

1 [19<sup>th</sup> Avenue Transportation Safety Enhancement.]

2  
3 **Ordinance amending the San Francisco Administrative Code by adding Section 10.100-**  
4 **369 to require that revenues from fines for traffic violations on the segment of State**  
5 **Highway Route 1 beginning at 19<sup>th</sup> Avenue and Junipero/Serra Boulevard and ending at**  
6 **State Highway Route 101 and Lake be appropriated for the Nineteenth Avenue**  
7 **Transportation Safety Enhancement Project and making the San Francisco County**  
8 **Transportation Authority responsible for the conceptual and preliminary design of the**  
9 **project and the fiscal agent for the project.**

10 Note: Additions are *single-underline italics Times New Roman*;  
11 deletions are *~~strikethrough italics Times New Roman~~*.  
12 Board amendment additions are double underlined.  
13 Board amendment deletions are ~~strikethrough normal~~.

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

14 Section 1. The San Francisco Administrative Code is hereby amended by adding  
15 Section 10.100-369, to read as follows:

16 SECTION 10.100-369. NINETEENTH AVENUE TRANSPORTATION SAFETY  
17 ENHANCEMENT PROJECT.

18 (a) Findings.

19 (1) Nineteenth Avenue is the busiest north-south thoroughfare in the western section  
20 of San Francisco, connecting the Golden Gate Bridge to points south of San Francisco and  
21 carrying an average of nearly 85,000 vehicles per day, including over 1,300 trucks per day.  
22

23 (2) Since the demolition of the portions of the Central Freeway north of Market Street,  
24 Nineteenth Avenue has seen a dramatic rise in traffic volumes, to the detriment of safety and  
25 livability conditions for residents along the corridor.

1 (3) Nineteenth Avenue is also a key transfer point for people using transit, particularly  
2 at intersections with east-west streets served by Muni METRO lines.

3 (4) Nineteenth Avenue serves as the key access to many important activity centers like  
4 Golden Gate Park, San Francisco State University, the Stonestown Shopping Center, Stern  
5 Grove, the San Francisco Conservatory of Music, The University of San Francisco, the San  
6 Francisco Zoo and many others, generating a significant amount of pedestrian activity.

7 (5) Over the past few years there has been an alarming increase in the number of  
8 incidents and accidents involving pedestrians and automobiles, resulting in a number of  
9 pedestrian deaths and injuries, and damage to private property.

10 (6) The San Francisco Board of Supervisors finds that it is of the utmost importance to  
11 take the necessary measures to ensure that traffic laws are observed along Nineteenth  
12 Avenue in order to protect the public and, in particular, the well being of pedestrians.

13 (7) Upon passage by the Legislature, AB 2568 (Yee) will establish Nineteenth Avenue  
14 from Lake Street to Junipero Serra Boulevard as a double fine zone, as defined in Section 97  
15 of the Streets and Highways Code.

16 (8) The Board of Supervisors recognizes the urgent need to implement transportation  
17 projects that bring about an enhancement in travel safety throughout the 19<sup>th</sup> Avenue corridor

18 (9) The Board of Supervisors finds that the most effective way to achieve this end is to  
19 coordinate closely with related programs and projects already under way, like the renovation  
20 of the traffic signal system along Nineteenth Avenue and other improvements in the New  
21 Expenditure Plan for the use of Sales Tax Funds, as approved by the voters as Proposition K  
22 at the November 4, 2003 election, and to use the revenues obtained from the fines imposed  
23  
24  
25

1 on traffic violations in the area for which AB 2568 authorizes double fines in order to leverage  
2 other transportation funds, including local sales tax funds for transportation and state and  
3 federal funds;

4 (b) Project Area. The Nineteenth Avenue Transportation Safety Enhancement Project  
5 Area (“Project Area”) shall mean Nineteenth Avenue from Lake Street to Junipero Serra. The  
6 Project Area also includes the first block of each side street intersecting Nineteenth Avenue  
7 between Lake Street and Junipero Serra, provided that the purpose of providing any  
8 enhancements in these areas is to complement or complete safety enhancements proposed  
9 on Nineteenth Avenue.  
10

11 (c) Establishment of Fund for Project Revenue. The Nineteenth Avenue  
12 Transportation Safety Enhancement Project Fund is established as a category seven fund for  
13 the purposes of receiving all revenues obtained from fines for traffic violations occurring on  
14 the segment of State Highway Route 1 beginning at the intersection of 19<sup>th</sup> Avenue and  
15 Junipero Serra Boulevard and ending at the intersection of State Highway Route 1 and Lake  
16 Street, except as to any portion of those revenues that state law requires to be used for  
17 another purpose (“Project Revenues”). The Board hereby appropriates the Project Revenues  
18 to the San Francisco County Transportation Authority as fiscal agent for the Project. Upon  
19 receipt of the resolution adopted by the Authority as set forth in subsection (e), the City  
20 Controller shall immediately transfer to the Authority any Project Revenues and accrued  
21 interest already collected and shall thereafter provide on a quarterly basis for the continuing  
22 transfer of these revenues and accrued interest to the Authority.  
23  
24  
25

1 (d) Use of Fund; Project Description. Project Revenues may be used only for  
2 enhancements in the Project Area for the following purposes:

3 (1) Improvements to the traffic signal system, including pedestrian signals and  
4 enhancements for accessible pedestrian signals; and

5 (2) Improvements to the pedestrian environment along Nineteenth Avenue and the  
6 eligible portions of side streets, as defined in subsection (b) to enhance safety, reduce  
7 opportunities for pedestrian-auto conflicts and encourage walking; and

8 (3) Improvements to vehicular circulation on Nineteenth Avenue and the eligible  
9 portions of side streets, to increase vehicular, pedestrian and transit user safety; and

10 (4) Street resurfacing improvements to enhance vehicular and bicycle circulation  
11 safety; and

12 (5) Traffic calming improvements in the corridor, including sidewalk bulb-outs,  
13 enhanced visibility pedestrian crosswalks, improved signage and similar safety enhancing and  
14 traffic calming treatments; and

15 (6) Ongoing maintenance of high visibility striping of pedestrian crosswalks in the  
16 project area and signage; and

17 (7) Ongoing street resurfacing, signal maintenance and operating and maintenance  
18 expenses in the Project Area; and

19 (8) Other transportation system expenses as identified by the San Francisco County  
20 Transportation Authority (“Authority”) in its approved budget and design plan.

21 (e) Transfer of Funds to the Authority. If the Authority agrees to serve as fiscal agent  
22 for the Project, it shall adopt a resolution agreeing as follows:  
23  
24  
25

1 (1) To use the funds transferred pursuant to this Section only for the Project.

2 (2) To develop the conceptual and preliminary design for the Project (including the  
3 roles that the different agencies will perform in implementing the Project), the budget and the  
4 timeline for implementation, after receiving input from community groups.

5 (3) To approve an application for funds or provide funds only for work that complies  
6 with applicable Federal, State or local requirements for the administration and auditing of the  
7 Project, or for which there is not a valid funding source with sufficient funds to pay for the  
8 work.  
9

10 (4) To issue a report, through the Executive Director of the Authority, to the Board of  
11 Supervisors every six months on the financial status of the Project, including the total amounts  
12 received to date, the total spent, and a detail of Project expenditures and activities.

13 The procedure used by City departments and the Authority for allocating and  
14 distributing sales tax funds shall be used for the allocation and distribution of Project  
15 Revenues. The Department of Public Works, acting as lead agency for the Project, and in  
16 consultation with the Authority, Caltrans, the Municipal Railway, and the Department of  
17 Parking and Traffic, shall prepare detailed design plans and implement the Project consistent  
18 with the conceptual and preliminary design, budget and timeline prepared by the Authority  
19

20 The Authority may disburse a portion of the funds to pay for the Authority's reasonable  
21 costs in providing services as fiscal agent, and developing the conceptual and preliminary  
22 design, the budget and the timeline for implementation of the Project, including personnel  
23 costs and overhead, and for the costs of obtaining professional consulting services and other  
24  
25

1 direct expenses and materials as necessary to expedite implementation of the Project, as  
2 authorized by the Authority in the Project budget and in its annual budget process.

3 (f) Transfer of Project Revenues. The procedures set forth in San Francisco  
4 Administrative Code Section 10.170-1(h) for approval by the Board of Supervisors for City  
5 departments' accepting and expending grant funds shall not apply to departments' application  
6 for funds from the Authority for the Project.

7 Section 2. This ordinance shall only take effect if AB 2568 is adopted.

8 APPROVED AS TO FORM:

9 DENNIS J. HERRERA, City Attorney

10  
11  
12  
13 By: \_\_\_\_\_  
14 PAULA JESSON  
15 Deputy City Attorney  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25