

1 [MUNI Operator Restrooms at Various Locations]

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3 **Resolution granting revocable permission to Municipal Transportation Agency (MTA),**  
4 **to occupy a portion of the public right-of-way to install and maintain one (1) MUNI**  
5 **Operator Restroom at each of the following locations: within an existing traffic island**  
6 **on Geneva Avenue at Munich Street; on the westerly sidewalk of Main Street, southerly**  
7 **of Howard Street; on the easterly sidewalk of Main Street, northerly of Mission Street,**  
8 **and making environmental findings and findings of consistency with the General Plan**  
9 **and the priority policies of Planning Code Section 101.1.**

10 WHEREAS, Pursuant to Public Works Code Section 786, permission was requested by  
11 MTA, to occupy a portion of the public right-of-way to install and maintain install and maintain  
12 one (1) MUNI Operator Restroom at each of the following locations: within an existing traffic  
13 island on Geneva Avenue at Munich Street; on the westerly sidewalk of Main Street, southerly  
14 of Howard Street; on the easterly sidewalk of Main Street, northerly of Mission Street, as  
15 shown on the plans, a copy of which is on file in the office of the Clerk of the Board of  
16 Supervisors in File No. ; and,

17 WHEREAS, The Planning Department, by letter dated August 18, 2005, declared that  
18 the proposed encroachments are in conformity with the General Plan and with the priority  
19 policies of Planning Code Section 101.1. A copy of said letter is on file with the Clerk of the  
20 Board of Supervisors in File No. , and is incorporated herein by reference; and,

21 WHEREAS, In the abovementioned letter, the Planning Department also  
22 determined that the actions contemplated in this Resolution are in compliance with the  
23 California Environmental Quality Act (California Public Resources Code sections 21000 et  
24 seq.). Said determination is incorporated herein by reference; and,

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1           WHEREAS, At a duly noticed public hearing on December 7, 2005, the Department of  
2 Public Works recommended approval of the proposed encroachments; and,

3           WHEREAS, The permit and associated encroachment agreement shall not become  
4 effective until the Permittee executes and acknowledges the permit and delivers said permit to  
5 the Department of Public Works. A copy of the permit and agreement are on file with the  
6 Clerk of the Board of Supervisors in File No.           , and are incorporated herein by  
7 reference; and,

8           WHEREAS, The Permittee, at the Permittee's sole expense and as is necessary as a  
9 result of this permit, shall make the following arrangements:

10           (a) To provide for the support and protection of facilities belonging to the Department of  
11 Public Works, San Francisco Water Department, the San Francisco Fire Department and  
12 other City Departments, and public utility companies; and

13           (b) To remove or relocate such facilities and provide access to such facilities for the  
14 purpose of constructing, reconstructing, maintaining, operating, or repairing such facilities;  
15 and ,

16           WHEREAS, The Permittee shall procure the necessary permits from the Central Permit  
17 Bureau, Department of Building Inspection and/or Bureau of Street-Use and Mapping,  
18 Department of Public Works, and pay the necessary permit fees and inspection fees before  
19 starting work; and,

20           WHEREAS, No structures shall be erected or constructed within said street right-of-  
21 way except as specifically permitted herein; and,

22           WHEREAS, The Permittee shall assume all costs for the maintenance and repair of the  
23 encroachments and no cost or obligation of any kind shall accrue to the Department of Public  
24 Works by reason of this permission granted; now, therefore be it

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1           RESOLVED, That pursuant to Public Works Code Section 786, the Board of  
2 Supervisors hereby grants permission, revocable at the will of the Director of the Department  
3 of Public Works, to Municipal Transportation Agency (MTA), to occupy a portion of the public  
4 right-of-way to install and maintain one (1) MUNI Operator Restroom at each of the following  
5 locations: within an existing traffic island on Geneva Avenue at Munich Street; on the westerly  
6 sidewalk of Main Street, southerly of Howard Street; on the easterly sidewalk of Main Street,  
7 northerly of Mission Street; and, be it

8           FURTHER RESOLVED, That this Board adopts the findings of the Planning  
9 Department, which determined that said permit is consistent with the General Plan and the  
10 priority policies of Planning Code Section 101.1.

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RECOMMENDED:

APPROVED:

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Robert P. Beck  
Deputy Director for Engineering

Edwin M. Lee  
Director of Public Works