



San Francisco Public Works  
General – Director’s Office  
49 South Van Ness Ave., Suite 1600  
San Francisco, CA 94103  
(628) 271-3160 [www.SFPublicWorks.org](http://www.SFPublicWorks.org)

**Public Works Order No: 205922**

**AUTHORIZING THE ASSIGNMENT OF  
THE MARKET STREET FLOWER MARKET PERMIT  
PURSUANT TO SECTION 161(I)**

January 6, 2022

**Summary:** Recommending approval of the assignment of a unique Street Flower Market Permit from permittee Byron Yoanidis, dba “Trolley-Car Flowers,” to Andrew Poulos, dba “Trolley-Bus Flowers,” consistent with the requirements of Article 5 of the Public Works Code.

The Director recommends that the Board of Supervisors approve the assignment of the Street Flower Market Permit based on the following:

WHEREAS, Article 5 of the San Francisco Public Works Code regulates Street Flower Market permits, and Public Works Code Section 155 designates specific locations for these permitted vendors, and “the Market Street Flower Market” is one of the enumerated locations; and

WHEREAS, Byron Yoanidis, dba Trolley-Car Flowers has operated as a permittee in the Market Street Flower Market for many years, at the assigned Market Street Flower Market location; and

WHEREAS, Trolley-Car Flowers is permitted, in good-standing, and is not the subject of any outstanding code violations or complaints, and has maintained insurance and paid permitting fees to Public Works as required by Article 5; and

WHEREAS, New permits under Article 5 are not issued at this time, which requires the assignment of existing permits; and

WHEREAS, Pursuant to Public Works Code Section 161(l), except for limited situations involving the assignment of a permit to a family member upon the death of the permittee, a permit may be assigned or sold only upon approval by the Board of Supervisors; and

WHEREAS, Trolley-Car Flowers' requested assignment of its permit must be approved by the Board of Supervisors; and

WHEREAS, Andrew Poulos, dba "Trolley-Bus Flowers," the proposed assignee of the permit, has provided the necessary insurance to take on the permit obligations of Trolley-Car Flower, has satisfied residential requirements for permittees, and will be assessed permitting fees upon transfer; and

WHEREAS, Public Works has been in communication with the Supervisor in whose district the permittee is located, and said Supervisor has indicated an intent to sponsor a resolution approving the assignment of the permit; and

WHEREAS, Activations of public space through retail uses can mitigate blight and celebrate the character of the City.

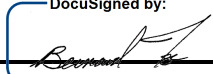

NOW THEREFORE BE IT ORDERED THAT:

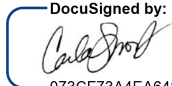
The Director recommends transferring the Street Flower Market permit from permittee Byron Yoanidis, dba "Trolley-Car Flowers," to Andrew Poulos, dba "Trolley-Bus Flowers" subject to the guidelines, as defined in [Public Works Order 175,880](#); and

Trolley-Bus Flowers' compliance with the following Hold Harmless Clause:

a. In consideration of the business taking advantage of public right-of-way, the business owner promises and agrees to comply with all applicable regulations.

b. In addition, the business operator agrees on its behalf and that of any successor or assignee to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (collectively referred to as the "City") from and against and all losses, liabilities, expenses, actions, claims, demands, injuries, damages, fines, penalties, suits, costs or judgements including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, Assignee or its subcontractors, or the officers, agents or employees of either, while engaged in the practices authorized by this Order, (ii) any accident, damage, death, or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the practices authorized by this Order, (iii) any accident, injuries or damages to any person(s) or accident, damage or injury to any real or personal property, good will, in, upon or in any way allegedly connected with the practices authorized by this Order from any cause or claims arising at any time, and potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligations arises at the time such claim is tendered to business operator by the City and continues at all times thereafter. The business operator agrees that the indemnification obligations assumed under this Order shall survive expiration of the Order or completion of practices authorized by this order. The business operator shall assume all maintenance and liability associated with the items allowed to be placed in the public right-of-way under this Order.

<p>X DocuSigned by:  Huff, Nicola <small>538EA14480EB46D...</small> Bureau Manager</p>	<p>X DocuSigned by:  Ko, Albert J <small>281DC30E04CF41A...</small> Deputy Director and City Engineer</p>
---	--

X DocuSigned by:  
  
073CF73A4EA6486...  
Short, Carla  
Interim Director of Public Works