

[Parks and Recreation]

AMENDING PART II, CHAPTER VI OF THE SAN FRANCISCO MUNICIPAL CODE (PARK CODE) TO INCLUDE UNITED NATIONS PLAZA AND HALLIDIE PLAZA AS PARKS FOR PURPOSES OF ARTICLES 3, 4 AND 7 OF THE PARK CODE, AND ADDING ARTICLES 8B AND 8C TO THE PARK CODE GRANTING THE DIRECTOR OF PUBLIC WORKS THE AUTHORITY TO MANAGE UNITED NATIONS PLAZA, TO PERFORM FUNCTIONS DESCRIBED IN SECTIONS 3.03, 3.07, 3.16, 4.11, 4.12 AND 4.13 OF THE PARK CODE, TO MAKE RULES FOR THE USE OF THE PLAZA AND TO DESIGNATE ADDITIONAL ACTIVITIES IN THE PLAZA FOR WHICH A PERMIT IS REQUIRED, AND GRANTING THE DIRECTOR OF PROPERTY THE AUTHORITY TO MANAGE HALLIDIE PLAZA, TO PERFORM FUNCTIONS DESCRIBED IN SECTIONS 3.03, 3.07, 3.16, 4.11, 4.12 AND 4.13 OF THE PARK CODE, TO MAKE RULES FOR THE USE OF THE PLAZA AND TO DESIGNATE ADDITIONAL ACTIVITIES IN THE PLAZA FOR WHICH A PERMIT IS REQUIRED.

Note: Additions are underlined; deletions are in ((double parentheses)).

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

Section 1. Part II, Chapter 6 of the San Francisco Municipal Code (Park Code) is hereby amended by amending Section 2.01 to read as follows:

SEC. 2.01. "PARK" DEFINED.

When used in this Code, the word "park" shall mean and include all grounds, roadways, avenues, squares, recreation facilities, and other property placed under the control, management and direction of the Recreation and Park Commission by the Charter of the City and County of San Francisco, and the open space on the blocks bounded by Market,

1 Folsom, Third and Fourth Streets which is under the control, management and direction of the
2 Redevelopment Agency of the City and County of San Francisco, otherwise known as the
3 "Yerba Buena Gardens," unless such word is otherwise defined within the section in which it
4 appears. When used in Articles 3, 4 and 7 of this Code, the word "park" shall also include
5 the area comprising Fulton Street between Hyde and Market Streets and Leavenworth Street
6 between McAllister and Fulton Streets, which area was closed to vehicular traffic by San
7 Francisco Board of Supervisors Resolution No. 373-73 and is otherwise known as United
8 Nations Plaza, and the area that is bounded by the northwesterly line of Market Street, the
9 southerly line of Eddy Street and the westerly line of Lot 13, Assessor's Block 341, and is
10 otherwise known as Hallidie Plaza. The designation of United Nations Plaza and Hallidie
11 Plaza as parks for purposes of Articles 3, 4 and 7 of this Code does not effect a jurisdictional
12 transfer of these plazas, does not place these plazas under the jurisdiction and control of the
13 Recreation and Park Commission, and does not render these plazas "park land" or "park
14 property" as those terms are used in any provision of the San Francisco Charter.

15 Section II. Part II, Chapter VI of the San Francisco Municipal Code (Park Code) is
16 hereby amended by adding Articles 8B and 8C as follows:

17 **Article 8B UNITED NATIONS PLAZA**

18 **SEC. 8B.01. AUTHORITY OF THE DIRECTOR OF THE DEPARTMENT OF PUBLIC**
19 **WORKS.**

20 With respect to United Nations Plaza, the Director of the Department of Public Works,
21 or his or her designee, shall have the authority to manage the Plaza and to perform all
22 functions with respect to United Nations Plaza that would otherwise be performed by the
23 Recreation and Park Department, the Recreation and Park Commission, the General
24 Manager of the Recreation and Park Department, the Superintendent of Parks, or the
25 employees of the Recreation and Park Department under Sections 3.03, 3.07, 3.16, 4.11,

SUPERVISOR BROWN
BOARD OF SUPERVISORS

1 4.12 and 4.13 of this Code. The Recreation and Park Department or Commission and the
2 Board of Supervisors shall issue all permits and other authorizations required by Articles 3, 4,
3 and 7 of this Code pursuant to Section 2.74 of the San Francisco Administrative Code.
4

5 **SEC. 8B.02. RULES AND REGULATIONS GOVERNING USE OF UNITED**
6 **NATIONS PLAZA.**

7 The Director of Public Works shall have jurisdiction to set the rules and regulations for
8 United Nations Plaza pursuant to Sections 3.01 and 3.02 of this Code, violation of which rules
9 and regulations, when posted in United Nations Plaza, shall constitute a misdemeanor or an
10 infraction pursuant to Article 10 of this Code. The signs posted to advise the public of rules
11 and regulations for United Nations Plaza shall inform the public where a copy of the full text of
12 the rule or regulation can be obtained. Any such rule or regulation shall be consistent with
13 Articles 3, 4 and 7 of this Code and shall be adopted after a noticed public hearing upon a
14 finding by the Director of Public Works or his or her designee that violation of the proposed
15 rule or regulation would be detrimental to the health, safety, or welfare of members of the
16 public using or passing through United Nations Plaza or using adjoining property.

17 **SEC. 8B.03. ADDITIONAL ACTIVITIES REQUIRING PERMITS.**

18 The Director of Public Works shall have the authority to require a permit for additional
19 activities in United Nations Plaza not enumerated in Articles 3, 4 and 7 of this Code when
20 such a requirement furthers the purposes set forth in Section 7.01 of this Code. A list of the
21 additional activities for which permits are required shall be posted at McLaren Lodge in
22 Golden Gate Park and filed with the Secretary of the Recreation and Park Commission and
23 the Clerk of the Board of Supervisors and shall be made available to the public upon request.

24 **Article 8C HALLIDIE PLAZA**

25 **SEC. 8C.01. AUTHORITY OF THE DIRECTOR OF PROPERTY.**

1 With respect to Hallidie Plaza, the Director of Property, or his or her designee, shall
2 have the authority to manage the Plaza and to perform all functions with respect to Hallidie
3 Plaza that would otherwise be performed by the Recreation and Park Department, the
4 Recreation and Park Commission, the General Manager of the Recreation and Park
5 Department, the Superintendent of Parks, or the employees of the Recreation and Park
6 Department under Sections 3.03, 3.07, 3.16, 4.11, 4.12 and 4.13 of this Code. The
7 Recreation and Park Department or Commission and the Board of Supervisors shall issue all
8 other permits and authorizations required by Articles 3, 4 and 7 of this Code pursuant to
9 Section 2.74 of the San Francisco Administrative Code.

10 **SEC. 8C.02. RULES AND REGULATIONS GOVERNING USE OF HALLIDIE**
11 **PLAZA.**

12 The Director of Property shall have jurisdiction to set the rules and regulations for
13 Hallidie Plaza pursuant to Sections 3.01 and 3.02 of this Code, violation of which rules and
14 regulations, when posted in Hallidie Plaza, shall constitute a misdemeanor or an infraction
15 pursuant to Article 10 of this Code. The signs posted to advise the public of rules and
16 regulations for Hallidie Plaza shall inform the public where a copy of the full text of the rule or
17 regulation can be obtained. Any such rule or regulation shall be consistent with Articles 3, 4
18 and 7 of this Code and shall be adopted after a noticed public hearing upon a finding by the
19 Director of Property or his or her designee that violation of the proposed rule or regulation will
20 be detrimental to the health, safety, or welfare of members of the public using or passing
21 through Hallidie Plaza or using adjacent property.

22 **SEC. 8C.03. ADDITIONAL ACTIVITIES REQUIRING PERMITS.**

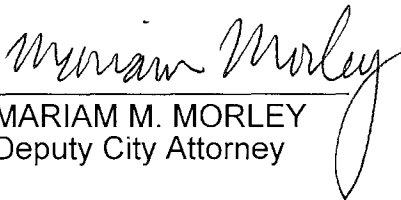
23 The Director of Property shall have the authority to require a permit for additional
24 activities in Hallidie Plaza not enumerated in Articles 3, 4 and 7 of this Code when such a
25 requirement furthers the purposes set forth in Section 7.01 of this Code. A list of the

1 additional actives for which permits are required shall be posted at McLaren Lodge in Golden
2 Gate Park and filed with the Secretary of the Recreation and Park Commission and the Clerk
3 of the Board of Supervisors and shall be made available to the public upon request.

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5 APPROVED AS TO FORM:

6 LOUISE H. RENNE, City Attorney

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9 By:


MARIAM M. MORLEY
Deputy City Attorney

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SUPERVISOR BROWN
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 981973

Date Passed:

Ordinance amending Park Code to include United Nations Plaza and Hallidie Plaza as parks for purposes of Articles 3, 4 and 7 of the Park Code and adding Articles 8B and 8C to the Park Code granting the Director of Public Works the authority to manage United Nations Plaza, to perform functions described in Sections 3.03, 3.07, 3.16, 4.11, 4.12 and 4.13 of the Park Code, to make rules for the use of the plaza and to designate additional activities in the plaza for which a permit is required, and granting the Director of Property the authority to manage Hallidie Plaza, to perform functions described in Sections 3.03, 3.07, 3.16, 4.11, 4.12 and 4.13 of the Park Code, to make rules for the use of the plaza and to designate additional activities in the plaza for which a permit is required.

January 25, 1999 Board of Supervisors — PASSED ON FIRST READING

Ayes: 8 - Becerril, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 3 - Bierman, Yee, Ammiano

February 1, 1999 Board of Supervisors — FINALLY PASSED

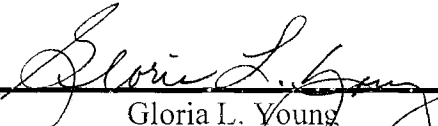
Ayes: 7 - Becerril, Brown, Katz, Leno, Newsom, Teng, Yaki

Noes: 3 - Ammiano, Bierman, Yee

Absent: 1 - Kaufman

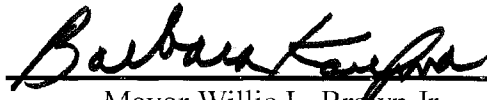
File No. 981973

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on February 1, 1999
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

FEB 12 1999

Date Approved


Mayor Willie L. Brown Jr.