

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 13-249

WHEREAS, Under the California Vehicle Code, the SFMTA Board of Directors has authority to restrict the use of particular streets by certain types of vehicles; and

WHEREAS, Under Proposition A, the SFMTA Board of Directors has authority to adopt parking and traffic regulation changes; and

WHEREAS, The Transportation Code restricts the use of certain street segments by commercial vehicles with nine or more seats (including the driver); and

WHEREAS, The neighborhood surrounding Alamo Square Park is a popular tourist destination; and

WHEREAS, A large volume of tour buses travel through the Alamo Square neighborhood, contributing to traffic, parking, safety and noise problems and causing delays to public transit service; and

WHEREAS, Many residents of the Alamo Square neighborhood object to the engine noise, amplified loudspeaker noise, traffic impacts, parking impacts, vehicle size and the large volume of tour buses that travel through this neighborhood; and

WHEREAS, The Alamo Square Neighborhood Association has requested that the SFMTA restrict commercial vehicles with nine or more seats in the neighborhood surrounding Alamo Square; and

WHEREAS, The existing tour bus loading zone on the north side of Fell Street just west of Divisadero Street has caused noise and vibration problems for residents on the north side of Fell Street; and,

WHEREAS, An alternate location for this tour bus loading zone has been identified on the north side of Fell Street just east of Pierce Street that is not adjacent to any residences; and

WHEREAS, The SFMTA has identified a need for traffic modifications as follows:

- A. RESCIND – TOUR BUS LOADING ZONE, 10 AM TO 6 PM EVERY DAY, FIVE-MINUTE TIME LIMIT – Fell Street, north side, from four feet to 82 feet west of Divisadero Street.
- B. ESTABLISH – NO STOPPING ANY TIME – Fell Street, north side, from Pierce Street to 20 feet easterly.
- C. ESTABLISH – TOUR BUS LOADING ZONE, 5-MINUTE TIME LIMIT, 9 AM – 8 PM EVERY DAY – Fell Street, north side, from 20 feet to 120 feet east of Pierce Street.

WHEREAS, SFMTA staff recommends that the SFMTA Board of Directors amend San Francisco Transportation Code, Division II, to restrict commercial passenger vehicles with a seating capacity of nine or more persons (including the driver), other than employer shuttle buses from the area bounded by the southerly line of Golden Gate Avenue, the westerly line of Webster Street, the northerly line of Fell Street and the easterly line of Divisadero Street; and

WHEREAS, SFMTA staff recommends that the SFMTA Board of Directors amend the San Francisco Transportation Code, Division II, to repeal an exception to the street restrictions for pupil activity buses operating on segments of Lyon and Chestnut Streets in the vicinity of the Palace of Fine Arts since that exception expired on September 30, 2011; and

WHEREAS, The public has been notified about the proposed modifications and has been given the opportunity to comment on those modifications through the public hearing process; and

WHEREAS, The San Francisco Planning Department has reviewed the proposed parking and traffic modifications and the proposed street restrictions and determined that these changes are categorically exempt from environmental review pursuant to Title 14 of the California Code of Regulations Section 15301(c); and

WHEREAS, A copy of the Planning Department's determination is on file with the Secretary to the SFMTA Board of Directors; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors approves the traffic and parking modifications set forth in items A through C; and be it

FURTHER RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends San Francisco Transportation Code, Division II, to restrict commercial passenger vehicles with a seating capacity of nine or more persons (including the driver), excepting employer shuttle buses, from the area bounded by the southerly line of Golden Gate Avenue, the westerly line of Webster Street, the northerly line of Fell Street and the easterly line of Divisadero Street, and repeal an expired exception to the street restrictions for pupil activity buses operating on segments of Lyon and Chestnut Streets in the vicinity of the Palace of Fine Arts.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of November 19, 2013.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code - Commercial Passenger Vehicle Restrictions around Alamo Square]

Resolution amending Transportation Code, Division II, to amend the street restrictions applicable to commercial vehicles with a seating capacity of nine or more persons to include specified street segments in the vicinity of Alamo Square, excepting employer shuttle buses from those restrictions, and repealing an expired exemption from street restrictions for pupil activity buses on segments of Chestnut and Lyon Streets.

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

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

Section 1. Article 500 of Division II of the Transportation Code is hereby amended by amending Section 503, to read as follows:

SEC. 503. COMMERCIAL PASSENGER VEHICLES; RESTRICTED STREETS.

(a) Prohibition. Operation of a commercial vehicle with seating capacity of nine or more persons (including the driver), used or maintained for the transportation of persons for profit, upon any Street listed in Section 503(b) is a violation of Division I-, Section 7.2.87 (Commercial Passenger Vehicle Restrictions).

(b) Restricted Streets. Except as otherwise provided in this Code, no person shall operate a commercial vehicle with seating capacity of nine or more persons, including the driver, used or maintained for the transportation of persons for profit, upon the following Streets or within the following areas:

- (1) 6th Avenue, between Lincoln Way and Kirkham Street.
- (2) 16th Avenue, between Lawton and Noriega Streets.

(3) 15th Avenue, between 14th Avenue and Ortega Street.

(4) 18th Street, between Church and Market Streets.

(5) 25th Avenue between Lake Street and El Camino Del Mar.

(6) 26th Avenue, between Geary Boulevard and California Street, except that tour buses of 6,000 pounds or less in weight may operate in this location.

(7) Area bounded by Chestnut Street to Baker Street, to Marina Boulevard to Laguna Street, to Bay Street, to Franklin Street and returning to Chestnut Street, and including the boundary streets of the area.

(8) Area bounded by southerly line of Bay Street and Columbus Avenue, westerly line of Taylor Street, northerly line of Union Street and easterly line of Polk Street.

(9) Area bounded by the southerly line of Golden Gate Avenue, the westerly line of Webster Street, the northerly line of Fell Street and the easterly line of Divisadero Street, and excluding the boundary streets of the area, except that regularly-scheduled buses operated or chartered by an organization for the purpose of transporting its employees to or from their place of employment may operate in this location.

(10) Baker Street between Richardson Avenue and Union Street.

(101) Bay Street between Baker and Lyon Streets.

(112) Beaumont Avenue between Anza and Turk Streets.

(123) Broderick Street between O'Farrell and Turk Streets.

(134) Broderick Street between Richardson Avenue and Union Street.

(145) Chestnut Street between Lyon Street and Richardson Avenue.

(156) Chestnut Street between Mason and Stockton Streets.

(167) Corbett Avenue between 17th and 24th Streets.

(178) Eddy Street between Divisadero Street and St. Joseph's Avenue.

(189) El Camino Del Mar between 25th Avenue and Legion of Honor Drive.

(~~19~~20) El Camino Del Mar between the Presidio (approximately 290 feet east of 25th Avenue) and 25th Avenue.

(~~20~~1) Ellis Street between Divisadero Street and St. Joseph's Avenue.

(~~21~~2) Filbert Street between Lyon and Divisadero Streets.

(~~22~~3) Francisco Street between Mason and Stockton Streets.

(~~23~~4) Franklin Street between California and Lombard Streets.

(~~24~~5) Green Street between Grant Avenue and Montgomery Street.

(~~25~~6) Green Street between Polk and Mason Streets.

(~~26~~7) Greenwich Street between Lyon and Divisadero Streets.

(~~27~~8) Jones Street between Union Street and Pacific Avenue.

(~~28~~9) Larkin Street between Union Street and Pacific Avenue.

(~~29~~30) Leavenworth Street between Union Street and Pacific Avenue.

(~~30~~1) Lombard Street between Mason and Kearny Streets.

(~~31~~2) Lombard Street between Van Ness Avenue and Polk Street.

(~~32~~3) Lomita Avenue between 16th Avenue and Aloha Street.

(~~33~~4) Lyon Street between Francisco and Green Streets.

(~~34~~5) Mason Street between Lombard and Francisco Streets.

(~~35~~6) Montgomery Street between Green Street and Broadway.

(~~36~~7) Moraga Street between 16th and 17th Avenues.

(~~37~~8) Noriega Street between 14th Avenue and 16th Avenue.

(~~38~~9) Olympia Way between Clarendon Avenue and Panorama Drive.

(~~39~~40) Panorama Drive between Clarendon Avenue and Twin Peaks Boulevard.

(~~40~~1) Parker Avenue between Anza and Turk Streets.

(~~41~~2) Powell Street between Lombard and Francisco Streets.

(~~42~~3) Rossi Avenue between Anza and Turk Streets.

- (434) Seal Rock Drive between 45th Avenue and El Camino Del Mr.
- (445) St. Joseph's Avenue, between O'Farrell Street and Turk Street.
- (456) Stanyan Street between Anza and Turk Streets.
- (467) Stockton Street between Lombard and Francisco Streets.
- (478) Taylor Street between Columbus Avenue and Pacific Avenue.
- (489) Telegraph Hill Boulevard between Kearny Street and Coit Tower parking lot.
- (4950) Twin Peaks Boulevard between Clayton Street and Burnett Drive.
- (501) Union Street between Steiner and Lyon Streets.
- (512) Vallejo Street between Montgomery and Sansome Streets.
- (523) Vallejo Street between Polk and Mason Streets.

(c) Exceptions. The requirements 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, and consistent with the terms of, 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~~ above, when necessary for the purpose of making pickups or deliveries of passengers, goods, wares and merchandise from or to any building or structure located on such restricted Street;

(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 jitney bus operating pursuant to authority granted by a City permit;
- (7) Any vehicle owned by the City while being used in the course of official business;
- (8) Any private vehicle that is operating pursuant to a contract with the City of San Francisco for the purpose of providing services to the public; or
- (9) Emergency vehicles;
- ~~(10) Through September 30, 2011, School Pupil Activity Buses operating on Lyon Street between Francisco and Lombard Streets or Chestnut Street between Lyon Street and Richardson Avenue. This exemption shall sunset and be of no further effect after September 30, 2011, except that the Director of Transportation is authorized to terminate the exemption authorized by this paragraph prior to that date if he or she determines that due to completion of construction activity, this exemption is no longer required.~~

Section 2. Effective Date. This ordinance shall become effective 31 days after enactment. Enactment occurs when the San Francisco Municipal Transportation Agency Board of Directors approves this ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the San Francisco Municipal Transportation Agency Board of Directors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, letters, punctuation marks, charts, diagrams, or any other constituent parts of the Transportation Code that are explicitly shown in this ordinance as additions or deletions in accordance with the "Note" that appears under the official title of the ordinance.

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

By: _____
DAVID A. GREENBURG
Deputy City Attorney

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of November 19, 2013.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

