

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 13-005

WHEREAS, Current law and City policy permits drivers to park oversized vehicles on-street; and,

WHEREAS, The Transportation Code regulates and restricts on-street parking of large vehicles through various of its sections; and,

WHEREAS, Transportation Code, Division I, Section 7.2.84 prohibits large commercial vehicles from parking in certain districts of the city (subject to defined terms and uses); and,

WHEREAS, Transportation Code, Division I, Section 7.2.36 prohibits the parking of a vehicle six feet tall or taller within 100 feet of an intersection at any time when signs are posted giving notice; and,

WHEREAS, The Board of Supervisors recently added Transportation Code, Division I, Section 7.2.54 to prohibit the parking of vehicles over 22 feet in length or seven feet in height, as well as specified types of trailers and recreational vehicles, between 12:00 a.m. and 6:00 a.m. when signs are posted giving notice operative on March 31, 2013; and,

WHEREAS, Transportation Code, Division II, Section 302 provides a fine of \$65 for violations of Section 7.2.36 and Section 7.2.54; and,

WHEREAS, Transportation Code, Division II, establishes a fine of \$100 plus additional courthouse construction penalties for violations of Section 7.2.84; and,

WHEREAS, In order to bring fines for these two parking violations in line with fines for similar parking violations, a modification to the Transportation Code is necessary; and,

WHEREAS, Pursuant to Charter Section 16.112 and the SFMTA Board of Directors Rules of Order, an advertisement was placed in the San Francisco Examiner for a five-day period beginning on December 26, 2012, to provide notice that the SFMTA Board of Directors will hold a public hearing on January 15, 2013, to consider these modifications; and,

WHEREAS, Under the authority granted by the Planning Department, SFMTA staff has determined that increasing the fine amount for an oversized vehicle to park in violation of Section 7.2.36 or Section 7.2.54 is exempt from the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations (CEQA Implementing Guidelines) Section 15273 (Rates, Tolls, Fare and Charges); and,

WHEREAS, A copy of this determination is on file in the Office of the SFMTA Board of Directors; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board amends Transportation Code, Division II, Articles 200 and 300, Sections 201 and 302, to provide that: (1) the parking penalty for violations of Section 7.2.36 and 7.2.54, related to parking of oversized vehicles, is increased to \$100 plus additional courthouse construction penalties, (2) the SFMTA Board of Directors shall designate the locations where large vehicles are prohibited from parking, and (3) a public hearing is required prior to submitting such locations to the SFMTA Board of Directors for approval.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of January 15, 2013.

R. Bowmer

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code – Large Vehicle Parking Restrictions]

Resolution amending Transportation Code, Division II, Articles 200 (City Traffic Engineer) and 300 (Fines and Fees) Sections 201 and 302 to provide that: (1) the parking penalty for violations of Section 7.2.36 and 7.2.54, related to parking of oversized vehicles is increased to \$100 plus additional courthouse construction penalties, (2) the SFMTA Board of Directors shall designate the locations where large vehicles are prohibited from parking, and (3) a public hearing is required prior to submission of such locations to the SFMTA Board of Directors for approval.

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. Articles 200 and 300 of Division II of the Transportation Code are hereby amended by amending Sections 201 and 302, to read as follows:

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, including color curb markings or other markings that regulate Parking and traffic.

(13) Indicate by signs or markings where Parking is prohibited within 15 feet of any fire hydrant.

(14) 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.

(6) Designate on-street bicycle Parking Spaces.

(c) **SFMTA Board of Directors' Action Required.** The following Parking and traffic measures may not be implemented without a public hearing and prior approval of the

FILE NO.

RESOLUTION NO. 13-005

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.
- (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 the angle or direction in which vehicles are required to Park on the Street.

(17) Designate locations where Parking by vehicles over 6 feet high is restricted within 100 feet of an intersection.

(18) Establish bus, truck, and weight restrictions on Streets.

(19) Establish transit only lane regulations.

(20) Establish speed limits on Streets.

(21) Establish on-street Car Share Vehicle Parking Spaces

(22) Designate locations where Parking by vehicles over twenty-two feet in length or seven feet in height, or camp trailers, fifth-wheel travel trailers, house cars, trailer coaches, mobilehomes, recreational vehicles, or semi-trailers are prohibited from parking between the hours of midnight and 6 a.m.

SEC. 302. TRANSPORTATION CODE PENALTY SCHEDULE.

FILE NO.

RESOLUTION NO. 13-005

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 Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
PEDESTRIANS AND SIDEWALKS				
Traffic Code Sections 77, 78	Div I 7.2.10	Pedestrian Crossings	\$57.00	\$55.00
Traffic Code Section 104	Div I 7.2.11	Electric Assistive Personal Mobility Devices	\$57.00	\$55.00
Traffic Code Section 96	Div I 7.2.12	Bicycle Riding Restricted	\$100.00	\$100.00
Traffic Code Section 100	Div I 7.2.13	NUV Violation	\$57.00	\$55.00
ON-STREET PARKING				
Traffic Code Section 315(a)	Div I 7.2.20	Residential Parking	\$72.00	\$71.00
Traffic Code Section 37(c)	Div I 7.2.22	Street Cleaning	\$62.00	\$61.00
Traffic Code Section 202.1	Div I 7.2.23(a)	Parking Meter-Downtown Core	\$72.00	\$71.00
Traffic Code Section 202	Div I 7.2.23(b)	Parking Meter-Outside Downtown Core	\$62.00	\$61.00
Traffic Code Section 38A	Div I 7.2.25	Red Zone	\$98.00	\$97.00

FILE NO.

RESOLUTION NO. 13-005

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
Traffic Code Sections 38B, 38B.1	Div I 7.2.26	Yellow Zone	\$83.00	\$82.00
Traffic Code Section 38C	Div I 7.2.27	White Zone	\$98.00	\$97.00
Traffic Code Section 38D	Div I 7.2.28	Green Zone	\$72.00	\$71.00
Traffic Code Section 37(a)	Div I 7.2.29	Parking for Three Days	\$98.00	\$97.00
Traffic Code Section 32(c)(1)	Div I 7.2.30(a)	Overtime ParkingCore	\$72.00	\$71.00
Traffic Code Section 32(c)(2)	Div I 7.2.30(b)	Overtime Parking Outside Downtown Core	\$62.00	\$61.00
Traffic Code Sections 32.13, 55	Div I 7.2.32	Angled Parking	\$57.00	\$55.00
Traffic Code Section 32.21	Div I 7.2.33	Blocking Residential Door	\$45.00	\$43.00
Traffic Code Section 56	Div I 7.2.34	Median Dividers and Islands	\$72.00	\$71.00
Traffic Code Section 58(a)	Div I 7.2.35	Parking on Grades	\$57.00	\$55.00
Traffic Code Section 61	Div I 7.2.36	100 Feet Oversize	\$110 72.00	\$107 71.00
Traffic Code Sections 27, 219	Div I 7.2.37	Motorcycle Parking	\$98.00	\$97.00
Traffic Code Sections 33.5, 39(b), 66	Div I 7.2.38	Parking in Stand	\$98.00	\$97.00

FILE NO.

RESOLUTION NO. 13-005

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
Traffic Code Section 53(a)	Div I 7.2.39	Parking Transit-Only	\$110.00	\$107.00
Traffic Code Section 32(a)(1)	Div I 7.2.40	Tow-Away Zone- Downtown Core	\$93.00	\$92.00
Traffic Code Section 32(a)(2)	Div I 7.2.41	Tow-Away Zone- Outside Downtown Core	\$83.00	\$82.00
Traffic Code Section 32(b)	Div I 7.2.42	Parking Restrictions	\$83.00	\$82.00
Traffic Code Section 32, 32.1, 32.1.1, 32.1.2, 32.1.3, 32.1.11, 32.1.4, 32.1.7, 32.1.9, 32.1.10, 32.2, 32.2.1, 32.2.2, 32.2.3, 32.3, 32.3.1, 32.4.2(b), 32.5, 32.6, 32.6.2, 32.6.3, 32.6.5, 32.6.6, 32.6.7, 32.6.8, 32.6.11, 32.6.13, 32.6.16, 32.6.18, 32.6.19, 32.6.20, 32.6.21, 32.6.22, 32.6.23, 32.6.24, 32.6.25, 32.6.26, 32.6.27, 32.6.28, 32.6.29, 32.6.30, 32.6.31, 32.6.32, 32.6.34, 32.6.35	Div I 7.2.43	Parking-Public Property	\$62.00	\$61.00
Traffic Code Sections 32.4, 32.4.1	Div I 7.2.44	Parking-Candlestick Park	\$62.00	\$61.00

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
Traffic Code Section 33(c)	Div I 7.2.45	Temporary Parking Restriction	\$62.00	\$61.00
Traffic Code Section 33.1	Div I 7.2.46	Temporary Construction Zone	\$62.00	\$61.00
Traffic Code Section 21	Div I 7.2.47	Remove Chalk	\$110.00	\$107.00
Traffic Code Section 65	Div I 7.2.48	Repairing Vehicle	\$77.00	\$76.00
Traffic Code Sections 315(c), 412(c), 712(c)	Div I 7.2.49	Permit on Wrong Car	\$110.00	\$107.00
Traffic Code Sections 315(d), 412(d), 712(d)	Div I 7.2.50	Invalid Permit	\$110.00	\$107.00
Traffic Code Sections 32.4.2(b), 32.14, 58(c)	Div I 7.2.51	Parking Marked Space	\$57.00	\$55.00
Not Applicable	Div I 7.2.52	On-Street Car Share Parking	\$110.00	\$107.00
Not Applicable	Div I 7.2.54	Large Vehicle	\$11065.00	\$107.00
OFF-STREET PARKING				
Traffic Code Sections 32.10, 32.11	Div I 7.2.60	Parking Facility Charges	\$57.00	\$55.00
Traffic Code Section 32.15	Div I 7.2.61	Entrance/Exit Parking Facility	\$100.00	\$100.00
Traffic Code Section 32.14	Div I 7.2.62	Blocking Space Parking Facility	\$57.00	\$55.00

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
Traffic Code Section 32.16	Div I 7.2.63	Speeding within Parking Facility	\$100.00	\$100.00
Traffic Code Section 32.21A	Div I 7.2.64	Block Charging Bay	\$110.00	\$107.00
Not Applicable	Div I 7.2.65	Overtime Parking - Off-Street Parking Meter	\$62.00	\$61.00
Not Applicable	Div II 1009	SFMTA Property	\$62.00	\$61.00
TRAFFIC REGULATIONS				
Traffic Code Section 70	Div I 7.2.70	Obstruction of Traffic-Vehicle	\$110.00	\$107.00
Traffic Code Section 194.3	Div I 7.2.71	Obstruction of Traffic Without Permit	\$519.00	\$530.00
Traffic Code Section 194.3	Div I 7.3.3	Obstruction of Traffic Without Permit	\$1,000, or six months in jail, or both (4th or more offenses within one year)	\$1,000, or six months in jail, or both (4th or more offenses within one year)
Traffic Code Sections 31, 31.2	Div I 7.2.72	Driving in Transit-Only Area	\$67.00	\$66.00
Traffic Code Section 103	Div I 7.2.73	Driving Through Parades	\$100.00	\$100.00
Traffic Code Section 121	Div I 7.2.74	Streetcar Right-of-Way	\$100.00	\$100.00

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
Traffic Code Section 122	Div I 7.2.75	Passing Safety Zones	\$100.00	\$100.00
Traffic Code Section 25	Div I 7.2.76	Removal of Vehicles-Collision	\$100.00	\$100.00
Traffic Code Sections 28.1	Div I 7.2.77	Weight Restricted Streets	\$100.00	\$100.00
COMMERCIAL VEHICLES				
Traffic Code Section 63.2	Div I 7.2.80	Vehicles for Hire Parking	\$110.00	\$107.00
Traffic Code Section 63.3	Div I 7.2.81	Advertising Sign	\$110.00	\$107.00
Traffic Code Section 68	Div I 7.2.82	Selling from Vehicle	\$100.00	\$100.00
Traffic Code Sections 33.3, 33.3.2	Div I 7.2.83	Truck Loading Zone	\$83.00	\$82.00
Traffic Code Sections 63, 63(A), 63.1	Div I 7.2.84	Commercial Vehicle Parking Restrictions	\$110.00	\$107.00
Traffic Code Section 60.5	Div I 7.2.86	Idling Engine While Parked	\$100.00	\$100.00
Police Code Sections 1183-1183.40	Div I 7.2.87	Commercial Passenger Vehicle Street Restrictions	\$100.00	\$100.00
Police Code Section 710.2	Div. I 7.2.88	For Sale Sign	\$57.00	\$55.00
TRANSIT VIOLATIONS				

FILE NO.

RESOLUTION NO. 13-005

FORMER CODE SECTION	TRANSPORTATION CODE SECTION	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 *
Traffic Code Section 127	Div I 7.2.101	Fare Evasion	\$103.00	\$106.00
Traffic Code Section 128	Div I 7.2.102	Passenger Misconduct	\$103.00	\$106.00
Traffic Code Section 128.5	Div I 7.2.103	Conversing with Operator	\$52.00	\$53.00
Not Applicable	Div I 7.2.104	Fare Evasion - Clipper Card	\$103.00	\$106.00

* In addition to the amount listed in this column, the SFMTA Board has authorized the additional collection of \$3.00 on all parking citations for which the Trial Court Trust Fund fee applies if the State Legislature extends or reactivates the fee effective July 1, 2013.

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 January 15, 2013.

R. Pozner

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency