructed in the public right of way for the purpose of separating opposing traffic or guiding traffic flows except as otherwise posted. (56)

SEC. 10.2.18. PARKING ON GRADES.

To Park a vehicle upon any grade or slope exceeding three percent without effectively setting the brakes and blocking the wheels of the vehicle by turning them against the curb or by other means. For the purpose of the issuance of a notice of violation of this Section, proof that an unattended vehicle Parked on a grade exceeding three percent was involved in a collision shall establish a presumption that such unattended vehicle was Parked in violation of this Section. (58(a))

SEC. 10.2.19. DIVERTING OF TRAFFIC AND TEMPORARY PARKING RESTRICTIONS.

To Park a vehicle in violation of a temporary Parking prohibition or restriction posted on any street or area to accommodate parades, public assemblages, film or video production,

collapse of a building, conflagration, obstruction on or damages to any street, or when otherwise necessary for protection of the public health and safety, or to disobey the lawful order of any Police Officer or Parking Control Officer directing the removal or diversion of a vehicle from said street or area. (33(c))

SEC. 10.2.20. VEHICULAR OR PEDESTRIAN TRAFFIC AND PARKING PROHIBITED OR RESTRICTED IN CERTAIN CASES.

To violate any temporary Parking or traffic restriction in any area that is subject to a temporary Parking Permit issued by the SFMTA for any public or private construction work. (33.1)

SEC. 10.2.21. IDLING PRIVATELY OWNED MOTOR COACH ENGINE WHILE PARKED.

To cause or permit the engine of a privately owned motor coach to idle while Parked upon any public right of way within the City for more than five minutes; provided, however, that if such motor coach is temporarily stopped for the sole purpose of loading or unloading passengers, it may idle no longer than is reasonably necessary to load or unload passengers. (60.5)

SEC. 10.2.22. PARKING OVERSIZED VEHICLES WITHIN 100 FEET OF AN INTERSECTION.

To Park a vehicle six feet or more in height (including any load thereon) within 100 feet of an intersection on those streets or portions of streets, during all or those certain hours of the day, as are designated by signs giving notice of such prohibition effective for that intersection. (61)

SEC. 10.2.23. TOUR BUS LOADING ZONES.

To solicit tour bus business from any Stand. "Tour bus" as used in this Section shall mean 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. (66)

SEC. 10.2. 24. OBSTRUCTING TRAFFIC.

To obstruct traffic without a Special Traffic Permit, to fail to comply with an order to remove an obstruction to traffic upon the demand of a Police Officer, Parking Control Officer or other authorized City employee, or to obstruct traffic in violation of the terms of a Special Traffic Permit. Each hour or portion thereof during which the obstruction continues shall constitute a separate offense. (193, 194.3)

SEC. 10.2.25. REMOVAL OF CHALK MARKS.

Removing, erasing, rubbing out, or otherwise removing or concealing, any chalk or other mark from the tires of a vehicle placed by a Parking Control Officer for the purpose of enforcing Parking regulations. (21)

SEC. 10.2.26. OVERTIME PARKING.

For the operator of any vehicle Parked on the street or in a Municipal Parking Facility:

- (a) To Park a vehicle for longer than applicable time restrictions; (32(c), 32.12) or
- (b) To permit any vehicle to remain Parked at a Parking Meter beyond the maximum time permitted for Parking at that Parking Meter, or during any time when the Parking Meter indicates that the time period for which payment was made has expired; (32.10) or
- (c) Each hour or portion thereof that a vehicle is Parked in violation of this Section shall be a separate and distinct offense (210), except that in a yellow zone indicated by yellow paint on the curb, any non-commercial vehicle may be issued no more than one citation per one-half hour for violations of time restrictions, and no vehicle may be issued more than two citations within a 12-hour period. (38.G)

SEC. 10.2.27. PAYMENT OF PARKING METER.

To Park a vehicle in any Parking Space controlled by a Parking Meter without immediately making advance payment for Parking by depositing lawful money of the United States into the Parking Meter assigned to the Parking Space, by prepaid parking card or by other authorized payment method; (32.10, 202, 202.1)

SEC. 10.2.28. PARKING RESTRICTIONS.

To Park on any street, alley or portion of a street or alley that is subject to a Parking restriction described in Division II. (32, 32(a), 32(a)(1), 32(b))

SEC. 10.2.29. PARKING ON PUBLIC PROPERTY.

(a) Except as provided in Subsections (b) (c), and (d), to Park any vehicle on Public Property:

(1) Within the property lines of the parking lot commonly known as 970 Bryant Street (Block 3758) and located between the easterly side of the entrance to Interstate 80 at 8th Street and the Hall of Justice Service Station at 950 Bryant Street; (32.6.5)

(2) Within the off-street parking area of the Fire Department property commonly known as 260 Golden Gate Avenue (Lot 7, Block 345) and located on the north side of Golden Gate Avenue approximately 83 feet east of Hyde Street; (32.6.6)

(3) Except in parking stalls expressly designated for use by the public while conducting business at the police facilities, within the property lines of the off-street parking area of the Police Department property commonly known as 1125 Fillmore Street (Lot 13, Block 755) and located on the south side of Turk Street approximately 412.5 feet for the entire block between Fillmore and Steiner Streets and approximately 137.5 feet on the easterly side of Steiner Street and approximately 137.5 feet in the westerly side of Fillmore Street and approximately 67.5 feet on the northerly side of Golden Gate Avenue commencing approximately 70 feet from the easterly line of Steiner Street and the northerly line of Golden Gate Avenue; (32.6.11)

(4) Within the property lines of the area upon which the San Francisco Hall of Justice is situated, bounded by the northwesterly side of Bryant Street, the southwesterly side of Harriet Street, and southeasterly side of the right-of-way of the James Lick Freeway, and the northeasterly side of Seventh Street; (32.6.28)

(5) Within the property lines of the block upon which the San Francisco City Hall is situated, bounded by the westerly line of Polk Street, the northerly line of Grove Street, the easterly line of Van Ness Avenue and the southerly line of McAllister Street; (32.1)

(6) Within the property lines of the block upon which the San Francisco Main Library is situated, bounded by Larkin, Grove, Hyde, and Fulton Streets; (32.1.1)

(7) Within the property lines of the Eureka Valley Branch Library, 3555 16th Street, and Western Addition Branch Library, 1550 Scott Street: (32.1.2)

(i) When said branches are closed to the public

(ii) Except for one hour at all times when the branches are open to the public;

(8) Within the property lines of the Department of Social Services building, 150 Otis Street (Lot 7, Block 3513), and the vacant area situated at the gore corner of Mission and Otis Streets and Duboce Avenue (portion of Lot 6A, Block 3512); (32.1.3)

(9) Within the property lines of the following listed San Francisco Housing Authority property: CAL 1-1 (Holly Courts), CAL 1-2 (Potrero Terrace), CAL 1-3 (Sunnydale), CAL 1-4 (Valencia Gardens), CAL 1-5 (Bernal Dwellings), CAL 1-8 (Westside Courts), CAL 1-9 (Harbor Slope), CAL 1-10 (Potrero Annex), CAL 1-11 (North Beach), CAL 1-15 (Ping Yuen), CAL 1-16 (Alemany), CAL 1-17 (A) [Hunters Point (A)], CAL 1-17 (B) [Hunters Point (B)], CAL 1-18(1) (J.F. Kennedy Towers), CAL 1-18(2) (Yerba Buena Plaza), CAL 1-18(3) (Hunters View), CAL 1-18(4) (Alice Griffith), CAL 1-18(5) (Yerba Buena Annex), CAL 1-18(6) (Ping Yuen North), CAL 1-18(7) (Hayes Valley), CAL 1-18(10) (Woodside Gardens), CAL 1-19-1(1) (990 Pacific Avenue), CAL 1-20 (3850 18th Street), CAL 1-21 (320-330 Clementina), CAL 1-23 (350 Ellis Street), CAL 1-28 (666 Ellis Street), CAL 1-30 (345 Hermann Street, 77 Coleridge Street, 105 Lundy's Lane), CAL 1-31 (25 Sanchez Street), CAL 1-32 (1760 Bush Street), CAL 1-33 (275 Thrift Street), CAL 1-34 (4101 Noriega Street, 220 Randolph Street, 363 Noe Street); (32.1.4)

(10) Within the property lines of Block 815 upon which the San Francisco Unified School District building is situated, and on the parking lot located on the westerly portion of Block 762; (32.1.7)

(11) Within the property lines of any facility under the jurisdiction and control of the San Francisco Public Utilities Commission and its departments and bureaus, except for any

person conducting business with the City when such business must be conducted within any such Public Utilities Commission facility; (32.1.9)

(12) Within the property lines of San Francisco General Hospital, including the block bounded by 22nd Street, Vermont Street, 23rd Street, and Potrero Avenue and the area bounded on three sides by San Bruno Avenue, 22nd Street, and Potrero Avenue and extending northward approximately 816 feet from 22nd Street, said area being occupied in part by the Maternity and Psychiatric buildings of San Francisco General Hospital, and also including the north side of 22nd Street from Potrero Avenue to San Bruno Avenue, the south side of 22nd Street from Potrero Avenue to Vermont Street, the west side of San Bruno Avenue north of 22nd Street, and both sides of Vermont Street between San Bruno Avenue and 23rd Street, said area being adjacent to and servicing San Francisco General Hospital; (32.2)

(13) Within the property lines of the area upon which the Eureka-Noe District Health Center No. 1 is situated on 17th Street between Pond and Prosper Streets (Lot 49, Block 3564); (32.2.1)

(14) Within the property lines of the area upon which the Sunset-Richmond District Health Center No. 5 is situated at 1351 Twenty-Fourth Avenue (Lot 7, Block 1779); (32.2.2)

(15) Within the property lines of the area upon which the North East District Health Center No. 4 is situated on Mason Street at Broadway; (32.2.3)

(16) Within the property lines of Laguna Honda Hospital, including the area bordered by Woodside Avenue, Laguna Honda Boulevard, the Water Department property at northwest Clarendon Avenue, Midtown Residential Development, and the Youth Guidance Center; (32.3)

(17) Within the property lines of the San Francisco Department of Health, 101 Grove Street Garage; (32.3.1)

(18) In the parking lot of Candlestick Park in a manner that causes said vehicle to rest on any line or other marking which designates a Parking Space, or in such a position that said vehicle is not entirely within the area designated as one Parking Space, unless such

person has paid for the use of the Parking Spaces totally or partially occupied by said vehicle or except as directed by a parking lot attendant; (32.4.2(b))

(19) Within the property lines of the Youth Guidance Center, including the area bounded on the north by Assessor's Block 2836, on the northeast by Panorama Drive, on the east by Assessor's Block 2821, on the southeast by Portola Drive, on the south by Woodside Avenue and on the west by the property lines of Laguna Honda Hospital; (32.5)

(b) The restrictions listed in subparagraph (a) shall not apply to vehicles under the jurisdiction of or authorized to park in such locations for the purpose of conducting City business by:

(1) The Chief of Police, with respect to subparagraphs (1), (3), and (4);

(2) The Chief Administrative Officer, with respect to subparagraphs (4) and (5);

(3) The Fire Chief, with respect to subparagraph (2);(4) The City Librarian, with respect to subparagraphs (6) and (7)(ii);

(5) The General Manager of the Department of Social Services, with respect to subparagraph (8);

(6) The Executive Director of the San Francisco Housing Authority, with respect to subparagraph (9), and the restrictions shall not apply to vehicles driven by officers of the City or employees of the San Francisco Housing Authority on official business;

(7) The Superintendent of Schools, with respect to subparagraph (10);

(8) The General Manager of Public Utilities, with respect to subparagraph (11);

(9) The Executive Administrator of San Francisco General Hospital, with respect to subparagraph (12);

(10) The Director of Public Health or District Health Officer, with respect to subparagraphs (13), (14), and (15);

(11) The Superintendent of Laguna Honda Hospital, with respect to subparagraph (16);

(12) The Department of Public Health, with respect to subparagraph (17);

(13) The Chief Probation Officer, with respect to subparagraph (19);

(c) The restrictions listed in Subsection (a), subparagraphs (2), (4), (8), (9), (10), (11), (12), (13), (14), (15), (16), and (19) shall not apply to any person engaged in the loading and unloading of passengers upon or from vehicles.

(d) The restrictions listed in Subsection (a), subparagraphs (5), (6), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), and (19) shall not apply to any person engaged in the loading and unloading of freight upon or from vehicles. (32)

SEC. 10.2.30. PARKING CONTROL–CANDLESTICK PARK ACCESS ROAD.

To Park a vehicle on any portion of the Candlestick Park access road system designated in Division II during the days and the hours in which temporary Parking restrictions are posted due to an event scheduled for Candlestick Park. (32.4, 32.4.1)

SEC. 10.2.31. PARKING IN TRANSIT-ONLY AREAS.

To Park any vehicle such that any portion of the vehicle is within any street or portion of a street designated as a transit-only area in Division II. (53(a))

SEC. 10.2.32. PAYMENT OF PARKING FACILITY CHARGES; PROOF OF PAYMENT.

For the operator of any vehicle Parked in a Municipal Parking Facility, to fail, neglect or refuse to pay the Parking charges established for the Municipal Parking Facility; or where the Municipal Parking Facility requires the display of a Parking ticket or receipt as proof of payment, to fail, neglect or refuse to display such Parking ticket or receipt in the manner specified on the said ticket or receipt. (32.11)

SEC. 10.2.33. USE OF ENTRANCE AND EXIT OF MUNICIPAL PARKING FACILITY.

To enter any Municipal Parking Facility with a vehicle by any means of ingress that is not marked with the word "Entrance" or otherwise indicated by arrows, signs, or words to entry of such Municipal Parking Facility; or to remove any vehicle from any Municipal Parking Facility by any means of egress that is not marked with the word "Exit" or otherwise indicated by arrows, signs, or words to be an exit of such Municipal Parking Facility. (32.15)

SEC. 10.2.34. SPEED OF VEHICLES.

For any person to operate a vehicle within a Municipal Parking Facility at a speed exceeding 10 miles per hour. (32.16)

SEC. 10.2.35. BLOCKING AN ELECTRIC CHARGING BAY.

To Park any vehicle other than an electric vehicle, in a Parking Space in a Municipal Parking Facility that is equipped with an electric vehicle charging bay in a manner that blocks or occupies the electric vehicle charging bay. (32.21A(a))

SEC. 10.2.36. WEIGHT RESTRICTED STREETS.

To operate on any street, alley or portion of a street or alley, a vehicle with a gross weight in excess of the authorized weight limit established for that street or alley in Division II. (28.1 through 28.1.70)

SEC. 10.2.37. ONE-WAY TRAFFIC STREETS REGULATED.

To operate a vehicle upon any street in any direction other than in the direction indicated by appropriate signs erected thereon when any such street has been designated as a "one-way" street. (30)

SEC. 10.2.38. DRIVING IN TRANSIT-ONLY AREA.

To Park or operate a vehicle or any portion of a vehicle within the area of any street designated in Division II as a transit-only area, except that public transit vehicles and taxicabs, vehicles preparing to make a turn, and vehicles entering into or exiting from a stopped position at the curb may be driven within a transit-only area. (31)

SEC. 10.2.39. PROHIBITED TURNS.

For the operator of any vehicle, other than expressly exempted classes of vehicles, to make any turn, including left turns, right turns and U-turns, at an intersection where such turn is prohibited by sign(s) giving such notice of the prohibition. (34, 34.2, 34.3)

SEC. 10.2.40. DRIVING THROUGH PARADES.

For the operator of any vehicle to drive between the vehicles comprising an authorized parade, provided the character of such vehicles is reasonably discernible. (103)

SEC. 10.2.41. STREETCAR RIGHT-OF-WAY-VEHICLES PROHIBITED.

For any person to drive a vehicle over, upon or across any streetcar right-of-way which has been raised three inches or more above the level of the adjacent roadway, except as necessary for the purpose of entering or exiting from a garage or driveway or for the purpose of overtaking and passing a disabled vehicle upon the adjacent roadway. (121)

SEC. 10.2.42. PASSING SAFETY ZONES.

To drive any vehicle other than a public transit vehicle to the left of any safety zone established at a regular streetcar stop between the hours and at the locations specified in Division II. (122)

SEC. 10.2.43. DRIVER OF TOW CARS NOT TO INTERFERE WITH POLICE INVESTIGATION OF COLLISIONS.

For a tow car operator to remove or attempt to remove any vehicle that has been involved in a collision, where the police have been summoned for the purpose of conducting an investigation; or to interfere with a police investigation by changing the position of any vehicle involved in a collision, except upon the authorization or direction of and in the presence of a Police Officer, or when necessary to release a person trapped within or under a vehicle, except that removal to the side of the roadway is authorized in collisions that do not involve personal injury when necessary to allow for the passage of public transit vehicles. (24)

SEC. 10.2.44. REMOVAL OF VEHICLES INVOLVED IN A COLLISION.

For the owner or operator of any vehicle involved in any collision resulting in property damage or a collision which does not involve serious bodily injury, to refuse to permit the removal of a vehicle to the side of the roadway when necessary to allow for the passage of public transit vehicles when so directed by a Police Officer or an employee of the Municipal Transportation Agency. (25)

SEC. 10.2.45. VEHICLES FOR HIRE; PARKING PROHIBITED IN CERTAIN USE DISTRICTS.

For the operator of any vehicle for hire that is registered or required to be registered with the California Public Utilities Commission to leave any such vehicle unattended in any

street in a RH-1(D), RH-1, RH-2, RH-3, RH-4, RM-1, RM-2, RM-3, RM-4 or P Use District.
(63.2)

SEC. 10.2.46. PARKING OF VEHICLES FOR COMMERCIAL ADVERTISING

PURPOSES.

(a) To Park any motor vehicle that is carrying, towing or otherwise displaying a commercial advertising sign on any public street or in any public or private parking lot in the City for the primary purpose of displaying a commercial advertising sign, including any display that does no more than propose a commercial transaction. This prohibition shall not apply to a passenger vehicle with maximum occupancy of six passengers, or to vehicles Parked for a primary purpose other than displaying a commercial advertising sign, including:

- (1) Vehicles Parked while loading or unloading passengers or goods;
- (2) Vehicles Parked while engaged in the delivery of services; and
- (3) Passenger vehicles Parked within 600 feet of the residence of the registered owner of the vehicle.

(b) Findings and Purpose.

The Board of Supervisors finds that there is a growing practice of Parking large vehicles such as trucks and vans in the City's public streets and parking lots for the purpose of displaying commercial advertising. The Board of Supervisors finds that this practice: (i) creates aesthetic blight; (ii) contributes to the critical shortage of parking spaces; (iii) causes traffic safety hazards by distracting members of the public who use public thoroughfares, including drivers, bicyclists and pedestrians. The purpose of this Section is to counteract these negative effects and protect and promote public safety and quality of life in the City. This Section is not intended to regulate non-commercial speech, including non-commercial advertising and signage. (63.3)

SEC. 10.2.47. SELLING FROM A VEHICLE RESTRICTED.

For any person to Park any vehicle upon any street in any business district and offer merchandise for sale from the vehicle. (68)

SEC. 10.2.48. COMMERCIAL VEHICLE PARKING IN CERTAIN DISTRICTS.

To Park any motor truck, truck tractor, road tractor, van, trailer, delivery wagon, or any vehicle used for commercial purposes in excess of limitations on manufacturer's gross vehicle weight rating or a gross combination weight rating specified in Division II, for a period in excess of one hour on any street with weight limits designated in Division II except while in the course of delivery or removal of goods, merchandise or other personal property for residents on such street, or except when such vehicle is used by a recreational equipment vendor as defined in Section 1050 of the Police Code in the course of business and all the requirements of Police Code Sections 1051 through 1055 are met. Any excepted vehicle shall be subject to all parking limitations applicable thereto as otherwise provided by law. (63, 63A, 63.1)

SEC. 10.2.49. FARE EVASION REGULATIONS.

(a) For any passenger or other person in or about any public transit station (including an outdoor high-level boarding platform or station operated by the Bay Area Rapid Transit District), streetcar, cable car, motor coach, trolley coach or other public transit vehicle to evade any fare collection system or Proof of Payment Program instituted by the Municipal Transportation Agency.

(b) For any person to board or ride a streetcar, motor coach, trolley coach without prior or concurrent payment of fare.

(c) For any person to board a streetcar, motor coach, trolley coach through the rear exit except: (i) when a representative of the transit system is present at such exit for the collection of fares or transfers or the inspection for proof of payment; (ii) when the streetcar, motor coach, trolley coach or other transit vehicle is operating at a station or boarding platform where fares are collected prior to boarding the transit vehicle; (iii) when necessary for access by persons with disabilities on wayside boarding platforms; or (iv) when the streetcar, motor coach, or trolley coach is operating on a transit line or in a Proof of Payment Zone.

(d) To fail to display a valid fare receipt or transit pass at the request of any authorized representative of the transit system or duly authorized peace officer while on a transit vehicle or in a Proof of Payment Zone.

(e) To misuse any transfer, pass, ticket, or token with the intent to evade the payment of any fare.

(f) To knowingly use or attempt to use any illegally printed, duplicated, or otherwise reproduced token, card, transfer or other item for entry onto any transit vehicle or into any transit station with the intent of evading payment of a fare.

(g) For any unauthorized person to use a discount ticket or fail to present, upon request from a system fare inspector, acceptable proof of eligibility to use a discount ticket.

(127)

SEC. 10.2.50. PASSENGER CONDUCT REGULATIONS.

For any passenger or other person in or about any public transit station (including an outdoor high-level boarding platform or station operated by the Bay Area Rapid Transit District), streetcar, cable car, motor coach, trolley coach or other public transit vehicle to commit any of the acts described below:

(a) Playing sound equipment on or in a system facility or vehicle;

(b) Smoking, eating, or drinking in or on a system facility or vehicle in those areas where those activities are prohibited by that system;

(c) Expectorating upon a system facility or vehicle;

(d) Willfully disturbing others on or in a system facility or vehicle by engaging in boisterous or unruly behavior;

(e) Carrying an explosive or acid, flammable liquid, or toxic or hazardous material in a system facility or vehicle;

(f) Urinating or defecating in a system facility or vehicle, except in a lavatory.

However, this paragraph shall not apply to a person who cannot comply with this paragraph as a result of a disability, age, or a medical condition;

(g) Willfully blocking the free movement of another person in a system facility or vehicle.

(h) Skateboarding, roller skating, bicycle riding, or roller blading in a system facility, vehicle, or parking structure. This restriction does not apply to an activity that is necessary for utilization of the transit facility by a bicyclist, including, but not limited to, an activity that is necessary for parking a bicycle or transporting a bicycle aboard a transit vehicle as permitted by the Municipal Transportation Agency. (128)

SEC. 10.2.51. CONVERSING WITH OPERATING PERSONNEL PROHIBITED.

For any person to engage any operator of any streetcar, cable car, bus or trolley coach in conversation, except for the purpose of procuring necessary information. (128.5)

SEC. 10.2.52. UNAUTHORIZED CURB PAINTING.

To paint any curb without the prior written authorization of the Municipal Transportation Agency. (38.l)

SEC. 10.2.53. CONSTRUCTION OR REPAIRING OF VEHICLES.

For any person to construct or cause to be constructed or repair or cause to be repaired any vehicle or any part of any vehicle upon any public street except such repairs as may be necessary in case of an accident or breakdown to enable the removal of the vehicle from the street. (65)

SEC. 10.2.54. ATTEMPT TO CANCEL A CITATION.

To cancel, attempt to cancel or solicit the cancellation of any citation issued pursuant to this Code or the Vehicle Code, in any manner other than as authorized by law. (157)

SEC. 10.2.55. PARKING OR DRIVING OF VEHICLES IN PORT AREA.

(1) To Park any vehicle or leave standing any animal, whether attended or unattended, or upon any property under the control and jurisdiction of the Port Commission or upon any thoroughfare located on such property in violation of Port Regulations. (220)

(2) To drive any vehicle or animal upon any wharf, bulkhead wharf, pier, quay, or storage area, within the control of the Port Commission, except that signs indicating

restrictions on such driving must be posted and clearly visible at the entrance from any thoroughfare or street to such wharf, bulkhead wharf, pier, quay, or storage area. (220)

SEC. 10.3. MISDEMEANORS

Except as may be authorized in Division II of this Code, the following actions are prohibited, and each and every violation of the prohibitions listed in this subparagraph (2) shall be a misdemeanor; provided however, that upon sentencing, the charge may, in discretion of the Court, be reduced to an infraction:

SEC. 10.3.1. OTHER FARE EVASION AND PASSENGER CONDUCT REGULATIONS.

For any passenger or other person in or about any public transit station (including an outdoor high-level boarding platform or station operated by the Bay Area Rapid Transit District), or public transit vehicle to commit any of the acts described below:

- (a) Knowingly providing false identification to a peace officer, fare inspector or other representative of the transit system when engaged in the enforcement of City or state laws regarding fare collection, fare evasion, passenger conduct or proof of payment of fare;
- (b) Interfering with the turnstile or fare register;
- (c) Meddling with the trolley pole or rope attached thereto;
- (d) Meddling with tracks, switches, turnouts, or any other transit system structures or facilities;
- (e) Entering upon the roadbed, tracks, structures or other portions of transit system property or facilities not open to passengers or the public;
- (f) Obstructing any person or persons in charge of any transit station or facility or public transit vehicle in the performance of that person's duties, or otherwise interfering with the operation of the public transit vehicle;
- (g) Sounding any bell, alarm or other warning device, without authorization;
- (h) Printing, duplicating or otherwise reproducing any token, card, transfer or other item used for entry onto any transit vehicle or into a transit station without the express permission of the Municipal Transportation Agency. (128.2)

SEC. 10.3.2. FRAUDULENT PAYMENT PROHIBITED.

To deposit or cause to be deposited in any Parking Meter any slug, device, or substitute for lawful money of the United States or any other authorized payment device, or to otherwise fraudulently attempt to obtain time on a Parking Meter or otherwise avoid making the required payment. (207)

SEC. 10.3.3. OBSTRUCTING TRAFFIC.

To obstruct traffic four or more times within one year without a Special Traffic Permit, or in violation of the terms of a Special Traffic Permit. Each hour or portion thereof during which the obstruction continues shall constitute a separate offense. (194.3)

SEC. 10.3.4. WILLFUL DAMAGE TO PARKING METERS PROHIBITED.

For any unauthorized person to deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any Parking Meter. (208)

SEC. 10.3.5. DISPLAYING REVOKED PARKING PERMIT.

Failure, when requested, to surrender a Parking Permit revoked by the Municipal Transportation Agency. A Police Officer or Parking Control Officer is authorized to confiscate a Parking Permit from a vehicle if the Parking Permit is determined to have been revoked. (316, 413, 713)

SEC. 10.3.6. VIOLATING TERMS OF PARKING PERMIT.

For a person to Park a vehicle in violation of the terms of any Parking Permit issued by the Municipal Transportation Agency. (315(a), 412(a), 712(a))

SEC. 10.3.7. FALSE APPLICATION FOR PARKING PERMIT.

For a person to falsely represent themselves as eligible for a Parking Permit or to furnish false information in an application submitted to any agency that certifies eligibility to participate in a program or as a member of a class to which the SFMTA issues Parking Permits. (315(b), 412(b), 712(b))

SEC. 10.3.8. DISPLAYING OR AUTHORIZING DISPLAY OF PERMIT ON OTHER VEHICLES.

For a person holding a valid Parking Permit to allow the use or display of such Parking Permit on a vehicle other than the vehicle for which the permit is issued, and for a person to so use or display the Parking Permit on a vehicle other than the vehicle for which it is issued. (315(c), 412(c), 712(c))

SEC. 10.3.9. DISPLAYING FRAUDULENT PARKING PERMIT.

For a person to copy, produce or otherwise create a facsimile or counterfeit Parking Permit without written authorization from the Municipal Transportation Agency, or for a person to knowingly use or display a facsimile or counterfeit Parking Permit in order to evade applicable Parking restrictions or payment requirements. (315(d), 412(d), 712(d))

ARTICLE 11: AUTHORITY TO REMOVE VEHICLES

SEC. 11. CIRCUMSTANCES PERMITTING REMOVAL.

(a) When any legally required signage is posted giving notice, any Police Officer or Parking Control Officer is authorized, in accordance with all applicable requirements of this Code and the Vehicle Code, to remove or cause to have removed any vehicle that is:

- (1) Parked in violation of Vehicle Code Section 22500; (70) or
- (2) Parked, disabled or abandoned in a manner as to obstruct the normal movement of traffic, or in a condition to create a hazard to other traffic in violation of Vehicle Code Sections 22651(b) or 22654(c); (70, 70(b), 159) or
- (3) Not a motorcycle and is Parked in an area designated as motorcycle parking only; (219) or
- (4) Interfering with road work in violation of signs posted at least 24 hours before the work is conducted, in accordance with Vehicle Code § 22654(d); (193, 194.3) or
- (5) Parked at a Stand when such vehicle is not within the class of vehicles authorized to use such Stand; (33.5A) or
- (6) Parked in such a manner that it blocks any entrance to any residence or blocks access to electric charging bays; (32.21, 32.21A, 32.22) or

(7) Parked in violation of any restriction or prohibition in Division II for which Division II authorizes removal of vehicles in accordance with Vehicle Code Section 22651(n); (32.4.1, 32.4.3) or

(8) Parked in violation of a Parking restriction or prohibition posted at a curb painted white, yellow green or red; (38.C) or

(9) Parked on a street for 72 or more consecutive hours, except that no vehicle may be removed pursuant to this Section unless there has been a conspicuous notice posted on the vehicle in accordance with all requirements of Division II. (37(a), 159, 159.10) or

(10) Parked in any Municipal Parking Facility in any manner which violates this Code, or which is left in a Municipal Parking Facility for more than 24 hours after the expiration of the period for which the parking fee was paid for that vehicle; (32.14, 32.19) or

(11) A bicycle left unattended in any manner that violates any restriction or prohibition in Division II. (219.2)

(b) Any peace officer or other employee authorized to enforce Port Regulations who finds any vehicle or animal unattended and standing or Parked in violation of Port Regulations may remove the vehicle or cause it to be removed to the nearest garage or such animal to the nearest place of safety. (220)

Section 3. This ordinance shall be effective on the calendar day following the date on which the Municipal Transportation Agency Board of Directors adopts Division II of the Transportation Code.

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

By: CHRISTIANE JEAN HAYASHI
Deputy City Attorney

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ARTICLE 100: DEFINITIONS AND GENERAL PROVISIONS

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) **City Traffic Engineer.** The City Traffic Engineer of the SFMTA or his or her designee.

(2) **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) **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) **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) **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) **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.

(7) **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. 102. CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE.

In undertaking the adoption and enforcement of this Division II, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers or employees, an obligation for breach of which the City is liable in money damages to any person who claims that such breach proximately caused injury.

SEC. 103. APPLICABILITY OF VEHICLE CODE.

The provisions of the San Francisco Transportation Code shall be construed in a manner consistent with the Vehicle Code. Nothing in this Code is intended to narrow or limit any authority granted to the City by the Vehicle Code.

SEC. 104. SEVERABILITY.

If any section, subsection, sentence, clause or phrase of this Division II is for any reason held to be unlawful, such decision shall not affect the validity of the remaining portions of this Code. The SFMTA Board of Directors declares that it would have passed this Code and each division, article, section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more division, articles, sections, subsections, sentences, clause or phrase be declared unlawful.

SEC. 105. TRAFFIC LAWS APPLY TO PERSON RIDING BICYCLES OR ANIMALS

Every person riding a bicycle or riding or driving an animal upon a highway shall have all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by the provisions of this Code except those provisions which by their very nature can have no application.

SEC. 106. EXEMPTIONS.

(a) Notwithstanding any other provision of this Code, the vehicles listed in this Section are exempt from the Parking restrictions specified below. Such vehicles remain subject to all Parking restrictions except those from which they are expressly exempted.

(1) City and County owned, leased or rented vehicles, displaying public entity license plates and the official City seal are exempt from Division I, Section 10.2.27 (Payment of Parking Meter); provided, however, that the exemption shall not apply when the vehicle is Parked in a yellow zone. City vehicles remain subject to Division I, Section 10.2.26(b) (Overtime-Parking Meter).

(2) News-Gathering Vehicles are exempt from Division I, Sections 10.2.26 (Overtime Parking), 10.2.27 (Payment of Parking Meter), 10.2.12 (Curb Parking-Yellow Zones), 10.2.13 (Curb Parking-White Zones) and 10.2.58 (Preferential Parking) when the employee is on duty and the vehicle is Parked at least one half mile from the employee's place of employment or residence and is in compliance with all requirements of Division I, Article 3 of this Code.

SEC. 107. RULES AND REGULATIONS.

The Director of Transportation is authorized to adopt such rules, regulations and procedures as he or she determines are necessary and appropriate for the implementation, administration and enforcement of this Code.

ARTICLE 200: CITY TRAFFIC ENGINEER

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.
- (13) 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.

(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 and regulate the location and use of motor vehicles and bicycles with respect to each other.

(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) Designate locations where Parking by vehicles over 6 feet high is restricted within 100 feet of an intersection.
- (19) Establish speed limits on Streets pursuant to Article 700 of this Code.
- (20) Establish bus, truck, and weight restrictions on Streets pursuant to Article 500 of this Code.

SEC 202. NOTICE OF PUBLIC HEARING.

The City Traffic Engineer shall post localized notices of public hearings for changes implemented pursuant to subsections 201(b) or 201(c). Such notices shall be posted on at least two utility poles in the affected area for no less than 10 calendar days prior to the hearing. The notice of the public hearing shall also be posted on the SFMTA website.

SEC 203. FINAL SFMTA DECISION; REQUEST FOR REVIEW.

(a) Board of Directors Decisions: Any decision of the SFMTA Board of Directors to install or remove a stop sign, to create or eliminate a bicycle lane, to create

or eliminate a preferential Parking zone pursuant to Sections 22507 or 22507.1 of the Vehicle Code, create or eliminate a Parking Meter zone, adopt a short term Parking restriction, or establish or remove a blue zone shall, upon approval, be a Final MTA Decision.

(b) City Traffic Engineer Decisions. Whenever the City Traffic Engineer declines a public request to recommend to the SFMTA Board any of the actions identified in subsection (a), notice of such decision shall be posted on the MTA website and mailed to the requestor at the address provided by the requestor. If the request was made by petition, notice shall be mailed to the primary contact for the petition.

(c) Request for Review. Any person may submit by mail a written and signed request for review of any decision made by the City Traffic Engineer pursuant to subsection (b). The request for review shall specify the grounds for review of the decision and the name and mailing address of the person submitting the request. Such request must be received by the SFMTA on or before the 30th day following the date that the notice of decision is posted on the MTA website or is mailed, whichever date is later.

(d) Director of Transportation's Determination. Within 30 calendar days of receiving a request for review, the Director of Transportation shall determine whether to affirm the decision of the City Traffic Engineer or refer the matter to the SFMTA Board of Directors. If the Director of Transportation affirms the determination of the City Traffic Engineer, the request for review is denied and the decision becomes a Final SFMTA Decision. Notice of the Final SFMTA Decision shall be mailed to the requestor at the address provided by the requestor. If the request was made by petition, notice shall be mailed to the primary contact for the petition.

(e) SFMTA Board of Directors Hearing. If the request for review is referred to the SFMTA Board of Directors, notice of the time and place of such hearing shall be mailed to the requestor and posted in accordance with the requirements of Section 202.

ARTICLE 300: FINES AND FEES

SEC. 301. LATE PAYMENT; SPECIAL COLLECTIONS AND BOOT REMOVAL FEE.

(a) Except as otherwise specified in this Code, the SFMTA may charge the following penalties and fees to persons to whom civil citations have been issued or to owners of cited vehicles for failure to either pay the citations or to contest the underlying citations by the due date affixed to the notice of violation:

(1) The penalty for failure to pay a citation penalty or contest the underlying citation by the first due date affixed to the notice of violation shall be \$25.00.

(2) The penalty for failure to pay a citation penalty or contest the underlying citation by the second due date affixed to the notice of violation shall be \$35.00.

(3) A fee to reimburse the City for collection costs incurred as a result of a citation that is not either contested or paid by the first due date affixed to the notice of violation.

(4) A fee to reimburse the City for the costs of removing boots from scofflaw vehicles in the amount of \$205.

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.

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT
Police Code Section 710.2	For Sale Sign		\$ 50.00
TC98.3	Div I 10.2.4	Bicycle Messenger Regulations	\$ 50.00 (1 st offense) \$100.00 (2 nd offense) \$250.00 (3 rd offense)
TC68	Div I 10.2.47	Selling from Vehicle	\$100.00 (1 st offense) \$200. (2 nd offense w/in 1 year) \$500. (3 rd offense w/in 1 year)
TC32.14, 58c	Div I 10.2.5	Parking Marked Space	\$45.00
TC32.14	Div I 10.2.6	Blocking Parking Spaces	\$60.00
TC32.13, 55	Div I 10.2.7	Angled Parking	\$45.00
TC32.21	Div I 10.2.8	Blocking Residential Door	\$33.00
TC33.3, 33.3.2	Div I 10.2.9	Truck Loading Zone	\$70.00
TC37C	Div I 10.2.10	Street Cleaning	\$50.00
TC38A	Div I 10.2.11	Red Zone	\$85.00
TC38B, 38B.1	Div I 10.2.12	Yellow Zone	\$70.00
TC38C	Div I 10.2.13	White Zone	\$85.00
TC38D	Div I 10.2.14	Green Zone	\$60.00
TC33.5, 39, 66	Div I 10.2.5	Parking in Stand	\$75.00
TC37A	Div I 10.2.15	Parking for 72 Hours	\$85.00
TC56	Div I 10.2.17	Median Dividers and Islands	\$60.00
TC58A	Div I 10.2.18	Block Wheels	\$45.00
TC33C	Div I 10.2.19	Temp Park Restriction	\$50.00
TC33.1	Div I 10.2.20	Temp Construction Zone	\$50.00
TC60.5	Div I 10.2.21	Engine Idle Parked	\$100.00
TC61	Div I 10.2.22	100 Feet Oversize	\$60.00
TC66	Div I 10.2.23	Tour Bus Loading	\$100.00
TC70	Div I 10.2.24	Obstruction of Traffic-Vehicle	\$45.00
TC193.4	Div I 10.2.24	Obstruction of Traffic w/o Permit	\$500.00 (1 st offense) \$700.00 (2 nd offense) \$975.00 (3 rd offense)
TC21	Div I 10.2.25	Remove Chalk	\$100.00
TC32C.1	Div I 10.2.26	Overtime Parking-Dwntwn Core	\$60.00
TC32C.2	Div I 10.2.26	Overtime Parking-Other Areas	\$50.00
TC32C.12	Div I 10.2.26	Overtime Parking-Off Street	\$50.00

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT
TC202.1	Div 1 10.2.26	Parking Meter-Dwntwn Core	\$60.00
TC202	Div 1 10.2.26	Parking Meter-Other Areas	\$50.00
TC32.10	Div 1 10.2.27	Parking Meter-Off Street	\$50.00
TC32A.1	Div 1 10.2.28	Tow-Away Zone-Dwntwn Core	\$70.00
TC32A.2	Div 1 10.2.28	Tow-Away Zone-Other Areas	\$70.00
TC32B, 412(a)	Div 1 10.2.28	Parking Restrictions	\$70.00
TC32.21A	Div 1 10.2.35	Block Charging Bay	\$100.00
TC31, 31.2	Div 1 10.2.38	Transit-Only	\$76.00
TC63.2	Div 1 10.2.45	Vehicles for Hire Parking	\$100.00
TC63.3	Div 1 10.2.46	Advertising Sign	\$100.00
TC63-63A, 63.1	Div 1 10.2.48	Parking Weight Restrictions	\$100.00
TC127	Div 1 10.2.49	Fare Evasion	\$50.00
TC128	Div 1 10.2.50	Passenger Misconduct	\$50.00

SEC. 303. CALIFORNIA VEHICLE CODE PENALTY SCHEDULE.

VEHICLE CODE SECTION	DESCRIPTION	FINE AMOUNT
VC4462B	Improper Registered Plates	\$50.00
VC4464	Altered Plates	\$50.00
VC5201	Plates/Mounting	\$60.00
VC5201F	Plate Cover	\$60.00
VC5202	No Plates	\$60.00
VC5204A	Tabs	\$60.00
VC21113A	School/Pub Ground	\$55.00
VC21211	Bicycle Path/Lanes	\$60.00
VC22500A	Parking in Intersection	\$85.00
VC22500B	Parking in Crosswalk	\$85.00
VC22500C	Safety Zone	\$85.00
VC22500D	15 Ft of Fire Station	\$85.00
VC22500E	Driveway	\$85.00
VC22500F	On Sidewalk	\$100.00
VC22500G	Excavation	\$45.00
VC22500 H	Double Parking	\$75.00
VC22500I	Bus Zone	\$250.00
VC22500J	Tube or Tunnel	\$45.00
VC22500K	Bridge	\$45.00
VC22500L	Wheelchair Access	\$250.00
VC22500.1	Parking in Fire Lane	\$60.00
VC22502A	Over 18 inches from Curb	\$45.00
VC22502B	Wrong Way Parking	\$45.00
VC22502E	One-Way Road/Parking	\$45.00
VC22505B	Signs	\$45.00
VC22507.8A	Disabled Parking	\$250.00
VC22507.8B	Disabled Parking	\$250.00
VC22507.8C	Disabled Parking	\$250.00
VC22511.57	Lost, Stolen Placard (Div I § 10.2.57)	\$100.00
VC22514	Fire Hydrant	\$85.00
VC22515A	Unattended Motor Vehicle	\$60.00
VC22515B	Unattended Vehicle	\$60.00
VC22516	Locked Vehicle	\$55.00
VC22521	Railroad Tracks	\$75.00
VC22522	W/3 Ft Wheelchair Ramp	\$250.00
VC22523A	Abandoned Vehicle/Highway	\$210.00
VC22523B	Abandoned Vehicle/Public or Private Property	\$210.00
VC22526A	Blocking Intersection	\$85.00
VC22526B	Blocking Intersection white Turning	\$100.00
VC23333	Park/Veh Crossing	\$70.00

Violation of any of the following subsections of the Vehicle Code (VC) shall be punishable by the fines set forth below.

SEC. 304. COLOR CURB PAINTING FEES.

(a) Fees. When a request for color curb markings is received by the SFMTA, the City Traffic Engineer is authorized to administer and collect a processing fee, a painting fee, and a renewal fee from the requestor. The fees shall be as follows:

Table 304:

WHITE AND GREEN ZONE FEE SCHEDULE

Zone length	Processing	Paint	New Request Total	Biennial Renewal
1 to 22 feet	\$336	\$158	\$494	\$160
23 to 44 feet	\$672	\$316	\$988	\$320
45 to 66 feet	\$1,008	\$474	\$1482	\$480
More than 66 feet	\$1,344	\$474	\$1976	\$640
Green Zone Meter	\$250	-	-	-
Red Zone	\$80 processing fee Initial painting and renewal: \$73 per 6 linear feet or fraction thereof			

(b) Exemptions from White Zone Fees. The following entities shall be exempt from paying white zone fees so long as such entities are primarily conducting nonprofit activities at the location of the white zone:

- (1) Government buildings open to the public;
- (2) Buildings occupied by private nonprofit organizations whose exclusive function is serving senior citizens and persons with disabilities; and
- (3) Private nonprofit educational institutions whose exclusive function is providing education to students in any grade from kindergarten through eighth grade.

(c) Nothing in this Section is intended to limit the SFMTA's ability to install color curb markings on its own initiative.

SEC. 305. ADMINISTRATIVE FEE.

A fee to reimburse the City for costs incurred in the administration of the procedures for towing vehicles from within the public right of way shall be charged to the

owner of a vehicle towed from the public right of way by the SFMTA or the Police Department. The Director of Transportation is authorized to establish the fee in an amount reasonably calculated to cover the actual costs incurred by the City in towing vehicles from the public right of way. The administrative fee imposed pursuant to this Section shall be in addition to the fee charged by a tow car operator to the owner of a towed vehicle for the costs of towing and storing the vehicle. The fee imposed pursuant to this Section shall not be taken into account in determining the maximum fee that may lawfully be charged by the tow car operator to the owner of a removed vehicle, nor shall the fee imposed pursuant to this Section be taken into account in determining whether a fee charged by the tow car operator to the owner of a removed vehicle is excessive as a matter of law.

ARTICLE 400: PARKING METER REGULATIONS

SEC. 401. PARKING METER RATES, OPERATION TIMES, AND TIME LIMITS.

Within the range of charges authorized for each Parking Meter Zone in Sections 406-410 of this Article, and consistent with the policies established by the SFMTA Board of Directors, the Director of Transportation is authorized to determine:

- (a) The rate to be charged at any particular meter at any particular time;
- (b) The times and days during which deposit of valid payment at a Parking Meter is required;
- (c) The maximum time period permitted for Parking at any Parking Meter; and
- (d) The Parking Meter technology to be used by the SFMTA.

SEC. 402. PARKING METER ZONE NUMBER ONE.

Parking Meter Zone Number One shall include that portion of the City and County of San Francisco not under the jurisdiction of the Port of San Francisco commencing at a point where the southerly line of King Street intersects the easterly line of The Embarcadero, thence westerly along the southerly line of King Street to the westerly line of Fourth Street, thence northerly along the westerly line of Fourth Street to the northerly line of Mission Street, thence westerly along the northerly line of Mission Street to the westerly line of Seventh Street, thence northerly along the westerly line of Seventh Street to the northerly line of Market Street, thence easterly along the northerly line of Market Street to the westerly line of Taylor Street, thence northerly along the westerly line of Taylor Street to the northerly line of Bush Street, thence easterly along the northerly line of Bush Street to the easterly line of Grant Avenue, thence northerly along the easterly line of Grant Avenue to the northerly line of California Street, thence easterly along the northerly line of California Street to the westerly line of Kearny Street, thence northerly along the westerly line of Kearny Street to the southerly line of Jackson Street, thence easterly along the southerly line of Jackson Street to the easterly line of

Battery Street, thence southerly along the easterly line of Battery Street to the northerly line of Washington Street, thence easterly along the northerly line of Washington Street to the easterly line of The Embarcadero, thence southerly along the easterly line of The Embarcadero to the point of commencement.

SEC. 403. PARKING METER ZONE NUMBER TWO.

Parking Meter Zone Number Two shall consist of that portion of the City and County of San Francisco not under the jurisdiction of the Port of San Francisco commencing at a point where the northerly line of Folsom Street intersects the westerly line of Fifth Street, thence westerly along the northerly line of Folsom Street to the westerly line of Tenth Street, thence northerly along the westerly line of Tenth Street to the southerly line of Mission Street, thence westerly along the southerly line of Mission Street to the westerly line of Twelfth Street, thence northerly along the westerly line of Twelfth Street to the northerly line of Market Street, thence westerly along the northerly line of Market Street to the westerly line of Franklin Street, thence northerly along the westerly line of Franklin Street to the northerly line of Eddy Street, thence easterly along the northerly line of Eddy Street to the westerly line of Jones Street, thence northerly along the westerly line of Jones Street to the northerly line of Bush Street, thence easterly along the northerly line of Bush Street to the westerly line of Stockton Street, thence northerly along the westerly line of Stockton Street to the southerly line of Broadway, thence easterly along the southerly line of Broadway to the westerly line of The Embarcadero, thence southerly along the westerly line of The Embarcadero to the southerly line of King Street, thence along the southerly line of King Street to the westerly line of Fifth Street, thence northerly along the westerly line Fifth Street to the point of commencement, except that the portion of the City and County of San Francisco within Parking Meter Zone Number One as described in Section 201.1 is excluded from Parking Meter Zone Number Two.

SEC. 404. PARKING METER ZONE NUMBER THREE.

Parking Meter Zone Number Three includes that portion of the City and County of San Francisco not included within the boundaries of Parking Meter Zones Number One, Two and Four. It excludes any part of the City and County of San Francisco under the jurisdiction of the Port of San Francisco

SEC. 405. PARKING METER ZONE NUMBER FOUR.

Parking Meter Zone Number Four includes that portion of the City and County of San Francisco not under the jurisdiction of the Port of San Francisco within the area bounded by San Francisco Bay on the north and east, the southerly line of Bay Street on the south and the westerly line of Van Ness Avenue on the west.

SEC. 406. PARKING METER RATES– PARKING METER ZONE NUMBER ONE.

The rates for Parking Meters in Parking Meter Zone Number One shall be between \$1.00 an hour and \$3.00 an hour.

SEC. 407. PARKING METER RATES– PARKING METER ZONE NUMBER TWO.

The rates for Parking Meters in Parking Meter Zone Number Two shall be between \$1.00 an hour and \$2.50 an hour.

SEC. 408. PARKING METER RATES– PARKING METER ZONE NUMBER THREE.

The rates for Parking Meters in Parking Meter Zone Number Three shall be between \$1.00 an hour and \$1.50 an hour.

SEC. 409. PARKING METER RATES– PARKING METER ZONE NUMBER FOUR.

The rates for Parking Meters in Parking Meter Zone Number Four shall be between \$1.00 an hour and \$2.50 an hour.

SEC. 410. PARKING METER RATES– MOTORCYCLES.

The hourly rate for motorcycle Parking Meters for the various Parking Meter Areas shall be as follows:

- (a) Parking Meter Area One shall have an hourly rate of twenty-five cents.
- (b) Parking Meter Area Two shall have an hourly rate of fifteen cents.
- (c) Parking Meter Area Three shall have an hourly rate of ten cents.
- (d) Parking Meter Area Four shall have an hourly rate of fifteen cents.

SEC. 411. TRUCK LOADING ZONES. Where there are multiple Parking Meters in a Truck Loading Zone and the length of a Truck necessitates that it occupy more than one Parking Space, compliance with Division I Section 10.2.27 (Payment of Parking Meter) requires payment of the Parking Meter for each Parking Space occupied by the Truck.

ARTICLE 500: SIZE, WEIGHT, LOAD RESTRICTIONS

SEC. 501. VEHICLE WEIGHT RESTRICTIONS.

(a) Prohibition. Operation of a vehicle with gross weight in excess of 6,000 pounds on the Streets listed in Section 501(b), or the operation of a vehicle with unladen weight in excess of 18,000 pounds on any Street listed in Section 501(c) is a violation of Division I, Section 10.2.36 (Weight Restricted Streets).

(b) 6,000 lbs Limits. No person shall operate a vehicle of a gross weight in excess of 6,000 pounds on the following Streets:

- (1) 25th Street, between Sanchez and Dolores Streets.

- (2) 26th Street, between Church and Sanchez Streets.
- (3) 27th Street between Douglass and Castro Streets.
- (4) 28th Street between Douglass and Diamond Streets.
- (5) 29th Street between Diamond and Castro Street.
- (6) 34th Avenue between Wawona and Yorba Streets.
- (7) Alabama Street, between Ripley Street and South Precita Avenue.
- (8) Albion Street, between 15th and 17th Streets.
- (9) Alhambra Street, between Scott Street and Cervantes Boulevard.
- (10) Anza Vista Avenue between O'Farrell and Baker Streets.
- (11) Bacon Street between Somerset Street and San Bruno Avenue.
- (12) Baker Street between Terra Vista Avenue and Turk Street.
- (13) Baker Street, between Union Street Avenue and Marina Boulevard.
- (14) Barcelona Avenue between Terra Vista and Anza Vista Avenues.
- (15) Bay Street, between Laguna Street and Columbus Avenue.
- (16) Beaumont Avenue, between Turk and Anza Streets.
- (17) Blanken Avenue, between Tunnel Avenue and Executive Park Boulevard.
- (18) Broderick Street between Richardson Avenue and Union Street.
- (19) Broderick Street, between O'Farrell Street and Turk Street.
- (20) Brussels Street between Silver Avenue and Burrows Street.
- (21) Buchanan Street between Broadway and Union Streets.
- (22) Buchanan Street, between Lombard and Chestnut Streets.
- (23) Burrows Street between Somerset Street and San Bruno Avenue.
- (24) Cayuga Avenue, between Geneva and Foote Avenues.
- (25) Cedro Avenue, between Mercedes Way and Ocean Avenue.

- (26) Cerritos Avenue, between Mercedes Way and Ocean Avenue.
- (27) Cervantes Boulevard between Fillmore Street and Marina Boulevard.
- (28) Cesar Chavez Street between Church and Noe Streets.
- (29) Chattanooga Street, between Twenty-first and Jersey Streets.
- (30) Chestnut Street between Montgomery and Sansome Streets.
- (31) Chestnut Street, between Laguna Street and Van Ness Avenue.
- (32) Chestnut Street, between Lyon Street and Broderick Street.
- (33) Chestnut Street, between Polk Street and Columbus Avenue.
- (34) Claremont Boulevard, between Portola Drive and Taraval Street.
- (35) Clipper Street, between Diamond Heights Boulevard and Dolores Street.
- (36) College Avenue, between Genebern Way and Mission Street.
- (37) Commonwealth Avenue between Geary Boulevard and California Street.
- (38) Corbett Avenue, between Clayton and Seventeenth Streets.
- (39) Crane Street between Paul Avenue and Bayshore Boulevard.
- (40) Del Vale Avenue between Evelyn Way and O'Shaughnessy Boulevard.
- (41) Delano Avenue, between Geneva and Ottawa Avenues.
- (42) Dewey Boulevard, between Laguna Honda Boulevard and Taraval Street.
- (43) Diamond Heights Boulevard between the westerly leg of Berkeley Way and Elk Street.
- (44) Diamond Street between Chenery Street and Diamond Heights Boulevard.
- (45) Douglass Street between Twenty-seventh and Twenty-eighth Streets.

- (46) Duncan Street between Diamond Street and Diamond Heights Boulevard.
- (47) Ecker Street between Jessie and Mission Streets.
- (48) Eddy Street, between Divisadero Street and St. Joseph's Avenue.
- (49) Eighteenth Avenue between Vicente and Ulloa Streets.
- (50) Elk Street between Bosworth and Chenery Streets.
- (51) Elk Street between Diamond Heights Boulevard and Chenery Street.
- (52) Ellis Street, between Divisadero Street and St. Joseph's Avenue.
- (53) Encanto Avenue between Terra Vista and Anza Vista Avenues.
- (54) Encline Court between Marietta Drive and the Eastern Terminus.
- (55) Everglade Drive, between Sloat Boulevard and Eucalyptus Drive.
- (56) Fair Oaks Street between Twenty-first and Twenty-sixth Streets.
- (57) Felton Street between Somerset Street and San Bruno Avenue.
- (58) Filbert Street between Divisadero and Lyon Streets.
- (59) Filbert Street, between Polk and Taylor Streets.
- (60) Fillmore Street between Broadway and Union Streets.
- (61) Folsom Street, between Precita Avenue and Bernal Heights Boulevard; and Bernal Heights Boulevard, between Folsom Street and Bernal Heights Park (approximately 350 feet).
- (62) Foote Avenue, between Alemany Boulevard and San Jose Avenue.
- (63) Fortuna Avenue between Terra Vista and Anza Vista Avenues.
- (64) Francisco Street between Montgomery and Kearny Streets.
- (65) Francisco Street, between Baker and Scott Streets.
- (66) Francisco Street, between Laguna Street and Van Ness Avenue.
- (67) Francisco Street, between Lyon Street, and Richardson Avenue.
- (68) Francisco Street, between Polk Street and Columbus Avenue.

- (69) Franklin Street, between California and Lombard Streets.
- (70) Genebern Way, between Alemany Boulevard and College Avenue.
- (71) Gilman Avenue, between Third and Fitch Streets.
- (72) Girard Street between Silver Avenue and Bacon Street.
- (73) Goettingen Street between Silver Avenue and Bacon Street.
- (74) Gough Street, between Jackson and Union Streets.
- (75) Gough Street, between Union and California Streets.
- (76) Great Highway, between Lincoln Way and Sloat Boulevard.
- (77) Green Street between Grant Avenue and Montgomery Street.
- (78) Green Street, between Polk and Mason Streets.
- (79) Greenwich Street between Divisadero and Lyon Streets.
- (80) Greenwich Street between Franklin Street and Van Ness Avenue.
- (81) Greenwich Street, between Polk and Taylor Streets.
- (82) Guerrero Street between Eighteenth and Cesar Chavez Streets.
- (83) Hollister Avenue between Third and Hawes Streets.
- (84) Ingalls Street between Fitzgerald and Jamestown Avenues.
- (85) Ingerson Avenue between Third Street and Giants Drive.
- (86) Innes Avenue, between Middle Point Road and Hunters Point Boulevard.
- (87) Jamestown Avenue, between Third Street and Harney Way.
- (88) Jennings Street between Fitzgerald and Jamestown Avenues.
- (89) Jennings Street between Palou and Thomas Avenues.
- (90) Jersey Street, between Castro and Church Streets.
- (91) Jones Street between California and Pine Streets.
- (92) Jones Street, between Columbus and Pacific Avenues.

- (93) Jordan Avenue between Geary Boulevard and California Street.
- (94) Kansas Street, between Twenty-second and Twenty-third Streets.
- (95) Kearny Street between Francisco and Bay Streets.
- (96) Keith Street between Palou and Van Dyke Avenues.
- (97) Kensington Way, between Claremont Boulevard and Portola Drive.
- (98) Laguna Street between Broadway and Union Streets.
- (99) Lane Street between Palou and Van Dyke Avenues.
- (100) Larkin Street between Chestnut and Francisco Streets.
- (101) Larkin Street, between Bay Street and Pacific Avenue.
- (102) Lathrop Avenue, between Tunnel and Tocoloma Avenues.
- (103) Laurel Street between Mayfair Drive and Euclid.
- (104) Leavenworth Street, between Bay Street and Pacific Avenue.
- (105) Ledyard Street, between Silver Avenue and Thornton Avenue.
- (106) Lombard Street between Montgomery and Sansome Streets.
- (107) Lombard Street between Stockton and Kearny Streets.
- (108) Lombard Street, between Hyde and Leavenworth Streets.
- (109) Lombard Street, between Polk and Leavenworth Streets.
- (110) Lyon Street between Lombard and Francisco Streets.
- (111) Lyon Street, between Green and Lombard Streets.
- (112) Marietta Drive Between Evelyn Way and Teresita Boulevard.
- (113) Marina Boulevard, between Lyon and Laguna Streets.
- (114) Mariposa Street, between Mississippi and Connecticut Streets.
- (115) Mariposa Street, between Vermont and Kansas Streets.
- (116) Market Street, between Fremont Street and Van Ness Avenue, within the streetcar track lanes.

- (117) Masonic Avenue between Waller Street and Frederick Street.
- (118) Mayfair Drive between Laurel and Spruce Streets.
- (119) Mendell Street, between Galvez and Hudson Avenues.
- (120) Middle Point Road, between Evans and Innes Avenues.
- (121) Monterey Boulevard, between Ridgewood and Santa Clara Avenues.
- (122) Montgomery Street between Green Street and Broadway Streets.
- (123) Montgomery Street between Lombard and Francisco Streets.
- (124) Mount Vernon Avenue, between Alemany Boulevard and San Jose Avenue.
- (125) Newhall Street, between Innes and Hudson Avenues.
- (126) Newhall Street, between Palou and Quesada Avenues.
- (127) Niagara Avenue, between Alemany Boulevard and San Jose Avenue.
- (128) Nido Avenue between Vega and Turk Streets.
- (129) Octavia Street between Broadway and Union Streets.
- (130) Ottawa Avenue, between Alemany Boulevard and Otega Avenue.
- (131) Pacheco Street, between Dewey Boulevard and Ninth Avenue.
- (132) Palm Avenue between Geary Boulevard and California Street.
- (133) Palou Avenue between Selby and Griffith Streets.
- (134) Parker Avenue between Geary Boulevard and California Street.
- (135) Parker Avenue, between Turk and Anza Streets.
- (136) Pennsylvania Street, between Mariposa and Twenty-second Streets.
- (137) Pond Street, between 16th and 17th Streets.
- (138) Powell Street between Sutter and California Street.
- (139) Quesada Avenue between Ingalls and Hawes Streets.

- (140) Quesada Avenue between Third and Ingalls Streets.
- (141) Revere Avenue between Ingalls and Hawes Streets.
- (142) Revere Avenue between Third and Ingalls Streets.
- (143) Rossi Avenue, between Turk and Anza Streets.
- (144) Santa Clara Avenue, between Monterey Boulevard and Portola Drive.
- (145) Scotia Avenue, between Silver Avenue and Thornton Avenue.
- (146) Scott Street, between California and Bush Streets.
- (147) Shafter Avenue between Ingalls and Hawes Streets.
- (148) Shafter Avenue between Third and Ingalls Streets.
- (149) Silliman Street between Somerset Street and San Bruno Avenue.
- (150) Spruce Street, between Geary Boulevard and Euclid Street.
- (151) St. Francis Boulevard, between Portola Drive and San Anselmo Avenue.
- (152) St. Joseph's Avenue, between O'Farrell Street and Turk Street.
- (153) Stanyan Street between 17th Street and Belgrave Street.
- (154) Stanyan Street, between Turk and Anza Streets.
- (155) Taraval Street, between 14th Avenue and Dewey Boulevard.
- (156) Taylor Street between Pine and California Streets.
- (157) Taylor Street, between Columbus and Pacific Avenues.
- (158) Telegraph Hill Boulevard.
- (159) Terra Vista Avenue between Anza Vista and St. Joseph's Avenues.
- (160) Thomas Avenue between Third and Jennings Streets.
- (161) Thornton Avenue, between Bayshore Boulevard and 3rd Street.
- (162) Thorp Lane.

- (163) Tunnel Avenue, between Blanken Avenue and Bayshore Boulevard.
- (164) Underwood Avenue between Third and Jennings Streets.
- (165) Union Street, between Lyon and Steiner Streets.
- (166) Vallejo Street between Montgomery and Sansome Streets.
- (167) Vallejo Street, between Polk and Mason Streets.
- (168) Vega Street between Nido and Anza Vista Avenues.
- (169) Vermont Street, between 17th and 18th Streets.
- (170) Vermont Street, between Twentieth and Twenty-second Streets.
- (171) Vesta Street, between Thornton Avenue and Williams Avenue.
- (172) Vicente Street between Sixteenth and Nineteenth Avenues.
- (173) Webster Street between Broadway and Union Streets.
- (174) Webster Street, between Bay Street and Marina Boulevard.
- (175) Westwood Park area streets within an area bounded by the south side of Monterey Boulevard and the east side of Plymouth Avenue, the north side of Ocean Avenue and the west side of Faxon Avenue.
- (176) Wheat Street between Paul Avenue and Bayshore Boulevard.
- (177) Yerba Buena Avenue, between Santa Clara Avenue and Miraloma Avenue.

(c) 18,000 lbs. Limit. No person shall operate a vehicle with an unladen weight in excess of 18,000 pounds on the following Streets:

- (1) Blanken Avenue, between Bayshore Boulevard and Tunnel Avenue
- (2) Tunnel Avenue, between Blanken Avenue and Recycle Road

(d) Exemptions. The provisions of this Section shall not be applicable to:

(1) Any vehicle which is subject to the provisions of Sections 1031 to 1036, inclusive, of the California Public Utilities Code and which has received a certificate from the CPUC pursuant to those Sections declaring that the public necessity and convenience require the operation of the vehicle, provided that the certificate authorizes that vehicle to be operated within the City, and the vehicle is being operated

for the purpose authorized in the certificate. This exemption shall not apply to vehicles operated as round-trip sightseeing tour service as defined by the CPUC;

(2) Any commercial vehicle coming from an unrestricted Street having ingress and egress by direct route to and from that portion of the restricted Streets set forth below, when necessary for the purpose of making pickups of refuse, pickups or deliveries of passengers, goods, wares and merchandise from or to any building or structure located on such restricted Street, or for the purpose of delivering materials or equipment to be used in the actual and bona fide repairs, alteration, remodeling or construction of such restricted Street, or for any building or structure upon such restricted Street for which a building permit has previously been obtained;

(3) Any vehicle owned by a public utility while in use in the construction, installation or repair of any public utility;

(4) Transit vehicles operated by the SFMTA along a regularly scheduled route;

(5) School buses when operated for the transportation of school pupils;

(6) Any vehicle owned by the City while being used in the course of official business;

(7) Emergency vehicles.

SEC. 502. COMMERCIAL VEHICLES; PARKING LIMITED IN CERTAIN DISTRICTS.

Transportation Code, Division I, Section 10.2.48 (Commercial Vehicle Parking in Certain Districts), shall apply only to a vehicle with a manufacturer's gross vehicle weight rating or a gross combination weight rating in excess of 10,000 pounds while Parked on any Street in an RH-1(D), RH-1, RH-2, RH-3, RM-1, RM-2, RM-3, RM-4 or P Use District.

ARTICLE 600: TRANSIT-RELATED RESTRICTIONS

SEC. 601. DESIGNATED TRANSIT-ONLY AREAS.

(a) The locations listed in this Section 601 are designated as Transit-only Areas. Any vehicle operating within a Transit-only Area during times that the Transit-only Area is enforced is in violation of Transportation Code, Division I, Section 10.2.38 (Driving in Transit-only Area).

(1) Cable Car Lanes On Powell Street Between California Street And Sutter Street. Except as to cable cars, Municipal Railway vehicles, and authorized emergency vehicles, no vehicle may operate within, over, upon or across the cable car lanes, or make any left or U-turn on the exclusive cable car lanes on Powell Street between California and Sutter Streets except to pass a disabled vehicle.

(2) West Portal Avenue Between 15th Avenue And Sloat Boulevard.
Except as to streetcars and Municipal Railway vehicles, no vehicle may operate within Transit-only Areas on West Portal Avenue between 15th Avenue and Sloat Boulevard.

(3) Exclusive Commercial Vehicle/Transit Area On Sansome Street.
Except as to buses, taxis, authorized emergency vehicles, and commercial vehicles, no vehicle may operate within the Transit-only Area running southbound on Sansome Street between Washington Street and Bush Street.

(4) Judah Street, from 9th Avenue to 20th Avenue. Except as to streetcars and Municipal Railway vehicles, no vehicle may operate within Transit-only Areas on Judah Street from 9th Avenue to 20th Avenue.

(5) Other Transit-Only Areas. Except for buses, taxicabs, vehicles preparing to make a turn, vehicles entering into or exiting from a stopped position at the curb, and vehicles entering into or exiting from a driveway, no vehicle may operate in the following Transit-only Areas during the times indicated:

Street	From	To	Hours of Operation
1st St.	Market St.	Howard St.	All Times
3rd St.	Townsend St.	Market St.	All Times
4th St.	Harrison St.	Townsend St.	All Times
4th St.	Market St.	Howard St.	All Times
Clay St.	Sansome St.	Davis St.	All Times
Fremont St.	Mission St.	Market St.	All Times
Geary St.	Market St.	Powell St.	All Times
Geary St.	Mason St.	Gough St.	All Times
Judah St.	20 th Ave.	La Playa St.	All Times
Market St. (Inbound)	12th St.	5th St.	All Times
Market St. (Outbound)	So. Van Ness Ave.	8th St.	All Times
O'Farrell St.	Gough St.	Hyde St.	All Times
O'Farrell St.	Jones St.	Powell St.	All Times
Post St.	Gough St.	Grant St.	All Times
Potrero Ave. (NB)	24 th St.	22 nd St.	All Times
Stockton St.	Bush St.	Geary St.	All Times
Sutter St.	Gough St.	Kearny St.	All Times
Sacramento St.	Drumm St.	Kearny St.	7:00 AM - 7:00 PM, Monday - Friday
Stockton St.	Geary St.	O'Farrell St.	7:00 AM - 7:00 PM, Monday - Saturday
Mission St. (Inbound)	5th St.	Beale St.	7:00 AM - 6:00 PM, Monday - Friday
Mission St. (Outbound)	Main St.	4th St.	7:00 AM - 6:00 PM, Monday - Friday
Mission St. (Inbound)	11th St.	5th St.	7:00 AM - 9:00 AM, Monday - Friday
O'Farrell St.	Hyde St.	Jones St.	7:00 AM - 9:00 AM, Monday - Friday
Clay St.	Powell St.	Battery St.	7:00 AM - 9:00 AM, Monday - Friday
Mission St. (Inbound)	11th St.	5th St.	4:00 PM - 6:00 PM, Monday - Friday
Mission St. (Outbound)	4th St.	11th St.	4:00 PM - 6:00 PM, Monday - Friday
Geary St.	Mason St.	Powell St.	4:00 PM - 6:00 PM, Monday - Friday
Sacramento St.	Kearny St.	Larkin St.	4:00 PM - 6:00 PM, Monday - Friday
Sutter St.	Sansome St.	Kearny St.	3:00 PM - 6:00 PM, Monday - Friday
Bush St.	Montgomery St.	Battery St.	3:00 PM - 7:00 PM, Monday - Friday
4th St.	Howard St.	Clementina	3:00 PM - 7:00 PM, Monday - Friday

ARTICLE 700: SPEED LIMITS

SEC. 701. LEGISLATIVE FINDINGS.

The SFMTA Board of Directors finds and determines, on the basis on engineering and traffic surveys, that the speed limits listed below will facilitate the orderly movement of traffic and would be reasonable and safe upon the designated Streets.

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) 10th Street, from Market Street to 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) Bryant Street between the Embarcadero and 10th Street.
- (6) Carter Street between Geneva Avenue and County Line.
- (7) Cesar Chavez Street, Third Street to a point 500 feet east of Kansas Street.
- (8) Diamond Heights Boulevard between Clipper Street and Sussex Street.
- (9) Embarcadero between King Street and Broadway.
- (10) Fell Street, from Gough Street to Stanyan Street.
- (11) Folsom Street between 13th Street and The Embarcadero.
- (12) Fulton Street between Stanyan Street and Arguello Boulevard.
- (13) Geary Boulevard between 30th and 42nd Avenue.
- (14) Golden Gate Avenue from Divisadero Street to Van Ness Avenue.
- (15) Harrison Street between The Embarcadero and 13th Street.
- (16) Howard Street between The Embarcadero and 13th Street.
- (17) Industrial Street, from Bayshore Boulevard to Oakdale Avenue.
- (18) John F. Kennedy Drive from Kezar Drive to Stanyan Street.
- (19) Kezar Drive from Lincoln Way to John F. Kennedy Drive
- (20) Market Street between Danvers Street and Castro Street.
- (21) Masonic Avenue, from Presidio Avenue to Oak Street.
- (22) Monterey Boulevard between Circular and Ridgewood Avenues.
- (23) Oak Street, from Stanyan Street to Franklin Street.

- (24) Oakdale Avenue between Bayshore Boulevard and 3rd Street.
- (25) Octavia Boulevard, central lanes only, between Fell and Market Streets.
- (26) Pine Street, from Market Street to Presidio Avenue.
- (27) Point Lobos Avenue between Great Highway and Forty-Second Avenue.
- (28) Sagamore Street, from San Jose Avenue to Orizaba Avenue.
- (29) San Jose Avenue between Randall and 29th Streets.
- (30) Turk Boulevard from Baker Street to Arguello Boulevard. Bush Street, from Presidio Avenue to Battery Street.
- (31) 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 Army 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, from the east line of Laguna Honda Boulevard to 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) Evans Avenue between Army Street and Hunters Point Boulevard.
- (10) Fulton Street, between Arguello Boulevard and the Great Highway.
- (11) Geary Boulevard between Presidio Avenue and Wood Street on the depressed section.

- (12) Geary Expressway between Gough Street and Presidio Avenue.
- (13) Geneva Avenue between Moscow Street and the County Line.
- (14) Great Highway between Lincoln Way and Fulton Street, northbound traffic.
- (15) Great Highway between Lincoln Way and Point Lobos.
- (16) Hunters Point Boulevard between Jennings Street and Innes Avenue.
- (17) Innes Avenue between Hunters Point Boulevard and Donahue Street.
- (18) John Muir Drive between Skyline Boulevard and a point approximately 2,500 feet southeasterly.
- (19) 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) Laguna Honda Boulevard between Dewey Boulevard and Noriega Street.
- (23) Lake Merced Boulevard between Sunset Boulevard and Skyline Boulevard.
- (24) Lake Merced Boulevard between Winston Drive and Sunset Boulevard.
- (25) Lincoln Way, north side, between Third Avenue and the Great Highway.
- (26) Lincoln Way, south side, between the Great Highway and Third Avenue.
- (27) Mansell Street, from Sunnydale to Brazil Avenues.
- (28) O'Shaughnessy Boulevard between Portola Drive and Malta Drive.
- (29) Portola Drive from St. Francis Circle to Corbett Avenue, north and south sides; Market Street from Corbett Avenue to Danvers Street, north and south sides.

- (30) Sloat Boulevard, eastbound and westbound traffic, between Junipero Serra Boulevard, St. Francis Circle and Nineteenth Avenue.
- (31) Sloat Boulevard, eastbound traffic, between the east line of the Great Highway and the east line of 39th Avenue.
- (32) Sloat Boulevard, westbound traffic, between the east line of 39th Avenue and the east line of 47th Avenue.
- (33) Sunnydale Avenue between Persia Avenue and the west boundary of the McLaren Municipal Golf Course.
- (34) Sunset Boulevard between South Drive and Lake Merced Boulevard.
- (35) Third Street, from Channel Street to Evans Avenue.
- (36) Upper Great Highway, between Lincoln Way and Sloat Boulevard.
- (37) Woodside Avenue, from Portola Drive to 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. Lake Merced Boulevard between the County Line and Winston Drive.
- (7) Junipero Serra Boulevard, between Ocean and 19th Avenue.
- (8) 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 Chumsera 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.

ARTICLE 800: SPECIAL ON-STREET PERMIT PARKING RESTRICTIONS

SEC. 801. PARKING RESTRICTIONS BY LOCATION.

(a) It shall be a violation of Division I, Section 10.2.28 (Parking Restrictions) for any person to Park any vehicle, whether attended or unattended, in any of the locations listed below during times when Parking is restricted without displaying a valid permit for Parking in that location. A permit issued for Parking pursuant to this Article does not exempt a vehicle from street-cleaning Parking restrictions.

(b) Towing Authorized. Pursuant to the authority of Vehicle Code Section 22651(n) and Division I, Section 11.1(a)(7) (Circumstances Permitting Removal), any vehicle Parked in violation of this Section 801 may be towed by the SFMTA or SFPD.

(c) Restricted Locations:

(1) **2nd Street, Stanford Street, and Townsend Street**
[32.6.19]

(A) Locations:

- (i) 2nd Street, west side, from Townsend Street to 100 feet northerly (100-foot zone);
- (ii) Stanford Street, east side, from Townsend Street to 100 feet northerly (100-foot zone); and
- (iii) Townsend Street, north side, between 2nd and Stanford Streets

(B) Time: All times

- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the Fire Chief.

(2) **6th Avenue [32.6.23]**

- (A) Location: The east side of 6th Avenue, from 110 feet to 320 feet south of Geary Boulevard (210-foot zone) and on the west side of 6th Avenue, from 250 to 303 feet south of Geary Boulevard (53-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned marked San Francisco Police Department vehicles.

(3) **7th Street [32.6.25]**

- (i) Location: the east side of 7th Street, from 178 feet to 246 feet north of Bryant Street (68-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the San Francisco Sheriff's Department.

(4) **7th Street [32.6.20]**

- (A) Location: The east side of 7th Street, from Bryant Street to 80 feet southerly (80-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the SFMTA.

(5) **7th Street, Ahern Way, and Harriet Street [32.6.3]**

- (A) Location: Except in loading zones established pursuant to this Code, east side of 7th Street between Harrison and Bryant Streets; on the south side of Ahern Way from a point 20 feet east of Harriet Street to 6th Street; and on the east side of Harriet Street between Harrison and Bryant Streets
- (B) Time: All times
- (C) Exempt Vehicles: Vehicles displaying a permit issued by the Chief of Police.

(6) **20th Street [32.6.14]**

- (A) Location: The south side of 20th Street between 3rd Street and Tennessee Street
- (B) Time: All times
- (C) Exempt Vehicles: City-owned marked patrol San Francisco Police Department vehicles.

(7) **Brannan Street [32.6.26]**

- (A) Locations:
 - (i) Brannan Street, north side, from 15 feet to 115 feet east of Boardman Place (100-foot zone)
 - (ii) Brannan Street, north side, from 16 feet to 116 feet west of Boardman Place (100-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the District Attorney's Office.

(8) **Bryant Street and 24th Avenue [32.6.7]**

- (A) Locations:
 - (i) On the north side of Bryant Street from Harriet Street to 7th Street;
 - (ii) On the east side of 24th Avenue from 225 feet to 280 feet south of Santiago Street (55-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned Police Department vehicles or vehicles displaying a permit issued by the Chief of Police.

(9) **Clay Street and Laurel Street [32.6.31]**

- (A) Locations:
 - (i) Clay Street, north side, from Laurel Street to 31 feet westerly (31-foot zone)
 - (ii) Laurel Street, west side, from Clay Street to 112 feet northerly (112-foot zone)

- (B) Time: All times
- (C) Exempt Vehicles: Vehicles displaying a permit issued by the Korean Consulate.

(10) **Dr. Carlton B. Goodlett Place [32.6.21]**

- (A) Locations:
 - (i) Dr. Carlton B. Goodlett Place, east side, from 32 feet to 224 feet north of Grove Street (192-foot zone, accommodating sixteen angled Parking stalls);
 - (ii) Dr. Carlton B. Goodlett Place, west side, from 26 feet to 208 feet south of McAllister Street (182-foot zone, accommodating nine Parking stalls);
 - (iii) Dr. Carlton B. Goodlett Place, west side, from 351 feet to 531 feet south of McAllister Street (180-foot zone, accommodating nine Parking stalls);
and
 - (iv) Dr. Carlton B. Goodlett Place, east side, from 184 feet to 208 feet south of McAllister Street (24-foot zone, accommodating two angled Parking stalls)
- (B) Time: All times
- (C) Exempt Vehicles: Vehicles displaying a permit issued by the Department of Administrative Services.

(11) **Eddy Street and Jones Street [32.6.29]**

- (A) Location:
 - (i) Eddy Street, south side, from Jones Street to 130 feet westerly (130-foot zone); and
 - (ii) Jones Street, west side, from 24 feet to 107 feet south of Eddy Street (83-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned San Francisco Police Department vehicles displaying a permit issued by the Chief of Police.

(12) **Elm Street, between Van Ness Avenue and Polk Street**

[32.6.16]

- (A) Location: Elm Street, south side, from 41 feet to 129 feet west of Polk Street (88-foot zone)
- (B) Time: 8:00 a.m. to 5:00 p.m., Monday through Friday
- (C) **Exempt Vehicles**: Vehicles of Superior Court personnel displaying a permit issued by the Chief Administrative Officer.

(13) Grant Avenue [32.6.8]

- (A) Location: The Parking space north of the police post (Koban) in front of 933 Grant Avenue.
- (B) Time: All times
- (C) Exempt Vehicles: City-owned SFPD police vehicles or police officer's private vehicles displaying a permit issued by the Chief of Police.

(14) Green Street and Baker Street [32.6.30]

- (A) Locations:
 - (i) Green Street, north side, from 15 feet to 75 feet east of Baker Street (60-foot zone)
 - (ii) Baker Street, east side, from 11 feet to 64 feet north of Green Street (53-foot zone)
- (B) Time: 8:00 a.m. to 6:00 p.m., Monday through Friday, except on the days that the Consulate is closed (January 1 through January 8; February 23 through February 25; March 8 through March 10; May 1 through May 3; May 9 through May 11; June 12 through June 15; July 4 (Independence Day); November 2 through November 4; last Thursday in November (Thanksgiving Day); December 25 (Christmas Day).
- (C) Exempt Vehicles: Vehicles displaying a permit issued by the Russian Consulate authorizing Parking in said zone.

(15) Grove Street, North Side, Between Van Ness Avenue and Polk Street [32.6.2]

- (A) Location: Grove Street, north side, between Van Ness Avenue and Polk Street.

- (B) Time: 8 a.m. to 5 p.m., Monday through Friday
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the Chief Administrative Officer.

(16) **Hunt Street [32.6.12]**

- (A) Location: The south side of Hunt Street within the rear property lines of the Fire Department building at 676 Howard Street, and from the east property line of this building to 40 feet easterly
- (B) Time: All times
- (C) Exempt Vehicles: City-owned San Francisco Fire Department vehicles displaying a permit issued by the Fire Chief.

(17) **Hyde Street [32.6.34]**

- (A) Location:
 - (i) Hyde Street, both sides, between McAllister and Fulton Streets
 - (ii) Hyde Street, east side, from Fulton Street to 123 feet southerly
 - (iii) McAllister Street, south side, from Hyde Street to 300 feet easterly.
- (B) Time: 6:00 a.m. to 9:30 a.m. on Wednesdays and Sundays
- (C) Exempt Vehicles: Trucks displaying a Farmer's Market Truck Parking Permit issued by the SFMTA. Any Truck displaying a Farmer's Market Truck Parking Permit may Park for any period of time within between 7:00 a.m. and 6:00 p.m. on Wednesdays and Sundays on the segment of Hyde Street or McAllister Street specified above without depositing payment in the adjacent Parking Meters.

(18) **Jackson Street, between Sansome Street and Custom House Place [32.6.17]**

- (A) Location: Jackson Street, south side, between Sansome Street and Custom House Place
- (B) Time: 6:00 a.m. to 6:00 p.m. Monday through Friday

- (C) Exempt Vehicles: Vehicles registered to the United States Immigration and Naturalization Service and displaying a permit issued by the INS.

(19) **Larkin Street** [32.6.37]

- (A) Location: The west side of Larkin Street, between Turk Street and Golden Gate Avenue
- (B) Time: All times.
- (C) Exempt Vehicles: Marked United States Marshals Service vehicles permitted to Park in this location by the Federal Protective Service of the Department of Homeland Security.

(20) **Lech Walesa Street** [32.6.22]

- (A) Locations:
 - (i) Lech Walesa Street, north side, from 120 feet to 235 feet west of Polk Street (115-foot zone); and
 - (ii) Lech Walesa Street, north side, from Polk Street to 89 feet westerly (89-foot zone)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the Department of Public Health.

(21) **Redwood Street** [32.6.18]

- (A) Location: The south side of Redwood Street, from 35 feet to 115 feet west of Polk Street.
- (B) Time: 8:00 a.m. to 5:00 p.m., Monday through Friday
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the City Administrator's Office.

(22) **Stevenson Street** [32.6.32]

- (A) Location: The south side of Stevenson Street, from 7th Street to 294 feet easterly.
- (B) Time: All times.
- (C) Exempt Vehicles: Law enforcement vehicles of any

jurisdiction.

(23) **South Van Ness Avenue [32.6.27]**

- (A) Location: The east side of South Van Ness Avenue, from 12th Street to 110 feet southerly (110-foot zone)
- (B) Time: 6:00 a.m. to 8:00 p.m., Monday through Friday
- (C) Exempt Vehicles: Vehicles displaying a permit issued by the California Department of Corrections.

(24) **Treat Avenue [32.6.13]**

- (A) Location: The west side of Treat Avenue from a point approximately 38 feet north of 15th Street to 66 feet northerly (66-foot zone).
- (B) Time: All times.
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the Director of Public Works.

(25) **Turk Street [32.6.24]**

- (A) Location: The north or south side of Turk Street, from Laguna Street to 435 feet easterly (435-foot zones)
- (B) Time: All times
- (C) Exempt Vehicles: City-owned vehicles displaying a permit issued by the Emergency Communications Department.

(26) **Turk Street and Golden Gate Avenue [32.6.36]**

- (A) Locations:
 - (i) On the south side of Turk Street, between Larkin and Polk Streets; and
 - (ii) On the north side of Golden Gate Avenue, between Larkin and Polk Streets.
- (B) Time: All times
- (C) Exempt Vehicles: Law enforcement vehicles permitted to Park in that location by the Federal Protective Service of the Department of Homeland Security.

(27) **Vallejo Street, between Stockton and Powell Streets, and Churchill Street and Emery Lane [32.6.35]**

- (A) Location: The south side of Vallejo Street, from Powell Street to 94 feet easterly, and from Churchill Street to 106 feet easterly, and on the north side of Vallejo Street from Powell Street to 78 feet easterly, and from Emery Lane to 64 feet easterly
- (B) Time: All times
- (C) Exempt Vehicles: Marked San Francisco Police Department vehicles.

(28) **Washington, Mason and Jackson Streets [32.1.10]**

- (A) Location: Both sides of Washington Street from Mason Street to a point 210 feet westerly, south side of Jackson Street from Mason to a point 210 feet westerly, and the west side of Mason Street from Jackson to Washington.
- (B) Time: All times
- (C) Exempt Vehicles: Vehicles displaying a permit issued by the SFMTA.

ARTICLE 900: PERMITS

SEC. 901. DEFINITIONS.

As used in this Article, the following words and phrases shall have the following meanings:

- (a) **Contractor Permit.** A permit issued by the SFMTA that authorizes specified vehicles to Park at Parking Meters without making payment, and exempts such vehicles from certain Parking time restrictions.
- (b) **Carpool Group.** A group of at least three and no more than six individuals who certify that they commute by motor vehicle to their work at the Institution from which they have requested a Carpool Permit.
- (c) **Carpool Permit.** A permit issued by the SFMTA that authorizes specified vehicles to Park in a Carpool Permit Parking Area subject to specified restrictions.
- (d) **Carpool Permit Parking Area.** Designated areas of Streets that are immediately adjacent to property owned or leased by an Institution in which Carpool Vehicles displaying a valid permit will be exempt from Parking restrictions established

pursuant to this Article.

(e) **Carpool Vehicle.** A motor vehicle not in excess of 6,000 pounds gross weight certified by a Transportation Broker as eligible to display a Carpool Permit to Park in a Carpool Permit Parking Area when used by at least three employees of the Institution to commute to and from work. A Carpool Vehicle shall include a Vanpool Vehicle.

(f) **Educational Institution.** Any school or other place of learning providing a pre-school, elementary or secondary level of study.

(g) **Institution.** A place of employment with more than 200 employees or an Educational Institution located in a primarily residential neighborhood, including but not limited to such facilities as an accredited college, university, hospital or sanitarium.

(h) **Permittee.** The natural person, sole proprietorship, partnership, association, corporation, governmental or non-profit agency that is the named holder of a permit issued pursuant to this Article 900, and such person or entity's successors or assigns in interest. Only a natural person is eligible for a Residential Parking Permit.

(i) **Person.** A natural person, sole proprietorship, partnership, association, corporation, governmental or non-profit agency, except that for the purposes of a Residential Parking Permit and a Carpool Permit, a "Person" shall mean a natural person.

(j) **Residential Parking Permit.** A permit issued by the SFMTA to a specified vehicle that authorizes such vehicle to Park in the Residential Parking Permit Area without being subject to enforcement of Residential Parking Permit Area time restrictions.

(k) **Residential Parking Permit Area.** A residential area designated pursuant to Section 905 wherein Resident Motor Vehicles displaying a valid Residential Parking Permit shall be exempt from specified Parking time restrictions.

(l) **Special Traffic Permit.** A permit issued by the SFMTA that authorizes the obstruction of traffic for construction activities other than the Parking of vehicles at a specified construction site and subject to all permit conditions imposed by the SFMTA.

(n) **Transportation Broker.** The authorized representative of an Institution, including but not limited to the principal or administrator of an Educational Institution, who has primary responsibility for implementing the SFMTA's Parking permit program for that Institution and who is designated as the Institution's primary liaison with the SFMTA for all issues related to on-street Parking permits issued pursuant to this Article 900.

(o) **Vanpool Permit.** A permit issued by the SFMTA that authorizes specified Vanpool Vehicles to Park in a Vanpool Permit Parking Area subject to specified

restrictions.

(p) **Vanpool Vehicle.** Any motor vehicle, other than a motor truck or truck tractor, designed for carrying more than six but not more than 15 Persons including the driver, which is maintained and used primarily for the non-profit work-related transportation of adults for the purpose of ride-sharing.

SEC. 902. GENERAL PERMIT CONDITIONS.

The following general provisions apply to all permits issued under this Article.

(a) Application and Renewal. Permit applications must be submitted on a form supplied by the SFMTA. All required application fees must be paid and all permit requirements satisfied before a permit may be issued. The SFMTA may require any information of the applicant which it deems necessary to carry out the purposes of this Article. Permits may be renewed annually in compliance with any renewal procedures established by the SFMTA.

(b) Display of Permit. Permittees must maintain the permit at the site of the permitted activity and available for inspection in accordance with any requirements for permit display as may be established by the SFMTA, and shall make all permits available for inspection upon request by an employee of the Police Department or SFMTA.

(c) Prior Payments Required. No permit shall be issued or renewed until the applicant has paid all permit fees that are due to the SFMTA. No permit shall be issued to any applicant who is responsible for payment of one or more delinquent citations for violation of any provision of this Code or the Vehicle Code until all fines and fees associated with the citation are paid in full.

(d) Permit Fees. Fees for permits issued pursuant to this Code are as follows:

Table 902(d):

Special Traffic Permit (§ 903)	Base Permit Fee: \$132	<u>Daily Fee:</u> \$26 per day for use of the permit \$150 late fee if application received later than two full working days in advance-SFMTA also reserves the right to refuse late applications	<u>Removal/Relocation Fee:</u> \$50 for the removal or relocation of each sign \$75 for removal or relocation of each pole \$200 per Parking Space for the temporary relocation of colored curbs zones, including painting \$350 per Parking Space for permanent relocation of colored curb zones, including painting. Any labor and materials costs for pavement striping or signal adjustment
Temporary Exclusive Use of Parking Meters (§ 904)	Base Permit Fee: \$4 per 25 linear feet of construction frontage per day, including weekends and holidays		

Residential Area Parking Permit (§ 905)	Base Permit Fee: <u>Legal Residents and Commercial Property Owners/ Lessees:</u> \$74 if purchased in the first six months of permit year; \$37 if purchased in the last six months of the permit year. <u>Additional Permits:</u> 5 th Permit: Twice the annual permit fee 6 th Permit: Three times annual permit fee Each permit over six permits: Four times annual permit fee	<u>New Resident / New Resident Vehicle:</u> \$25 per week up to four weeks; \$40 for a four-week permit <u>Visitor/Rental Vehicle:</u> \$5 per day; \$25 for a consecutive two week period; \$37 for a consecutive four week period; \$49 for a consecutive six week period; \$62 for a consecutive eight week period. <u>Health Care Worker /Foreign Consulate Permits:</u> \$74 if purchased in the first six months of permit year; \$37 if purchased in the last six months of permit year. <u>Educational Institution Permits:</u> \$74 per permit year regardless of the date of purchase or renewal.
Contractor Permit (§ 906)	Base Permit Fee: \$617 if issued between June 1 and November 31; \$309 if issued between December 1 and May 31.	
Vanpool Permit (§ 907)	Base Permit Fee: \$74/year	
Carpool Permit (§908)	Base Permit Fee: \$74/year	
Farmer's Market Parking Permit (§ 801(c)(18))	Base Permit Fee: \$115 for 3 months	

Temporary Street Closures Permits (Division I, Article 9)	<u>Neighborhood Block Party</u>	<u>All Other Events</u>
	More than 60 days in advance: \$150	More than 60 days in advance: \$450
	Fewer than 60 days in advance: \$200	Fewer than 60 days in advance: \$550
	Fewer than 30 days in advance: \$400	Fewer than 30 days in advance: \$650
	Fewer than 7 days in advance: \$450	Fewer than 7 days in advance: \$750

(e) Indemnification. The permit application for Special Traffic Permits issued pursuant to Section 903, and permits for the Temporary and Exclusive Use of Parking Meters issued pursuant to Section 904, shall require the applicant to acknowledge that the Permittee, by acceptance of the permit, agrees to indemnify and hold the City and County of San Francisco, its departments, commissions, boards, officers, employees and agents ("Indemnitees") harmless from and against any and all claims, demands, actions or causes of action which may be made against the Indemnitees for the recovery of damages for the injury to or death of any person or persons or for the damage to any property resulting directly or indirectly from the activity authorized by the permit regardless of the negligence of the Indemnitees.

(f) Rules and Regulations. Compliance with all applicable rules and regulations and with all permit conditions shall be a material condition for the issuance or renewal of a permit.

(g) Permit Revocation. The Director of Transportation is authorized to revoke the permit of any Permittee found to be in violation of this Article and, upon written notice of revocation, the Permittee shall surrender such permit in accordance with the instructions in the notice of revocation.

SEC. 903. TEMPORARY OBSTRUCTION TO TRAFFIC PERMIT.

(a) General Permit Requirements.

(1) A Special Traffic Permit will be required for any obstruction of traffic upon a Street or on the sidewalk area by any construction, excavation or other activity, if such activities are not in compliance with City standard contract specifications or with the SFMTA's "Regulations for Working in San Francisco Streets" (also known as "the Bluebook").

(2) A Special Traffic Permit shall be subject to any conditions or restrictions imposed by the City Traffic Engineer concerning the nature and the duration of the obstruction, and the areas which must be left open for vehicular and pedestrian traffic. The City Traffic Engineer is authorized to permit an obstruction of traffic by an endorsement upon a building permit, demolition permit, or other type of permit.

(b) Factors to be Considered. In determining whether to issue a Special Traffic Permit for an obstruction of traffic, the City Traffic Engineer shall consider the

need to obstruct traffic and the purpose to be served by permitting the obstruction as set forth in the application, the number of lanes of traffic that will be left open if the permit is granted, the effect of granting the permit upon public transit and traffic, and the effect upon the public interest generally of granting or denying the permit.

(c) SFMTA Cost Recovery.

(1) Deposit for Convenience. With the exception of City agencies and departments, each Permittee shall file and maintain with the SFMTA a bond, cash deposit, or other security acceptable to the SFMTA securing the performance of the obligations of the Permittee under any Special Traffic Permit and in compliance with all the terms and conditions of this Article. The deposit shall be in a form and in an amount approved by the City Traffic Engineer. The City Traffic Engineer may make deductions from the balance of the Permittee's deposit(s) to ensure the faithful performance of the obligations under a Special Traffic Permit, to cover fees and to offset costs for any work done or made by the SFMTA in connection with the administration of the Special Traffic Permit.

(2) Relocation/Removal Fees. In instances where the issuance of a permit involves the removal or relocation of any Parking Spaces, Parking Meters, or Traffic Control Devices, the City Traffic Engineer, in his or her discretion, may require an applicant or Permittee to pay any additional fee to cover SFMTA removal and/or relocation costs.

SEC. 904. TEMPORARY EXCLUSIVE USE OF PARKING METERS.

(a) General Permit Requirements. The Director of Transportation may issue nontransferable permits for the exclusive temporary use of one or more Parking Spaces with Parking Meters for purposes such as building or roadway construction activities, use of debris boxes, storage of materials or equipment related to building or roadway construction activities, and related purposes as the Director of Transportation may in his or her sole discretion deem appropriate. Permits may not be granted under this Section 904 for the purpose of Parking vehicles.

(b) Permit Privileges. Display of a Temporary Exclusive Use Parking Meter Permit shall entitle the holder to take the Parking Meters within the permitted area out of service for the duration of the permit in order to allow the Permittee to conduct construction activities. The permitted area shall be exempt from restrictions related to street cleaning, provided that the Permittee maintains the permitted area in a clean condition as determined by the City Traffic Engineer.

SEC. 905. RESIDENTIAL PARKING PERMIT.

(a) General Permit Requirements

(1) The Director of Transportation shall issue a Residential Parking Permit for use by an specified vehicle upon receipt of a written application from a

qualifying property resident. No more than one Parking permit shall be issued to each vehicle for which application is made.

(2) The Parking privileges of a Residential Parking Permit do not extend to any trailer, trailer coach, utility trailer, or any other type of vehicle as defined in the California Vehicle Code, whether separate from or attached to a motor vehicle displaying a Residential Parking Permit.

(3) A Residential Parking Permit does not guarantee or reserve to the Permittee an on-street Parking space within a Residential Parking Permit Area.

(4) A Residential Parking Permit may be issued to residents of a Residential Parking Permit Area for motor vehicles registered out-of-state, provided that the applicant documents the resident's active military duty status.

(5) Each Residential Parking Permit shall be valid until the date indicated on the permit.

(6) Each Residential Parking Permit shall visibly indicate the particular Residential Parking Permit Area and the license number of the vehicle for which it was issued.

(b) Permit Privileges. Any vehicle that displays a valid Residential Parking Permit shall be permitted to Park in the Residential Parking Permit Area for which the permit has been issued notwithstanding posted time restrictions, but is not exempt from Parking restrictions established pursuant to any authority other than this Section 905.

(c) Number of Permits. No more than four Residential Parking Permits shall be issued to a single address. Residents may file a request for waiver of this limitation with the SFMTA to obtain additional permits. Factors to be considered by the Director of Transportation when determining whether or not to grant a permit include, but are not limited to, the availability of on-street Parking in the requestor's residential area and demonstrated need. The Director of Transportation shall maintain public records for all waivers granted, including all documentation provided in support of approval.

(d) Application Requirements.

(1) Each application for a permit or renewal of a permit shall contain information sufficient to:

- (A) Identify the applicant;
- (B) Identify the residence or real property address within a Residential Parking Permit Area;
- (C) Establish that the applicant owns the property (has at least a one-quarter interest in the property) or leases the property (pays rent or other remuneration for use of the real property

as the applicant's residence or place of business); and

- (D) Identify the license number and provide proof of current California registration of the motor vehicle for which for which the permit would be issued.

(2) Residential Parking Permits may be issued for motor vehicles only upon application of the following Persons:

- (A) A legal resident of the Residential Parking Permit Area who has a motor vehicle that is both registered in his or her name, and registered at his or her address within that Residential Parking Permit Area, or a legal resident of the Residential Parking Permit Area who has a motor vehicle for his or her exclusive use and under his or her control where said motor vehicle is registered or leased to his or her employer or a vanpool agency and he or she presents a valid employee identification card or other proof of employment that is acceptable to the SFMTA.
- (B) A legal resident of a Residential Parking Permit Area who has become a resident within the past 30 days, or who has recently acquired a new vehicle.
- (C) A Person who owns commercial property and actively engages in business activity within a Residential Parking Permit area. However, a permit shall only be issued if the applicant presents a valid business tax registration certificate required by Article 12 of the San Francisco Business and Tax Regulations Code. No more than one permit may be issued for each business establishment for a motor vehicle registered to or under the control of such a Person. The authority to qualify for a Residential Parking Permit pursuant to this subsection is transferable to a bona fide employee of the business. A business may purchase up to three additional permits for delivery vehicles provided that the vehicles are registered to the business' address and display commercial plates.
- (D) A legal resident of a Residential Parking Permit Area for use by a bona fide visitor. Such a visitor permit shall have all the rights and privileges of a regular permit.
- (E) A full-time student who is a legal resident of the Residential Parking Permit Area who presents a valid current full-time class schedule issued by an Educational Institution located within the City.

(f) Procedure for Designating Residential Parking Permit Areas.

(1) Upon receipt of a petition by residents of at least 250 dwelling units in the residential area proposed for designation or residents living in 50 percent of the living units in the area proposed for designation, the City Traffic Engineer shall direct surveys or studies as necessary to determine whether a residential area is suitable as a Residential Parking Permit Area.

(2) The City Traffic Engineer shall make recommendations to the SFMTA Board of Directors regarding the proposed designation of new Residential Parking Permit Areas. Such recommendation shall include the proposed time restriction for Parking and the proposed days and times of enforcement. Before making any such recommendation to the SFMTA Board, the City Traffic Engineer shall ensure that the proposed area meets the following minimum qualifications for a Residential Parking Permit Area:

- (A) A Residential Parking Permit Area must contain a minimum of one mile of street frontage.
- (B) Objective criteria must establish that the proposed Residential Parking Permit Area is affected for extended periods by the Parking of motor vehicles that are not registered to an address within the proposed Residential Parking Permit Area.

(g) Criteria for Designating Residential Parking Permit Area. In determining whether to recommend that a residential area be designated as a Residential Parking Permit Area, the City Traffic Engineer shall take into account factors which include but are not limited to the following:

(1) The extent of the desire and need of the residents for Residential Parking Permits and their willingness to bear the resulting administrative costs;

(2) The extent to which legal on-street Parking Spaces are occupied during the period proposed for Parking restrictions;

(3) The extent to which vehicles Parking in the area during the times of the proposed Parking restrictions are not registered to residents of proposed Residential Parking Permit Area; and

(4) The extent to which Motor Vehicles registered to Persons residing in the residential area cannot be accommodated by the number of available off-street Parking Spaces.

(h) Additional Residential Parking Permits.

(1) Health Care Worker Permits. The Director of Transportation is authorized to issue additional Parking Permits to residents of a Residential Parking

Permit Area for use of Persons who, on a regular basis, provide health care or other related services essential to the well-being of the resident applicant, upon the certification by a licensed physician that such services are required. No resident of a Residential Parking Permit Area shall be authorized to possess more than three Health Care Worker Permits at any one time.

(2) Fire Station Permits. Upon the request of the Fire Chief, the Director of Transportation shall issue to the officer in charge of a fire station within a residential Parking area that quarters more than one unit not more than 10 transferable Parking Permits and to the officer in charge of a fire station within a residential Parking area that quarters one unit, not more than five transferable Parking Permits for the exclusive use of uniformed members assigned to the station on a temporary basis because of staffing shortages. The Fire Chief shall adopt rules and regulations for the distribution of permits, consistent with this Code.

(3) Educational Institution Permits.

- (A) Upon written request, the Director of Transportation shall issue transferable Parking permits to the Transportation Broker of an Educational Institution with at least 15 certificated employees or Persons regularly employed as classroom teachers and located within a Residential Parking Permit Area valid between the hours of 8:00 a.m. to 6:00 p.m. on school days for the use of Persons employed as teachers at such Institution who reside outside of the Residential Parking Permit Area.
- (B) The Director of Transportation is authorized to issue a maximum of 15 annual permits per Educational Institution. The total number of permits issued to an Educational Institution under this Section 905 does not exceed the number of unrestricted on-street Parking available between an extension of each property line of said Institution to the middle of the Street upon which the Institution directly abuts, as determined by survey of the City Traffic Engineer.
- (C) Upon written request from the Educational Institution documenting the need for more than 15 permits, the Director of Transportation may issue up to an additional five permits if the total number may not exceed the limitation in subsection 905(h)(3)(B) above, and if Parking occupancy in the Residential Parking Permit Area surrounding the Educational Institution is low enough to accommodate the additional permits. Regardless of Parking availability on surrounding Streets, a qualifying Educational Institution shall be entitled to at least five permits.

- (D) Each Parking permit issued pursuant to this Section 905(h)(3) shall be valid for one year and may be renewed annually. In distributing permits for a particular Educational Institution, the Transportation Broker shall give consideration to those teachers who are regularly carpooling to work.
- (E) In addition to permits issued under subsection 905(h)(3)(A), the Director of Transportation may issue City-wide permits for teachers and school administrators employed by the San Francisco Unified School District (SFUSD) whose duties require them to travel to more than one school site and who have been approved by the Superintendent of the SFUSD, or his or her designee. For purposes of this section, "school administrators" shall be defined as those administrators who provide on-site, direct support to schools that have been identified as low-performing by SFUSD, the State of California, or the federal government. The permit shall exempt the holder from Residential Parking Permit Area regulations on weekdays between the hours of 8 a.m. and 6 p.m. when performing official functions for the SFUSD, and shall be valid for one year.

(4) Foreign Consulate Permits. One Residential Parking Permit may be issued upon application to foreign consulates located within a Residential Parking Permit Area, and up to a maximum of two additional Parking permits per consulate for the exclusive use of vehicles registered to the Consulate with the Department of Motor Vehicles.

SEC. 906. CONTRACTOR PERMITS.

(a) General Permit Requirements.

(1) A commercial vehicle being used by a business holding a California contractor's license for a trade related to construction or pest control services is eligible for a Contractor Permit to allow that vehicle to Park:

- (A) At a Parking Meter without depositing payment as required by Division I, Section 10.2.27 (Payment of Parking Meter); except that in a metered yellow zone a vehicle displaying a Contractor Permit is still subject to enforcement of posted time limits.
- (B) Within a Residential Parking Permit Area without being subject to posted time limits.

(2) Contractor Permits are non-transferable.

(3) No more than eight Contractor Permits may be issued to a single Permittee, except that additional permits may be issued, at the sole discretion of the Director of Transportation, to any contractor who is not eligible to apply for exclusive temporary use of Parking Meter Spaces under Section 904 of this Code.

(4) Any changes in vehicles during the permit year must be submitted by mail to the SFMTA.

(b) Duration of Contractor Permit.

New Contractor Permits may be issued by SFMTA at any time during the calendar year but every Contractor Permit shall expire on May 31 of each calendar year unless renewed.

(c) Application. A written application may be submitted at any time during the calendar year, and shall include a copy of the applicant's state contractor's license, a copy of the applicant's business registration certificate, a copy of the Department of Motor Vehicles registration certificate for each vehicle for which a permit is requested, and such other information as the SFMTA may require.

(d) Inspection. All eligible vehicles must have the name of the company and State Contractor's License Number permanently displayed on both side panels of the vehicle in lettering a minimum height of one and one-half inches. All vehicles with no prior permit must be inspected. All other vehicles may be re-inspected at the discretion of the SFMTA.

SEC. 907. VANPOOL PARKING PERMIT.

(a) General Permit Requirements. Vanpool Permits shall be issued to each applicant group approved by SFMTA and by 511 RegionalRideshare or other agency designated by the SFMTA. No more than one permit shall be issued to each approved vanpool group. The permits shall visibly identify the Vanpool Vehicles for which use of the permit is authorized.

(b) Applications. Application for a Vanpool Permit and certification of a vanpool shall be made in accordance with procedures established by the Director of Transportation after consultation with the 511 RegionalRideshare or other designated agency. The certification portion of the group application shall include, but is not limited to, signatures of seven or more individuals who certify that:

- (1) They are in a vanpool that commutes together to and from their place of employment in San Francisco;
- (2) They each understand that using the permit is allowed only when seven or more individuals arrive to work in a certified Vanpool Vehicle; and
- (3) They understand that the SFMTA does not guarantee Parking

availability to Vanpool Vehicles.

SFMTA shall accept vanpool group applications from 511 RegionalRideshare or other designated agency only after such agency verifies the facts of the application and determines eligibility of the applicant(s). Each permit application shall be subject to final approval by the SFMTA.

(c) Permit Privileges. Notwithstanding Sections 10.2.26 (Overtime Parking) and 10.2.27 (Payment of Parking Meter) of Division I, any Vanpool Vehicle displaying a valid Vanpool Permit shall be allowed to Park for unlimited periods and without payment for any Parking Meter at which Parking is allowed for 60 minutes or longer. This Section does not exempt Vanpool Vehicles from enforcement of green, white, blue or yellow zone regulations or any other posted Parking restriction.

SEC. 908. CARPOOL VEHICLE PERMITS.

(a) Designation of Carpool Permit Parking Area. The SFMTA may designate an area directly abutting an Institution as a Carpool Permit Parking Area in which vehicles of the employees of the Institution that display a valid permit may Park. For the purpose of a Carpool Permit, an Educational Institution must have at least 25 employees to be eligible for a Carpool Permit Parking Area.

(b) Designation Criteria. The City Traffic Engineer shall conduct appropriate surveys and studies to develop information on the proposed Carpool Permit Parking Area, including but not limited to:

- (1) The extent of the desire and need of the Institution's management for Carpool Permit Parking.
- (2) The extent of the desires and needs of the Institution's employees for Carpool Permit Parking.
- (3) The extent to which the Institution has an active transportation system management implementation plan.
- (4) The availability of off-street Parking facilities to accommodate Carpool Vehicles.
- (5) The availability of alternative modes of transportation to carpools such as vanpools and public transit.
- (6) The suitability of adjacent on-street Parking to accommodate a Carpool Permit Parking Area, including the absence of Parking Meter Spaces, Residential Parking Permit Area regulations, tow-away zones, blue zones and yellow zones immediately adjacent to the Institution.

(c) Designation Process. Carpool Permit Parking Areas shall be designated

by resolution of the SFMTA Board of Directors. The resolution shall indicate the location, hours of enforcement and applicable Parking exemption for Carpool Vehicles. No Parking Spaces with Parking Meters, Residential Parking Permit Areas, tow-away regulations, or color curb markings shall be modified or rescinded to accommodate a Carpool Permit Parking Area.

(d) Carpool Group Application for Permit and Carpool Certification.

- (1) A single application for a permit or renewal of a permit for each Carpool Group shall be made directly to the Transportation Broker by employees of an Institution in accordance with SFMTA-approved procedures.
- (2) Applications shall at a minimum contain information sufficient to identify each carpool member, their residence address, the license numbers of the motor vehicles for which application is made, the place of employment and phone extension of each carpool member and their working shift time.
- (3) The certification portion of the group application shall include signatures of each member of the proposed Carpool Group certifying that:
 - (A) They are in a carpool that commutes together to and from their place of employment.
 - (B) They each understand that using a Carpool Permit to Park in the Carpool Permit Parking Area is only allowed when three or more individuals get to or from work in a single motor vehicle that is listed on the Carpool Permit.
 - (C) They understand that a Carpool Permit is not a guarantee of the availability of on-street Parking for Carpool Vehicles.
- (4) Upon receipt of the Carpool Group application, the Transportation Broker shall verify the facts of the application and make a recommendation to SFMTA as to whether to approve or reject the application.
- (5) The City Traffic Engineer shall issue a single permit to an approved Carpool Group on which all vehicles that are authorized to use the permit and the expiration date of the permit shall be visibly displayed.

(e) Permit Privileges. A Carpool Vehicle displaying a valid Carpool Permit shall be permitted to Park within the Carpool Permit Parking Area for which the permit has been issued without regard to Parking restrictions posted on signs that display the

words: "Except Vehicles with Carpool Permits." Carpool Vehicles shall not be exempt from any other Parking restrictions, or from the requirement of payment for Parking Meters. A Carpool Permit does not guarantee any on-street Parking availability within the Carpool Permit Parking Area.

SEC. 909. BICYCLE RACK PERMITS.

(a) Issuance of Bicycle Rack Permits. The Director of Transportation is empowered at his or her sole discretion to grant a revocable permit to the property owner of property abutting any Street of the City to install and maintain a bicycle rack on the sidewalk fronting such property. The Director of Transportation may impose permit conditions related to the installation, design, location or maintenance of the bicycle rack as he or she determines necessary to protect the public convenience and safety. No permit issued under this Section 909 shall become effective until the permit has been signed by the Permittee or the Permittee's authorized agent and a copy of the permit has been recorded in the office of the City Recorder.

(b) Criteria for Granting a Bicycle Rack Permit: In considering an application for a bicycle rack permit, the Director of Transportation shall consider the proposed location and design of the bicycle rack in light of all legal requirements, the availability of Parking, and the anticipated effects of the proposed bike rack on public transit, pedestrian and vehicular traffic and access to or from residences and businesses.

(c) Placement of Bicycle Rack. The Director of Transportation may at his or her own initiative and after giving notice to the abutting property owner(s) cause bicycle racks to be installed on any Street or sidewalk of the City.

(d) Department of Public Works– Coordination. Bicycle racks shall not be installed until the Department of Public Works is notified of the site of the proposed bicycle rack installation and the date of installation. Such notice shall be provided to the Department of Public Works for review by the Department of the proposed installation at least 45 days before the date of installation.

ARTICLE 1000: MISCELLANEOUS PARKING AND TRAFFIC REGULATIONS

SEC. 1001. SIGNAGE REQUIRED.

The City Traffic Engineer shall erect and maintain signs noticing any Parking restrictions not more than 200 feet apart. The signs shall indicate by legible letters, words and figures the hours prescribed for said Parking restrictions within 100 feet on either side of the sign, except that such signs need not be placed within the boundaries of the grounds of a public institution if signs noticing the Parking restrictions within such boundaries are erected at each motor vehicle entrance to the grounds of such public institution.

SEC. 1002. SHIFTING OF PARKED VEHICLES.

For the purpose of Parking regulations other than a violation of Division I, Section 10.2.16 (Parking Prohibited for More than 72 Hours), any vehicle moved a distance of not more than one block during the limited Parking period shall be deemed to have remained stationary.

SEC. 1003. PARKING AT "T" INTERSECTIONS.

Parking opposite the stem of the "T" at a "T"-type intersection is permitted between the projected property lines drawn from either side of the street making up the leg of the "T" except in the crosswalk areas, except where the signage designates those portions of the curb where, and the hours and days when Parking is prohibited opposite the stem of the "T".

SEC. 1004. PARKING OF VEHICLES ACROSS PRIVATE DRIVEWAYS.

The owner or lessee of property shall be permitted to Park the owner's or lessee's vehicle across the private driveway of said property, provided that such vehicle displays a valid license plate registered to the address of that property with the Department of Motor Vehicles, and provided that such driveway serves no more than two family dwelling units. This Section does not permit the Parking of vehicles across sidewalks or in red zones.

SEC. 1005. TAXICABS STOPPING IN DRIVEWAYS AND CROSSWALKS.

Notwithstanding any other provision of this Code, a taxicab may stop in an unmarked crosswalk or in front of a driveway to load or unload passengers.

SEC. 1006. WHITE ZONES.

(a) Maximum Time. A vehicle may stop in a white zone only for the purpose of loading and unloading passengers for a period not to exceed five minutes.

(b) Hours of Enforcement. In the case of white zones in front of apartment buildings, the Parking restriction shall be applicable only during the hours from 7:00 a.m. to 10:00 p.m. In the case of churches, the Parking restriction shall be applicable only during the posted hours of services, and while the attendees are going to and leaving such services. Parking restrictions in white zones shall not apply during periods of time when the store, business or establishment adjacent to the white zone is closed.

(c) Private Bus Loading Zone. The City Traffic Engineer may designate a Stand for passenger loading and unloading dedicated to the use of Private Buses at all times or during posted hours and days. Private Bus Stands shall be indicated by white curb paint and signs describing the type of vehicle(s) authorized to use the Stand, and the days and hours of enforcement.

SEC. 1007. SIDEWALK BICYCLE RIDING BY CHILDREN.

Children under the age of 13 may ride a Sidewalk Bicycle on any sidewalk except

as otherwise posted.

SEC. 1008. CURB PARKING-COMMERCIAL VEHICLES.

Except when necessary in obedience to traffic regulations or police or Parking Control Officers, when loading or unloading merchandise or passengers it shall be a violation of Vehicle Code Section 22502(a) for a commercial vehicle to Park in a Street unless the vehicle is parallel with the curb, pointed in the direction of traffic, and with the curbside wheels of the vehicle within 18 inches of the curb; provided, however, that upon those streets which have been marked for angled parking, when loading or unloading merchandise or passengers, commercial vehicles must be parked at the angle to the curb indicated by such marks and within such designated spaces. This Section shall be effective only if signs clearly indication the prohibition are placed in the areas to which it is applicable.

