

[Neighborhood Beautification Initiative.]

CHARTER AMENDMENT

PROPOSITION ____

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by adding Section 8A.114 to provide that the Board of Supervisors may create "Neighborhood Beautification Districts" by ordinance, require the operation of parking meters on Sundays in specified Neighborhood Beautification Districts, and require that all revenue raised from the Sunday operation and enforcement of parking meters in a Neighborhood Beautification District, less any operational costs for enforcement, be used for pedestrian, street, and neighborhood improvements related to traffic regulation, safety and control in that district.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 8, 2005, a proposal to amend the Charter of the City and County by adding Section 8A.114 to read as follows:

Note: Additions are *single-underline italics Times New Roman*.
Deletions are ~~*strikethrough italics Times New Roman*~~.

SEC. 8A.114. NEIGHBORHOOD BEAUTIFICATION INITIATIVE DISTRICTS.

(a) The Board of Supervisors may by ordinance establish Neighborhood Beautification Districts on streets with parking meters. A designated Neighborhood Beautification District shall include an area within a five hundred foot radius from any street with parking meters located in the district but shall not include parking meters which, as of June 30, 2005, are enforced on Sundays from 7:00 a.m. to 7:00 p.m. or any property under the jurisdiction of the Port Commission. The Board of Supervisors shall develop guidelines for the Neighborhood Beautification District program based on the findings from the San Francisco Transportation Authority's Parking Management Study to be completed in fiscal year 2005-2006.

(b) The Agency shall enforce parking meters on Sundays in any designated Neighborhood Beautification District. The Agency, in consultation with the District Supervisor, shall determine the parking meter rates and hours of enforcement.

(c) After deducting any operational costs which result from the operation and enforcement of parking meters on Sundays, the Controller shall set aside the net revenue into a special revenue account for each Neighborhood Beautification District. Notwithstanding any other provision of law, including Charter Sections 8A.105 and 16.110 and San Francisco Traffic Code Section 213, the revenue deposited in each account shall be expended only as provided for in this Section.

(d) The monies deposited in each special revenue account shall be used for pedestrian, street, and neighborhood improvements related to traffic regulation, safety and control in the corresponding Neighborhood Beautification District. Following the creation of a Neighborhood Beautification District, the Board of Supervisors shall establish a baseline level of service throughout the Neighborhood Beautification District to ensure that revenues are used to enhance the current level of services provided by the City. However, in the event of a significant budget deficit, the Board of Supervisors or the Agency may reduce the level of municipal services citywide, including within the Neighborhood Beautification District.

(e) On an annual basis, the Board of Supervisors, in consultation with neighborhood and merchant associations from within the Neighborhood Beautification District, shall determine the appropriate use of monies after holding a public hearing and considering public input on the use of such funds. The Board of Supervisors shall make specific findings that the use of these revenues will further traffic regulation, safety and control before approving any expenditures.

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

By: _____
JOHN I. KENNEDY
Deputy City Attorney