

THIS PRINT COVERS CALENDAR ITEM NO. : 10.3

**SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY**

DIVISION: Sustainable Streets

BRIEF DESCRIPTION:

Amending the Transportation Code, Division II, to restrict commercial vehicles with a capacity of nine or more passengers, including the driver on Broderick Street between Pine and Bush Streets.



SUMMARY:

- Section 503 of the Transportation Code restricts commercial vehicles with a capacity of nine or more passengers (including the driver) from travelling on designated street segments.
- The house at 1709 Broderick Street, located on the block of Broderick Street bordered by Pine and Bush Streets, has been featured in the opening credits of the show “Full House,” and its reboot, “Fuller House,” and promoted as a tourist attraction by its owner, the shows’ producer.
- According to neighbors living on that block, numerous tourists visit the location on a daily basis. Residents have often observed double parking by both tour buses and private vehicles; these actions create traffic hazards to both tourists and residents on this block.
- Residents of this block have requested the proposed restriction.
- The SFMTA has determined that the proposed street restriction is categorically exempt from the California Environmental Quality Act (CEQA).
- The proposed action is the Approval Action as defined by S. F. Administrative Code Chapter 31.

ENCLOSURES:

1. SFMTAB Resolution
2. Transportation Code legislation

APPROVALS:

	DATE
DIRECTOR 	7/10/2018
SECRETARY 	7/10/2018

ASSIGNED SFMTAB CALENDAR DATE: July 17, 2018

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PURPOSE

This item would approve an amendment to the Transportation Code, Division II, Section 503 to add a restriction on commercial vehicles with nine or more seats on one block of Broderick Street, between Pine and Bush Streets.

STRATEGIC PLAN GOALS AND TRANSIT FIRST POLICY PRINCIPLES

The proposed amendment to the Transportation Code supports the SFMTA Strategic Plan Goals and Objectives indicated below:

Goal 2: Make transit and other sustainable modes of transportation the most attractive and preferred means of travel.

Objective 2.3: Manage congestion and parking demand to support the Transit First Policy.

The proposed amendment to the Transportation Code also supports the SFMTA Transit-First Policy principles indicated below:

Principle 1: To ensure quality of life and economic health in San Francisco, the primary objective of the transportation system must be the safe and efficient movement of people and goods.

Principle 3: Decisions regarding the use of limited public street and sidewalk space shall encourage the use of public rights of way by pedestrians, bicyclists, and public transit, and shall strive to reduce traffic and improve public health and safety.

DESCRIPTION

Section 503 of the Transportation Code restricts commercial vehicles with a passenger capacity of nine or more (including the driver) from travelling on designated number of street segments. These street segments are typically residential streets near a tourist attraction that are not considered a commercial route or segments not suitable for large vehicles to operate on without endangering the safety of other users of the road.

The house at 1709 Broderick Street, located on the block of Broderick Street bordered by Pine and Bush Streets, has been featured in the opening credits of the television show “Full House,” and its reboot, “Fuller House,” and promoted as a tourist attraction by its owner, the shows’ producer. According to neighbors living on that block, large numbers of tourists visit the location on a daily basis. Residents have complained about frequent double parking by both tour buses and private vehicles. These conditions create a traffic hazard for both tourists and residents on this block.

The owner of 1709 Broderick Street filed a building permit application with the Department of Building Inspection (DBI) in December 2016, proposing to renovate the interior and seismically

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retrofit the house, which was issued on March 22, 2017 and subsequently suspended on March 31, 2017 after a resident filed an appeal of the permit and requested a Full Discretionary Review of the permit request. As part of the Full Discretionary Review application, several neighbors on the block and across the street from the house sent letters in opposition to the proposed renovations, citing unauthorized commercial uses of the building, such as filming and promotional events which would exacerbate existing traffic issues on their block, as well as other concerns related to privacy and historical preservation of the block as a whole.

At the Planning Commission public hearing on December 7, 2017, Planning staff presented the analysis from the Full Discretionary Review and recommended approval to the Board of Appeals of the building permit with minor modifications to address some of the residents' objections. On January 10, 2018, however, the Board of Appeals (BOA), after hearing testimony from both sides, decided not to uphold the Planning Commission's recommendation to approve the permit, and instead denied it based on procedural error. Despite the building permit's current status, tourists continue to visit the house and create the aforementioned traffic issues.

Seeking to address traffic issues on this block, SFMTA installed "No Double Parking" signs on both sides of the street near 1709 Broderick Street in August 2017. The Parking Enforcement Division was also alerted about the double-parking behavior for possible additional enforcement in the area. These actions have not proved effective according to residents, and vehicles, including tour buses, continue to park illegally on this block due to limited enforcement resources during weekends and holidays when visitor traffic is highest.

Accordingly, staff has determined that restricting commercial vehicles with nine or more passengers from this block would help reduce the traffic problems.

The proposed commercial vehicle restriction is as follows:

- A. ESTABLISH – COMMERCIAL VEHICLES WITH NINE OR MORE SEATS– Broderick Street, between Pine Street and Bush Street

STAKEHOLDER ENGAGEMENT

In accordance with SFMTA procedures, on April 6, 2018, a public hearing was held to consider the proposed change.

A notice indicating the public hearing date, time, location, and purpose was posted in the area affected by these proposed restrictions at least one week in advance of the hearing date. No public comment was received either in favor or against the proposed restrictions at the public hearing.

Between March 31, 2016 and January 25, 2018 (the date on which a residents representing a neighborhood group requested the proposed restriction), the SFMTA received a series of letters from residents living on the affected block concerning traffic issues caused by the tourist traffic. Another

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resident living on the same block also requested a restriction on tour buses via letter to the SFMTA on April 7, 2018.

ALTERNATIVES CONSIDERED

The alternative would be to not approve these vehicle restrictions. All vehicles would be able to continue to travel on this street segment.

FUNDING IMPACT

There is no financial impact to the City. The installation and maintenance costs for signs are budgeted in the SFMTA's existing operating budget.

ENVIRONMENTAL REVIEW

The proposed traffic and parking modifications are subject to the California Environmental Quality Act (CEQA). Title 14 of the California Code of Regulations Section 15301 provides an exemption from environmental review for operation, repair, maintenance, or minor alteration of existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities.

The SFMTA, under authority delegated by the Planning Department, has determined that the proposed parking and traffic modifications in Case No. 2018-004749ENV are categorically exempt from CEQA pursuant to Title 14 of the California Code of Regulations Section 15301. The proposed action is the Approval Action as defined by the San Francisco Administrative Code Chapter 31.

Copies of the CEQA determinations are on file with the Secretary to the SFMTA Board of Directors, may be found in the records of the Planning Department at 1650 Mission Street in San Francisco, and are incorporated herein by reference.

OTHER APPROVALS RECEIVED OR STILL REQUIRED

The City Attorney's Office has reviewed this calendar item.

RECOMMENDATION

Staff recommends that the San Francisco Municipal Transportation Agency Board of Directors amend the Transportation Code, Division II, Section 503 to add Broderick Street between Pine Street and Bush Street to the street segments on which commercial vehicles with nine or more seats are restricted, as set forth in Item A.

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. _____

WHEREAS, the block of Broderick Street between Pine Street and Bush Street has large numbers of tourists traveling to the block in order to visit the house featured in the television shows “Full House” and “Fuller House,” resulting in traffic hazards from double parking and jaywalking; and,

WHEREAS, many of these tourists arrive by tour buses, which frequently double park in this block; and,

WHEREAS, The SFMTA has received requests from residents to establish a tour bus restriction on Broderick Street between Pine Street and Bush Street; and,

WHEREAS, The SFMTA proposes that the following restriction for the following location be added to the Transportation Code:

- A. ESTABLISH – COMMERCIAL VEHICLES WITH NINE OR MORE SEATS–
Broderick Street, between Pine Street and Bush Street; 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, There is minimal funding impact to the City; and,

WHEREAS, The SFMTA, under authority delegated by the Planning Department, has determined that the proposed restriction is categorically exempt from CEQA pursuant to Title 14 of the California Code of Regulations Section 15301; and,

WHEREAS, A copy of the SFMTA’s determination is on file with the Secretary for the SFMTA Board of Directors and may be found in the records of the Planning Department at 1650 Mission Street in San Francisco; and,

WHEREAS, The proposed action is the Approval Action as defined by the San Francisco Administrative Code Chapter 31; now therefore, be it

RESOLVED, that the San Francisco Municipal Transportation Agency Board of Directors amends the Transportation Code, Division II, Section 503 to add Broderick Street between Pine Street and Bush Street to the street segments on which commercial vehicles with nine or more seats are restricted, as set forth in Item A.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of July 17, 2018.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code – Commercial Vehicle Street Restrictions]

Resolution amending Division II of the Transportation Code to prohibit commercial vehicles with a seating capacity of nine or more persons on Broderick Street between Pine and Bush 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 revising Section 503, to read as follows:

Sec. 503. COMMERCIAL PASSENGER VEHICLES; RESTRICTED STREETS.

* * * *

(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:

6th Avenue, between Lincoln Way and Kirkham Street.

16th Avenue, between Lawton and Noriega Streets.

15th Avenue, between 14th Avenue and Ortega Street.

18th Street, between Church and Market Streets.

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

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.

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.

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.

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.

Baker Street between Richardson Avenue and Union Street.

Bay Street between Baker and Lyon Streets.

Beaumont Avenue between Anza and Turk Streets.

Broderick Street between O'Farrell and Turk Streets.

Broderick Street between Pine and Bush Streets.

Broderick Street between Richardson Avenue and Union Street.

Chestnut Street between Lyon Street and Richardson Avenue.

Chestnut Street between Mason and Stockton Streets.

Corbett Avenue between 17th and 24th Streets.

Eddy Street between Divisadero Street and St. Joseph's Avenue.

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

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

Ellis Street between Divisadero Street and St. Joseph's Avenue.

Filbert Street between Lyon and Divisadero Streets.

Francisco Street between Mason and Stockton Streets.
Franklin Street between California and Lombard Streets.
Green Street between Grant Avenue and Montgomery Street.
Green Street between Polk and Mason Streets.
Greenwich Street between Lyon and Divisadero Streets.
Jones Street between Union Street and Pacific Avenue.
Larkin Street between Union Street and Pacific Avenue.
Leavenworth Street between Union Street and Pacific Avenue.
Lombard Street between Taylor and Kearny Streets.
Lombard Street between Van Ness Avenue and Polk Street.
Lomita Avenue between 16th Avenue and Aloha Street.
Lyon Street between Francisco and Green Streets.
Mason Street between Lombard and Francisco Streets.
Montgomery Street between Green Street and Broadway.
Moraga Street between 16th and 17th Avenues.
Noriega Street between 14th Avenue and 16th Avenue.
Olympia Way between Clarendon Avenue and Panorama Drive.
Panorama Drive between Clarendon Avenue and Twin Peaks Boulevard.
Parker Avenue between Anza and Turk Streets.
Powell Street between Lombard and Francisco Streets.
Rossi Avenue between Anza and Turk Streets.
Seal Rock Drive between 45th Avenue and El Camino Del Mr.
St. Joseph's Avenue, between O'Farrell Street and Turk Street.
Stanyan Street between Anza and Turk Streets.
Stockton Street between Lombard and Francisco Streets.
Taylor Street between Columbus Avenue and Pacific Avenue.

Telegraph Hill Boulevard between Kearny Street and Coit Tower parking lot.

Twin Peaks Boulevard between Clayton Street and Burnett Drive.

Union Street between Steiner and Lyon Streets.

Vallejo Street between Montgomery and Sansome Streets.

Vallejo Street between Polk and Mason Streets.

* * * *

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

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I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of July 17, 2018.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency