

[Transportation Code – Car Share Vehicle Permit Program]

Resolution amending Transportation Code, Division II, to amend the definition of terms, extend the pilot program, modify the permit requirements and fees for participation in the on-street Car Share Vehicle Permit Program, and to correct the section reference to Press Vehicle Permits in Section 902.

NOTE: Additions are [begin addition] single-underline Times New Roman [end addition] ; deletions are [begin deletion] ~~strike-through Times New Roman~~ [end deletion] .

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 901, 902, and 911, to read as follows:

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) Car Share Organization. A public, private, or non-profit entity that provides preapproved members access to a citywide network of at least ten (10) motor vehicles in the City and County of San Francisco and meet [begin addition] s [end addition] the requirements set forth in [begin addition] the Transportation Code [end addition] [begin deletion] Section 911(b) [end deletion] .

(g) Car Share Vehicle. A motor vehicle for which a Car Share Vehicle Parking Permit is issued by the SFMTA that authorizes [begin addition] the [end addition] [begin deletion] that specific [end deletion] vehicle to Park in a designated on-street car share Parking Space.

(h) On-Street Car Share Vehicle Parking Permit. A permit issued by the SFMTA [begin deletion] to a specific vehicle [end deletion] that authorizes such vehicle to Park in a designated on-street car share Parking Space without being subject to enforcement of Car Share Vehicle parking restrictions.

(i) Educational Institution. Any school or other place of learning providing a preschool, elementary or secondary level of study.

(j) 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.

(k) City Vehicle. A motor vehicle not in excess of 6,000 pounds gross weight owned by the City and County of San Francisco and used for official government business by a City employee.

(l) SFMTA Parking Permit. A permit issued by the SFMTA that authorizes specified City vehicles, or City employees' personal vehicles, when used for official

government business to Park at Parking Meters without making payment, and exempts such vehicles from certain Parking restrictions.

(m) 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.

(n) 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.

(o) 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.

(p) 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.

(q) 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.

(r) 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.

(s) 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.

(t) 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 and any other 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)

Permit Fee Schedule

	Effective July 1, 2012	Effective July 1, 2013
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	Effective July 1, 2012	Effective July 1, 2013
Special Traffic Permit (§ 903)		
Base Permit Fee:	\$176.25	\$179.75
Daily Fee:	\$36.25	\$37.00
Late Fee:	\$201.25	\$201.25
Removal/Relocation Fee		
Removal or relocation of each sign:	\$50.00	\$50.00
Removal or relocation of each pole:	\$75.00	\$75.00
Parking Space for the temporary relocation of colored curbs zones:	\$200.00	\$200.00
Parking Space for permanent relocation of colored curb zones, including painting:	\$350.00	\$350.00
Temporary Exclusive Use of Parking Meters (§ 904)		
Base Permit Fee: per 25 linear feet of construction frontage per day, including weekends and holidays:	\$6.00	\$7.00
Residential Area Parking Permit (§ 905)		
Residence and Commercial Property Owners/ Leasess ¹		
(one year):	\$104.00	\$109.00
(6 months):	\$52.00	\$54.00
Permit Transfer Program:	\$16.00	\$16.00
Temporary/Visitor Permit		
Daily:	\$15.00	\$16.00
2 weeks:	\$35.00	\$37.00
4 weeks:	\$52.00	\$54.00
6 weeks:	\$69.00	\$72.00
8 weeks:	\$88.00	\$93.00
Health Care Worker/Foreign Consulate/Childcare Provider Permits		
First six months of permit year:	\$104.00	\$109.00
Last six months of permit year:	\$52.00	\$54.00
Yearly Educational Institution Permits:	\$104.00	\$109.00
Permit Transfer Fee:	\$15.00	\$16.00
Contractor Permit (§ 906)		
Base Permit Fee		

	Effective July 1, 2012	Effective July 1, 2013
Annual/Renewal:	\$876.00	\$920.00
6 Months:	\$438.00	\$460.00
Permit Transfer Fee:	\$36.00	\$37.00
Vanpool Permit (§ 907)		
Base Permit Fee		
(per year):	\$104.00	\$109.00
(6 months):	\$52.00	\$54.00
Carpool Permit (§ 908)		
Base Permit Fee		
(per year):	\$104.00	\$109.00
(6 months):	\$52.00	\$54.00
SFMTA Permit (§ 910)		
Annualized Parking Meter Use Fee calculation as set forth in Section 910		
<u>[begin insertion] On-Street Car Share Vehicle Permit</u> (§ 911) [end insertion]		
<u>[begin insertion] Base Permit Fee</u> [end insertion]		
<u>[begin insertion] Zone 1</u> [end insertion]	<u>[begin insertion]</u> <u>\$2,700.00</u> <u>(\$225 per month)</u> <u>[end insertion]</u>	<u>[begin insertion]</u> <u>\$2,700.00</u> <u>(\$225 per month)</u> <u>[end insertion]</u>
<u>[begin insertion] Zone 2</u> [end insertion]	<u>[begin insertion]</u> <u>\$1,800.00</u> <u>(\$150 per month)</u> <u>[end insertion]</u>	<u>[begin insertion]</u> <u>\$1,800.00</u> <u>(\$150 per month)</u> <u>[end insertion]</u>
<u>[begin insertion] Zone 3</u> [end insertion]	<u>[begin insertion]</u> <u>\$600.00</u> <u>(\$50 per month)</u> <u>[end insertion]</u>	<u>[begin insertion]</u> <u>\$600.00</u> <u>(\$50 per month)</u> <u>[end insertion]</u>
Vehicle Press Permit (§ 914²)		
Base Permit Fee: The permit fee shall only be increased pursuant to the Automatic Indexing Implementation Plan approved by the SFMTA Board of Directors.	\$52.00 effective January 1, 2013	\$54.00
Farmer's Market Parking Permit (§ 801(c)(17))		
Base Permit Fee (quarterly):	\$162.00	\$170.00

	Effective July 1, 2012	Effective July 1, 2013
Temporary Street Closures Permits (Division I, Article 6)		
Neighborhood Block Party		
More than 60 days in advance:	\$154.00	\$158.00
Fewer than 60 days in advance:	\$205.00	\$210.00
Fewer than 30 days in advance:	\$410.00	\$420.00
Fewer than 7 days in advance:	\$461.00	\$473.00
All Other Events		
More than 60 days in advance:	\$509.00	\$522.00
Fewer than 60 days in advance:	\$617.00	\$632.00
Fewer than 30 days in advance:	\$724.00	\$741.00
Fewer than 7 days in advance:	\$831.00	\$852.00

(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. 911. ON-STREET CAR SHARE VEHICLE PARKING PERMIT.

(a) General Permit Requirements.

(1) The SFMTA shall issue a SFMTA permit for use by a [begin deletion] ~~specific~~ [end deletion] Car Share Vehicle upon receipt of a written application from a qualified Car Share Organization on a form prescribed by the SFMTA.

(2) The permit shall be displayed on the Car Share Vehicle when Parked in a designated on-street car share Parking Space.

(3) The SFMTA shall implement a pilot program until [begin deletion] ~~approximately~~ [end deletion] August 31, 201 [begin deletion] ~~2~~ [end deletion] [begin addition] 5 [end addition] , and may impose additional terms and conditions for permit eligibility during [begin addition] the [end addition] [begin deletion] ~~any initial~~ [end deletion] pilot program including limiting the number of Car Share Organizations which can participate, the time period for any permit issued, and a prorated permit fee based on the number of months the permit is issued for.

(4) The SFMTA reserves the right to revoke a Car Share Vehicle Permit at any time upon written notice of revocation. The Permittee shall surrender such permit in accordance with the instructions in the notice of revocation.

(5) The qualified Car Share Organization must pay the applicable On-Street Car Share Vehicle Parking Permit fee [begin addition] , based upon the location of the designated on-street car share Parking Space in either Zone 1, Zone 2, or Zone 3 as defined in subsection (6). [end addition] and a one-time set-up and installation fee of \$ [begin deletion] ~~6~~ [end deletion] [begin addition] 4 [end addition] 00 per designated on-street car share Parking Space before a permit may be issued.

[begin addition] (6) The applicable Car Share Vehicle Parking Permit fee shall be based upon the location of the designated Parking Space as follows:

(A) Zone 1 shall include that portion of the City and County of San Francisco not under the jurisdiction of the Port of San Francisco north and east of a line commencing at a point located at N 37° 48' 24.4" W 122° 26' 55.0", thence south to Yacht Road, thence southerly along the easterly line of Yacht Road to the easterly line of Lyon Street, thence southerly along the easterly

line of Lyon Street to the southerly line of Lyon Street, thence westerly along the southerly line of Lyon Street to the southerly line of Palace Drive, thence southerly along the easterly line of Lyon Street to the southerly line of Bay Street, thence southerly along the easterly line of Lyon Street to the southerly line of O'Farrell Street, thence southerly along the easterly line of Sonora Lane to the southerly line of Terra Vista Avenue, thence westerly along the southerly line of Terra Vista Avenue to the easterly line of Encanto Avenue, thence southerly along the easterly line of Encanto Avenue to the northerly line of Anza Vista Avenue, thence southerly along the easterly line of Arbol Lane to the southerly line of Turk Street, thence southerly along the easterly line of Lyon Street to the southerly line of Haight Street, thence southerly to the northern end of the easterly line of Douglas Street, thence southerly along the easterly line of Douglas Street to the northerly line of 25th Street, thence easterly long the northerly line of 25th Street to the easterly line of Potrero Avenue, thence northerly along the easterly line of Potrero Avenue to the northerly line of 25th Street, thence easterly along the northerly line of 25th Street to the eastern end of 25th Street.

(B) Zone 2 shall include that portion of the City and County of San Francisco not included within the boundaries of On-Street Car Share Vehicle Parking Permit Zone Number One and Three. It excludes any part of the City and County of San Francisco under the jurisdiction of the Port of San Francisco.

(C) Zone 3 shall include that portion of the City and County of San Francisco not under the jurisdiction of the Port of San Francisco south and west of a line commencing at a point located at N 37° 47' 26.9" W 122° 29' 8.8", thence southerly to the northern end of the westerly line of 22nd Avenue, thence southerly along the westerly line of 22nd Avenue to the southerly line of Ocean Avenue, thence easterly along the southerly line of Ocean Avenue to the easterly line of 19th Avenue, thence easterly to the western end of the southerly line of Upland Drive, thence easterly along the southerly line of Upland Drive to the easterly line of Faxon Avenue, thence easterly to the western end of the southerly line of Greenwood Avenue, thence easterly along the southerly line of Greenwood Avenue to the westerly line of Hazelwood Avenue, hence southerly along the western line of Hazelwood Avenue to the southerly line of Judson Avenue, thence easterly along the southerly line of Judson Avenue to the westerly line of Phelan Avenue, thence

southerly along the westerly line of Phelan Avenue to the southerly line of Judson Avenue,
thence easterly along the southerly line of Judson Avenue to the southerly line of US Route 280,
along the southerly line of US Route 280 to the Islais Creek Channel.

[end addition] (b) Criteria for Granting an On-Street Car Share Vehicle Parking Permit. The requirements for Car Share Organizations to be eligible to obtain an On-Street Car Share Vehicle Parking Permit include the following which must be demonstrated to the SFMTA's satisfaction:

(1) Car Share Vehicles may only be available to members by reservation on an hourly basis, or in smaller intervals, and at rates which vary by time or by time and distance.

(2) Car Share Vehicles are available to members at an unstaffed self-service location and available for pick-up by members on a twenty-four hour, seven day [begin addition] s [end addition] per week basis.

(3) Automobile insurance must be provided for each Car Share Vehicle for each member using the vehicle during the period of use.

(4) The emblem of the Car Share Organization must be prominently displayed on both the driver and passenger side [begin addition] s of the vehicle [end addition] [begin deletion] front doors [end deletion] .

(5) Car Share Vehicles must be less than seventy-two (72) inches in height, and emit low levels of emissions for the applicable vehicle class. Preference will be given to Car Share Vehicles that meet the California Air Resources Board's standard for a Super Ultra Low Emissions Vehicle.

[begin addition] (6)A Car Share Vehicle must be available to members for rental at least seventy-five percent of the time during any given month when the vehicle is Parked in a designated on-street car share Parking Space at any time during that month.

(7)Citywide distribution of Car Share Vehicles available to members as determined by the SFMTA.

[end addition] (c) Application Requirements. [begin deletion] (4) [end deletion]

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

([begin addition] 1 [end addition] [begin deletion] A [end deletion])

Identify the Car Share Organization applicant;

([begin addition] 2 [end addition] [begin deletion] B [end deletion])

Identify the location where the Car Share Vehicle is to be located; [begin addition] and [end addition]

([begin addition] 3 [end addition] [begin deletion] C [end deletion])

Establish that the applicant owns the Car Share Vehicle and the vehicle will be used for only car share related purposes [begin addition] . [end addition] [begin deletion] ;

~~(D) — Identify the license number, provide proof of current California Department of Motor Vehicles registration for the vehicle, and provide proof of current automobile insurance for the vehicle.~~

~~(2) — A Car Share Vehicle Parking Permit shall be issued to a designated Car Share Vehicle for a designated specific location.~~

[end deletion] (d) Permit Privileges.

(1) Any Car Share Vehicle that displays a valid Car Share Vehicle Parking Permit shall be permitted to Park at a designated on-street car share Parking Space established by the SFMTA.

(2) The Car Share Vehicle Parking Permit exempts a Car Share Vehicle from applicable time limits for Residential Parking Permit areas (Div. I, Section 7.2.20), street cleaning parking restrictions (Div. I, Section 7.2.22), and payment at parking meters (Div. I, Section 7.2.23) when [begin deletion] it is p [end deletion] [begin addition] p [end addition] arked at a designated on-street car share Parking Space.

(3) The Car Share Vehicle Parking Permit does not exempt the Car Share Vehicle from any other Parking restrictions.

(e) Duration of Car Share Vehicle Parking Permit. Car Share Vehicle Parking Permits may be issued by the SFMTA at any time during the fiscal year but every

permit shall expire on June 30 of each calendar year unless otherwise renewed or revoked.



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 July 16, 2013.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency
