

FILE NO. 070489

ORDINANCE NO.

1 [Closing specified streets in Golden Gate Park on Saturdays ~~on a trial basis for six months~~  
2 ~~beginning May 5, 2007.~~]

3 **Ordinance adding Section 6.13 to the San Francisco Park Code to prohibit, ~~on a trial~~**  
4 **~~basis from Saturday May 5, 2007 and continuing for six months to Saturday November~~**  
5 **~~3, 2007, motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy~~**  
6 **~~Drive between Kezar Drive and Transverse Drive and the western side of Hagiwara Tea~~**  
7 **~~Garden Drive; Arguello Boulevard; Conservatory Drive East and Conservatory Drive~~**  
8 **~~West; 8th Avenue; Bowling Green Drive between John F. Kennedy Drive and Middle~~**  
9 **~~Drive East; and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy~~**  
10 **~~Drive from the first Saturday in April to the last Saturday in September; requesting~~**  
11 **~~development of an improvement plan for Middle Drive West between Transverse Drive~~**  
12 **~~and Metson Road; requiring reports from the Recreation and Park Department and~~**  
13 **~~Department of Parking and Traffic pertaining to the Saturday road closures; requiring~~**  
14 **~~the Golden Gate Park Concourse Authority to share its own data and reports that are~~**  
15 **~~relevant to the Saturday road closures with the aforementioned departments; requiring~~**  
16 **~~a hearing on the Saturday road closures before the Board of Supervisors or a Board~~**  
17 **~~committee; and making environmental findings.~~**

18 Note: Additions are *single-underline italics Times New Roman*;  
19 deletions are *~~strikethrough italics Times New Roman~~*.  
20 Board amendment additions are double underlined.  
21 Board amendment deletions are ~~strikethrough normal~~.

21 Be it ordained by the People of the City and County of San Francisco:

22 Section 1. The Planning Department has determined that the actions contemplated in  
23 this Ordinance are in compliance with the California Environmental Quality Act (California  
24 Public Resources Code sections 21000 et seq.). Said determination is on file with the Clerk of  
25 the Board of Supervisors in File No. \_\_\_\_\_ and is incorporated herein by reference.

1 Section 2. In 2006, Mayor Newsom and Supervisor McGoldrick jointly commissioned a  
2 study of the weekend access conditions to and around Golden Gate Park in light of the long-  
3 standing Sunday road closure of John F. Kennedy Drive and the vehicular access to this area  
4 that is allowed on Saturdays. In response to this request, the San Francisco County  
5 Transportation Authority, in consultation with the San Francisco Municipal Transportation  
6 Agency, prepared and published the Golden Gate Park Transportation Access Study, Report  
7 on Weekend Access Conditions Summer 2006 (February 2007). This report is on file with the  
8 Clerk of the Board of Supervisors in File No. \_\_\_\_\_ and is incorporated herein by  
9 reference. Based on the findings of this report and discussions among affected stakeholders,  
10 elected officials, and City departments, the Board has determined that a ~~six-month trial~~  
11 closure of a portion of John F. Kennedy Drive in Golden Gate Park on Saturdays is warranted  
12 ~~in order to generate additional data and information as well as~~ to provide for expanded  
13 opportunities for healthy recreational activity and enjoyment of the Park on Saturdays. For  
14 purposes of this legislation, the Board hereby acknowledges and adopts the findings of this  
15 report as its own.

16 Section 3. The San Francisco Park Code is hereby amended by adding Section 6.13  
17 to read as follows:

18 SEC. 6.13. PROHIBITION ON MOTOR VEHICLE TRAFFIC IN GOLDEN GATE PARK ON  
19 SATURDAYS.

20 (a) Findings and Purpose.

21 (i) This legislation supports and is in furtherance of the findings set forth in Section  
22 6.12.

23 (ii) The public interest will be served by Saturday closure, ~~on a trial basis,~~ of John F.  
24 Kennedy Drive, between ~~Kezar Drive and Transverse Drive~~ and the western side of Hagiwara Tea  
25 Garden Drive, and closures of portions of adjacent roads of Stow Lake Drive East connecting

1 with that portion of John F. Kennedy Drive. The limited vehicular access to the Golden Gate Park  
2 Concourse area and the CAS provide an opportunity to extend to Saturdays portions of the popular  
3 Sunday and holiday road closures in Golden Gate Park on a trial permanent basis. ~~The limited~~  
4 ~~vehicular access to the Golden Gate Park Concourse area and the CAS provide an~~  
5 ~~opportunity to extend to Saturdays the popular Sunday and holiday road closures in Golden~~  
6 ~~Gate Park on a trial basis. This coincides with the CAS' closure, and thus has no possible~~  
7 ~~negative impact on the. This trial period of Saturday road closures will expand the~~  
8 ~~possibilities for recreational and other uses of Golden Gate Park during the six-month period~~  
9 ~~of the road closures, and will provide useful information to aid the City in making future~~  
10 ~~decisions about Saturday road closures in the Park.~~

11 (iii) This trial period of Saturday road closures is are necessary for the safety and  
12 protection of persons who would use these roads during the temporary closures.

13 (b) Saturday Road Closures. The following roads in Golden Gate Park shall be closed to  
14 motor vehicle traffic on Saturdays, from 6:00 a.m. to 56:00 p.m. Pacific Standard Time and 6:00 a.m.  
15 to 6:00 p.m. Pacific Daylight Time, regardless of subject to the inclement weather conditions  
16 protocols that apply to the current Sunday road closures, which involve removal of the road  
17 closure barriers at 2:00 p.m. if it is raining: John F. Kennedy Drive between Kezar Drive and  
18 Transverse Drive and the western side of Hagiwara Tea Garden Drive; Arguello Boulevard;  
19 Conservatory Drive East and Conservatory Drive West; 8th Avenue; Bowling Green Drive  
20 between John F. Kennedy Drive and Middle Drive East; and Stow Lake Drive between Stow Lake  
21 Drive East and John F. Kennedy Drive. The Recreation and Park Department, with the assistance, as  
22 needed, of other City departments, shall arrange for appropriate barriers to motor vehicles to be  
23 placed at entrances to Golden Gate Park and within Golden Gate Park so as to effectuate the  
24 forementioned street closures. The Saturday road closures mandated in this subsection (b) shall be in  
25 effect beginning Saturday May 5, 2007 and continuing for six (6) months thereafter until

1 Saturday November 3, 2007 from the first Saturday in April to the last Saturday in September.

2 (c) The disability access standards, exempt motor vehicles provision, and the emergency  
3 authority of the General Manager, as set forth in Sections 6.12(b), (c), and (d), respectively, shall apply  
4 to the Saturday road closures established herein. The Saturday closures established herein also  
5 shall be subject to the following additional conditions:

6 (i) Notwithstanding the term for the closures set forth in subsection (b), such  
7 closures shall not be implemented until the Director of the Mayor's Office of Disability, in  
8 consultation with the Recreation and Park Department and the DeYoung Museum Access  
9 Division, has confirmed in writing that physical accessibility is provided through the closure  
10 area compliant with the Americans with Disabilities Act.

11 (ii) Vehicle deliveries to the DeYoung Museum loading dock during the  
12 Saturday closure are specifically acknowledged and authorized herein. Such vehicles shall  
13 have unimpeded access to the Museum's loading dock from John F. Kennedy Drive through  
14 the road closure area. The DeYoung Museum shall develop appropriate protocols that  
15 provide for unencumbered delivery access to its loading dock and maintain safety of  
16 individuals within the road closure area. The Museum shall evaluate such protocols and  
17 delivery activities on a regular basis to ensure that adequate delivery access and public safety  
18 are maintained. If necessary, the Recreation and Park Department, in consultation with the  
19 Mayor's Office, shall institute additional or modified methods that ensure adequate delivery  
20 access to the Museum and public safety.

21 (iii) The Recreation and Park Department, in consultation with the Mayor's  
22 Office of Disability, shall develop appropriate signage for the Saturday Road closure to  
23 minimize any traffic disruption.

24 (d) Effect on Sunday and Holiday Road Closures. Except as provided in subsection (d),  
25 this This section is not intended to have any effect on street closures in Golden Gate Park on Sundays

1 ~~and holidays, or to limit the authority of the Recreation and Park Commission to expand road~~  
2 ~~closures in Golden Gate Park on Sundays and holidays beyond their present scope or to~~  
3 ~~extend road closures in Golden Gate Park to other days~~but rather codifies protocols for  
4 inclement weather conditions and delivery access to the DeYoung Museum.

5 (e) Conflict With Other Provisions of Law. If any provision of this section conflicts with an  
6 earlier enacted provision of this Article or of any other earlier enacted provision of law, and the  
7 conflict cannot be reasonably reconciled, the provision of this section shall govern.

8 (f) Severability. If any provision, sentence, clause, or other part of this section is held to be  
9 invalid or unlawful, such a holding shall not limit or abrogate other parts of this section that can be  
10 given effect independently of the invalid or unlawful provision, sentence, clause, or part. If the  
11 application of a provision, sentence, clause, or other part of this section to a person or class of persons,  
12 or to a specific circumstance, is held to be invalid or unlawful, such a holding shall not limit or  
13 abrogate other applications of the same provision, sentence, clause, or part that can be given effect  
14 independently of the invalid or unlawful application.

15 Section 4. This Section shall be uncodified. ~~(a) Departmental Reports on the~~  
16 ~~Saturday road closure. (i) The Recreation and Park Department, in consultation with such~~  
17 ~~other departments as it deems appropriate, shall conduct a study of the impact of the~~  
18 ~~Saturday road closures on use of Golden Gate Park, including particularly disability access~~  
19 ~~and recreational and other use of the roads closed to motor vehicle traffic. By no later than~~  
20 ~~December 15, 2007, the Recreation and Park Department shall transmit to the Board of~~  
21 ~~Supervisors a written report detailing the results of its study, including any recommendations it~~  
22 ~~deems appropriate.~~

23 ~~(ii) The Department of Parking and Traffic, in consultation with such other departments~~  
24 ~~as it deems appropriate, shall conduct a study of the impact of the Saturday road closures on~~  
25 ~~parking and traffic patterns in neighborhoods adjacent to Golden Gate Park and on patterns of~~

1 cross-traffic in the Park. By no later than December 15, 2007, the Department of Parking and  
2 Traffic shall transmit to the Board of Supervisors a written report detailing the results of its  
3 study, including any recommendations it deems appropriate.

4 (iii) ~~Within two (2) weeks after the initial three (3) months of the Saturday closure, the~~  
5 ~~Department of Park and Recreation and the Department of Parking and Traffic shall submit to~~  
6 ~~the Board preliminary reports addressing the issues identified in subsections (a)(1) and (a)(ii)~~  
7 ~~above. The reports also shall describe problems observed during this initial closure period~~  
8 ~~and any actions taken to abate such problems.~~

9 (iv) ~~The Golden Gate Park Concourse Authority shall cooperate with the Recreation~~  
10 ~~and Park Department and the Department of Parking and Traffic in connection with the~~  
11 ~~studies mandated in subsections (a)(i)-(ii), by sharing data and reports of its own that are~~  
12 ~~relevant to those respective studies.~~

13 (b) ~~Board of Supervisors Hearing. The Board of Supervisors or a committee thereof~~  
14 ~~shall conduct a hearing on the Saturday road closures within one month of receiving the~~  
15 ~~reports required by subsections (a)(i) and (a)(ii). Improvements on and adjacent to Middle~~  
16 ~~Drive West. The Recreation and Park Department, subject to any necessary approvals from~~  
17 ~~the Recreation and Park Commission and shall develop and implement a capital improvement~~  
18 ~~and programmatic plan for Middle Drive West between Transverse Drive and Metson Road~~  
19 ~~(the "Plan"). The intent of such Plan is to enhance the recreational uses in this area for bikers,~~  
20 ~~walkers, skaters, and other park visitors. The Plan may include, but is not be limited to, road~~  
21 ~~surface repairs, concessions, and restrooms. The Plan shall be prepared in consultation with~~  
22 ~~affected community stakeholders, such as bicyclist and other Park recreational users, persons~~  
23 ~~with disabilities, neighborhood organizations on both the north and south sides of the Park,~~  
24 ~~and the institutions within the Park. In addition, it is anticipated that private philanthropic~~  
25 ~~interests also will participate in this effort and contribute to the capital improvements that the~~

1 Plan identifies. The Recreation and Park Department shall report to the Recreation and Park  
2 Commission on the progress and implementation of the Plan until its completion.

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

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6 By: \_\_\_\_\_  
7 John D. Malamut  
8 Deputy City Attorney

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