

REVISED LEGISLATIVE DIGEST

(5/15/2018, Amended in Board)

[Transportation Code - Board of Supervisors Review of Certain Municipal Transportation Agency Decisions]

Ordinance amending Division I of the Transportation Code to establish a procedure for Board of Supervisors review of certain Municipal Transportation Agency Decisions.

Existing Law

Notwithstanding the SFMTA's exclusive authority to adopt various parking and traffic regulations, Charter section 8A.102(b)(8) permits the Board of Supervisors to establish procedures by which the public may seek Board of Supervisors review of certain SFMTA decisions; however, the Board of Supervisors have not yet adopt procedures to provide for such review. If this ordinance is adopted providing procedures for review of SFMTA decisions, the Board of Supervisors may review the SFMTA's adoption of traditional time restrictions, such as two-hour parking limits; and white, yellow and green curb zones. However, the SFMTA's adoption of red zones and "No Stopping" restrictions, which absolutely prohibit parking and stopping of all vehicles except buses, is not subject to the Board of Supervisors' review under the existing Charter.

Amendments to Current Law

This ordinance amends Division I of the San Francisco Transportation Code to establish procedures for review of certain SFMTA decisions by the Board of Supervisors. The ordinance: (1) creates definitions for specific terms used in the ordinance; (2) establishes a procedure for the public to request review of a Final SFMTA Decision by the Board of Supervisors; (3) requires that notice of the review hearing be posted in the Clerk's Office, on the Board of Supervisors' website, and mailed to any person who filed a Request for Review, submitted their signature, or requested notice; and (4) provides a procedure for the Board of Superiors to affirm or reverse a Final SFMTA Decision following the review hearing.

Background Information

Supervisors Safai and Peskin requested legislation to establish a procedure for Board of Supervisors review of certain SFMTA decisions. The City Attorney's Office prepared the attached chart which summarizes which SFMTA parking modifications are subject Board of Supervisors' review and which are not.

PARKING MODIFICATIONS UNDER BOS REVIEW AUTHORITY	JUSTIFICATION
Blue zones	Reservation of parking space for persons with a disability
Green zones and green meters	Adoption of limitation on time period for which a vehicle may be parked
Yellow zones and yellow meters	Adoption of limitation on time period for which a vehicle may be parked
White passenger loading zones	Adoption of limitation on time period for which a vehicle may be parked
Street sweeping parking restrictions	Adoption of limitation on time period for which a vehicle may be parked
Stands (taxi stands, shuttle zones, tour bus zones, school bus zones)	Adoption of limitation on time period for which a vehicle may be parked
Adopting time limits for parking at meters	Adoption of limitation on time period for which a vehicle may be parked
Residential permit parking – (1) designating or eliminating new RPP areas, (2) changing time limit that non-permit vehicles can park, or (3) changing hours of RPP enforcement	Creation or elimination of any preferential parking zone for (1) and (3) Adoption of limitation on time period for which a vehicle may be parked for (2)
Other Non-Residential Parking time limit zones (30 minutes, 2 hours, 4 hours, etc.)	Adoption of limitation on time period for which a vehicle may be parked
Car share parking only spaces	Creation or elimination of any preferential parking zone
Commuter shuttle bus zones	Creation or elimination of any preferential parking zone
Vanpool parking only	Creation or elimination of any preferential parking zone
Temporary parking postings that are not approved by ISCOTT (parades, move ins, security issues, special events)	Adoption of limitation on time period for which a vehicle may be parked

On-street permit parking restrictions (staff parking only, consulates, etc.)	Creation or elimination of any preferential parking zone
Motorcycle parking only (metered and unmetered if a time limitation involved)	Adoption of limitation on time period for which a vehicle may be parked
No Parking Any Time (full or part-time signs, with or without TOWAWAY) ¹	Adoption of limitation on time period for which a vehicle may be parked
No parking vehicles over six feet high ²	Adoption of limitation on time period for which a vehicle may be parked
Oversize vehicle restrictions (vehicles over 7 feet high, over 22 feet length)	Adoption of limitation on time period for which a vehicle may be parked
Compact vehicle parking or marked stalled designation (vehicles must fit within marked stall that limits some vehicles) if a time limitation is involved	Adoption of limitation on time period for which a vehicle may be parked
Parking restrictions for which ISCOTT issues a permit (restrictions already appealable to the BOS pursuant to Trans. Code, Div. I, Article 6)	ISCOTT permits subject to BOS review under Trans. Code, Chapter 6

PARKING MODIFICATIONS NOT UNDER BOS REVIEW AUTHORITY	JUSTIFICATION
Tow-away No Stopping Any Time (full or part-time signs, including commuter tow-away lanes)	Absolute prohibition on stopping, standing or parking. Not a limitation on time for which a vehicle may be parked
Temporary parking prohibitions that establish a NO STOPPING for a traffic lane (Special Traffic Permits, temporary signage that does not allow any parking by anyone)	Absolute prohibition on stopping, standing or parking. Not a limitation on time for which a vehicle may be parked

¹ “No Parking” still allows stopping or standing for purposes of loading and unloading passengers and goods.

² “No Parking” still allows stopping or standing for purposes of loading and unloading passengers and goods.

Red zones (curb ramps, hydrants, driveways, sight distance, turn clearance, etc.)	Absolute prohibition on stopping, standing or parking, except for transit buses. Not a limitation on time for which a vehicle may be parked
Painted safety zones, painted curb red and vehicular parking restricted by plastic poles	Absolute prohibition on stopping, standing or parking. Not a limitation on time for which a vehicle may be parked
Public transit bus zones (full or part-time)	Absolute prohibition on stopping, standing or parking, except for transit buses. Not a limitation on time for which a vehicle may be parked
On-street bicycle parking (public racks on the street)	Absolute prohibition on stopping, standing or parking, except for transit buses. Not a limitation on time for which a vehicle may be parked
On-street bicycle share stations	Absolute prohibition on stopping, standing or parking, except for transit buses. Not a limitation on time for which a vehicle may be parked
Rescinding any parking limit, removal of any parking regulation listed above without imposing a new time limitation	Not a limitation on time for which a vehicle may be parked
Angle parking and back-in angle parking (changing the direction vehicles park)	Not a limitation on time for which a vehicle may be parked
Establishing parking meters without a time limit	Not a limitation on time for which a vehicle may be parked
Commercial vehicle double parking restrictions	Absolute prohibition on stopping, standing or parking. Not a limitation on time for which a vehicle may be parked
Changing parking meter rates	Not a limitation on time for which a vehicle may be parked
Parklet permitting - delegated to Public Works by the SFMTA so there is no Final SFMTA Decision made	No Final SFMTA Decision. SFMTA has delegated authority to issue permits to Public Works
Parking removal due to sidewalk extensions (pedestrian bulbs)	Not a limitation on time for which a vehicle may be parked

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