

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 12-090

WHEREAS, Division II, Article 900 of the San Francisco Transportation Code establishes the authority of the SFMTA to regulate the issuance of preferential parking permits, including Residential Parking Program (RPP) permits, Contractor permits and SFMTA permits; and,

WHEREAS, Under the current program, residents within RPP areas who have guests may obtain a date specific permit for their vehicle by mail or in person at the SFMTA Customer Service Center; and,

WHEREAS, Residents have indicated that the date specific requirement to obtain the permit does not allow for flexibility and is often noted as a barrier to entry to the RPP program; and,

WHEREAS, The SFMTA plans on introducing a pre-paid "one-day visitor RPP permit" that can be used on any day of the permit year; and,

WHEREAS, The SFMTA is recommending a 20 one day RPP visitor permit purchase limit by a residential address in a single year; and,

WHEREAS, The SFMTA is recommending formalizing procedures to rescind or modify RPP Areas; and,

WHEREAS, Contractor vehicle permits exempt permits holders from time limits in RPP areas and time limits as well as payment at standard parking meters; and,

WHEREAS, Permits are issued to state licensed contractor's and are intended for use while actively engaged in business operations; and,

WHEREAS, The SFMTA is recommending amending Section 906 to prohibit the use of Contractor parking permits at parking meters within 1,500 feet or three blocks, whichever is greater, of the Contractor's registered business address or any satellite office unless actively loading and unloading;

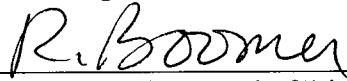
WHEREAS, It has been determined that the proposed changes to permit the purchase of Residential Parking Permit visitor permits on a daily or weekly basis and limit the number of one day visitor permits that may be purchased by a residential address in a single year to twenty during any permit year, changes to establish procedures to rescind or modify RPP permit areas, and restrictions on the use of Contractor parking permits within 1,500 feet or three blocks, whichever is greater, of the Contractor's registered business address or any satellite office unless actively loading and unloading are categorically exempt from environmental review pursuant to Class 1(c)(9) and Title 14 of the CEQA Guidelines section 15301, which provides a categorical exemption from environmental review for changes in traffic and parking regulations where such changes do not establish a higher speed limit along a significant portion of the street and will not result in more than a negligible increase in the use of the street; and

WHEREAS, This CEQA determination is on file with the Secretary to the SFMTA Board of Directors and are incorporated herein by this reference; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends Transportation Code, Division II Section 905 to permit the purchase of Residential Parking Permit visitor permits on a daily or weekly basis and limit the number of one day visitor permits that may be purchased by a residential address in a single year to twenty during any permit year and establish formal procedures to rescind or modify RPP permit area; and, be it further

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends Transportation Code, Division II Section 906 to prohibit the use of Contractor parking permits at parking meters within 1,500 feet or three blocks, whichever is greater, of the Contractor's registered business address or any satellite office unless actively loading and unloading.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of June 19, 2012.

  
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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

[Transportation Code – RPP and Contractor Permits]

**Resolution amending San Francisco Transportation Code, Division II, by amending Section 905 to permit the purchase of Residential Parking Permit visitor permits on a daily or weekly basis and limit the number of one day visitor permits that may be purchased by a residential address in a single year to twenty during any permit year, and establish procedures to rescind or modify Residential Parking Permit areas; and Section 906 to prohibit the use of Contractor parking permits at parking meters within 1,500 feet or three blocks, whichever is greater, of the Contractor's registered business address or any satellite office unless actively loading and unloading.**

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 900 of Division II of the Transportation Code is hereby amended by amending Sections 905 and 906, to read as follows:

**SEC. 905. - RESIDENTIAL PARKING PERMIT.**

(a) General Permit Requirements.

(1) The Director of Transportation shall issue a Residential Parking Permit for use by a 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. Visitor permits shall be available for purchase on a daily or weekly basis. The issuance of daily visitor permits shall be limited to twenty permits that may be purchased by a residential address during any permit year.

(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.

(e) Procedure for Designating Residential Parking Permit Areas.

(1) Upon receipt of a petition on a form prescribed by the SFMTA by residents of at least 250 residential units in the residential area proposed for designation or residents living in 50 percent of the residential 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.

(3) Nothing in this Section is intended to limit the SFMTA's ability to recommend a Residential Parking Permit Area on its own initiative for public hearing and approval by the SFMTA Board of Directors.

(f) 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 even if the SFMTA does so on its own initiative.

(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.

(g) 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. The Parking Permit issued to a resident for use by such Persons shall count towards the four Residential Parking Permits that may be issued to a single address pursuant to subsection (c).

(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(g)(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(g)(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(g)(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.

(5) Childcare Permits. The Director of Transportation is authorized to issue a transferable Parking Permit to residents of a Residential Parking Permit Area for use of Persons who, on a regular basis, provide childcare services essential to the well-being of a child 12 years old or under who resides with the resident. Before a Parking Permit can be issued for a specific block, a resident(s) will be required to submit a petition on a form prescribed by the SFMTA from either ten residential units or fifty percent of the residential units on the block, whichever represents the smaller number of residential units, supporting the issuance of a Childcare Parking Permit. No single address shall be permitted to be issued or possess more than one Parking Permit for use by such Persons at any one time. The Parking Permit issued to a resident for use by such Persons shall count towards the four Residential Parking Permits that may be issued to a single address pursuant to subsection (c).

(h) Procedure for Rescinding or Modifying Residential Parking Permit Areas.

(1) Upon receipt of a petition on a form prescribed by the SFMTA by residents of at least fifty percent of the residential units in the designated residential area proposed to be rescinded, or the designated residential area proposed to be modified with respect to existing parking restriction hours, effective times, or the residential area covered, the SFMTA shall direct surveys or studies as necessary to determine whether the residential area designation should be rescinded or modified.

(2) Nothing in this Section is intended to limit the SFMTA's ability to recommend on its own initiative for public hearing and approval by the SFMTA Board of Directors a Residential Parking Permit Area to be rescinded or modified with respect to existing parking restriction hours, effective times, or the residential area covered.

**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 7.2.23 (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.

(5) The permit may not be used at a parking meter within one thousand five hundred feet or three blocks, whichever is greater, of the Contractor's registered principal business address or any satellite office unless persons are actively engaged in loading and unloading of materials and supplies.

(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.

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

By: \_\_\_\_\_  
John I. Kennedy  
Deputy City Attorney

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of June 19, 2012.

  
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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency