

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 180605-088

WHEREAS, The Residential Parking Permit (RPP) program was established in 1976 in response to serious adverse effects caused by motor vehicle congestion, particularly the long-term parking of motor vehicles on the streets of residential areas and neighborhoods by non-residents; and;

WHEREAS, The RPP program restricts unlimited parking by non-residents in designated residential areas, while providing the opportunity for residents to park near their home (Ordinance 312-76); and,

WHEREAS, The RPP program is administered by the San Francisco Municipal Transportation Agency; and,

WHEREAS, The SFMTA has undertaken a comprehensive, data-driven evaluation of the RPP program for the purpose of aligning it with the Agency's and the City's strategic and sustainability goals and improving its effectiveness; and,

WHEREAS, A comprehensive public outreach program that included a citywide household survey, open houses, community workshops and meetings with neighborhood and business organizations provided input into the development of possible reform measures; and,

WHEREAS, At its November 17, 2015 meeting, staff presented the San Francisco Municipal Transportation Agency Board of Directors the purpose, scope, and initial research findings of the RPP Evaluation and Reform Project; and,

WHEREAS, The program evaluation led to the development and analysis of alternative reform policies and practices, to be implemented in phases; and,

WHEREAS, The proposed reform policies are to: (1) delete the defined term for "Institution" and add "Residential Area"; (2) simplify and revise the procedure for designating, rescinding, or modifying a Residential Parking Permit Area; (3) revise the factors to be considered in determining whether to grant a waiver request for additional parking permits; (4) limit the number of Residential Parking Permits to no more than one permit issued to an individual and no more than two permits issued to a single address, and provide for a waiver for up to four permits that may be issued to a single address, except that Health Care Worker or Childcare permits which shall not count towards the maximum number of permits that can be issued, for residents of Residential Parking Permit Areas established after May 1, 2018; (5) eliminate the special petition process for Childcare parking permits; (6) authorize the issuance of one transferable parking permit to a resident licensed to operate a family child care home for use by a child care provider working at the home; and (7) exempt vehicles displaying a valid permit from payment at on-street Parking Meters located in the Residential Parking Permit Area where designated by the SFMTA with posted signs; and,

WHEREAS, The first phase of implementation is to amend the Transportation Code, Division II, to implement proposed reform policies; and,

WHEREAS, The proposed modifications are subject to environmental review under the California Environmental Quality Act (CEQA); and,

WHEREAS, On April 20, 2017, the SFMTA, under authority delegated by the Planning Department, determined that the Residential Parking Program Reform is not defined as a “project” under the California Environmental Quality Act (CEQA) pursuant Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, On May 10, 2017, the Planning Department concurred with the SFMTA’s determination; and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors, and is incorporated herein by reference; now, therefore be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends the Transportation Code Division II, Article 900 to amend the Residential Parking Permit Program to: (1) delete the defined term for “Institution” and add “Residential Area”; (2) simplify and revise the procedure for designating, modifying or rescinding a Residential Parking Permit Area; (3) limit the number of Residential Parking Permits to no more than one permit issued to an individual person and no more than two permits issued to a single address, and provide for a waiver for up to four permits that may be issued to a single address, except that Health Care Worker or Childcare permits which shall not count towards the maximum number of permits that can be issued, for residents of Residential Parking Permit Areas established after May 1, 2018 ; (4) eliminate the petition process currently required for Childcare parking permits; (5) authorize the issuance of one transferable parking permit to a resident licensed to operate a family child care home for use by a child care provider working at the home; and (6) exempt vehicles displaying a valid permit from payment at on-street Parking Meters located in the Residential Parking Permit Area where designated by the SFMTA with posted signs.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of June 5, 2018.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

RESOLUTION 180605-088

[Transportation Code – Residential Parking Permit Program]

Resolution amending the Transportation Code to amend the Residential Parking Permit Program to: (1) delete the defined term for “Institution” and add “Residential Area”; (2) simplify and revise the procedure for designating, rescinding, or modifying a Residential Parking Permit Area; (3) revise the factors to be considered in determining whether to grant a waiver request for additional parking permits; (4) limit the number of Residential Parking Permits to no more than one permit issued to an individual and no more than two permits issued to a single address, and provide for a waiver for up to four permits that may be issued to a single address, except that Health Care Worker or Childcare permits which shall not count towards the maximum number of permits that can be issued, for residents of Residential Parking Permit Areas established after May 1, 2018; (5) eliminate the petition process for Childcare parking permits; (6) authorize the issuance of one transferable parking permit to a resident licensed to operate a family child care home for use by a child care provider working at the home; and (7) exempt vehicles displaying a valid permit from payment at on-street Parking Meters located in the Residential Parking Permit Area where designated by the SFMTA with posted signs.

NOTE: Additions are single-underline Times New Roman;
deletions are ~~strike through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Article 900 of Division II of the Transportation Code is hereby amended by revising Sections 901 and 905, to read as follows:

SEC. 901. DEFINITIONS.

As used in this Article 900, the following words and phrases shall have the following meanings:

* * * *

Educational Institution. Any school or other place of learning providing a preschool, elementary, or secondary level of study.

~~**Institution.** A place of employment with more than 200 employees or an Educational Institution located in a primarily residential neighborhood, including but not limited to such facilities as an accredited college, university, hospital or sanitarium.~~

* * * *

Residential Area. A contiguous or nearly contiguous area of one or more blocks containing streets and highways or parts thereof, primarily abutted by residential property.

Residential Parking Permit. A permit issued by the SFMTA to a specified vehicle that authorizes such vehicle to Park in the Residential Parking Permit Area without being subject to enforcement of Residential Parking Permit Area time restrictions.

Residential Parking Permit Area. A ~~Residential~~ Area designated pursuant to Section 905 wherein Resident Motor Vehicles displaying a valid Residential Parking Permit shall be exempt from specified Parking time restrictions.

* * * *

Transportation Broker. The authorized representative of an ~~Institution, including but not limited to the principal or administrator of an Educational Institution,~~ who has primary responsibility for implementing the SFMTA's Parking permit program for that Educational Institution and who is designated as the Educational Institution's primary

liaison with the SFMTA for all issues related to on-street Parking permits issued pursuant to this Article 900.

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Sec. 905. RESIDENTIAL PARKING PERMIT.

(a) General Permit Requirements.

* * * *

(b) Permit Privileges.

(1) Any vehicle that displays a valid Residential Parking Permit shall be permitted to Park in the Residential Parking Permit Area for which the permit has been issued notwithstanding posted time restrictions, but is not exempt from Parking restrictions established pursuant to any authority other than this Section 905 except as set forth in subsection (b)(2).

(2) Any vehicle that displays a valid Residential Parking Permit shall be exempt from payment at on-street Parking Meters, as required by Division I, Section 7.2.23 (Payment of Parking Meter), located in a Residential Parking Permit Area where designated by the SFMTA with posted signs.

(c) Number of Permits.

(1) Except as set forth in subsection (c)(2), nNo more than four Residential Parking Permits shall be issued to a single address. Residents may file a request for waiver of this limitation with the SFMTA to obtain additional permits. Factors that may be considered by the Director of Transportation or his or her designee in determining whether to grant a waiver request are the following: the availability of on-street Parking in the requester's residential area and the number of licensed drivers in the household. ~~Factors to be considered by the Director of Transportation when determining whether or not to grant a permit include, but are not limited to, the availability of on-street Parking in the requestor's residential area and~~

~~demonstrated need.~~ The Director of Transportation shall maintain public records for all waivers granted, including all documentation provided in support of approval. The annual fee for additional permits shall be twice the base annual permit fee for the fifth permit, three times the base annual permit fee for the sixth permit, and four times the base annual permit fee for any permits over six.

(2) Notwithstanding subsection (c)(1), for residents of Areas AA and EE, and for residents of Residential Parking Permit Areas established after May 1, 2018, no more than one Residential Parking Permit shall be issued to an individual person and no more than two Residential Parking Permits shall be issued to a single address. Residents of Areas AA and EE and residents of Residential Parking Permit Areas established after May 1, 2018 may file a request for a waiver of these limitations with the SFMTA for up to a maximum of four Residential Parking Permits issued to a single address. Factors that may be considered by the Director of Transportation or his or her designee in determining whether to grant a waiver request are the following: the availability of on-street Parking in the requester's residential area and the number of licensed drivers in the household. The annual fee for additional permits shall be twice the base annual permit fee for the third permit, and three times the base annual permit fee for the fourth permit. Any Residential Parking Permit issued to a resident of Areas AA and EE, or residents of Residential Permit Parking Areas established after May 1, 2018, for purposes of subsection (ge)(1) [Health Care Worker Permit] or subsection (ge)(5) [Childcare Permit] shall not count towards the maximum number of Residential Parking Permits that can be issued to a single address except that the total number of permits issued to a single address shall not exceed four permits.

(d) **Application Requirements.**

* * * *

(2) Residential Parking Permits may be issued for motor vehicles only upon application of the following Persons:

* * * *

(C) A Person who owns or leases commercial property and actively engages in business activity within a Residential Parking Permit area. However, a permit shall only be issued if the applicant presents a valid business registration or tax exemption certificate required by Article 12 of the ~~San Francisco~~ Business and Tax Regulations Code. No more than one permit may be issued for each ~~business establishment~~ commercial property defined by a separate entrance and mailing address for a motor vehicle registered to or under the control of such a Person. The authority to qualify for a Residential Parking Permit pursuant to this subsection is transferable to a bona fide employee of the business. A business may purchase up to three additional permits for delivery vehicles provided that the vehicles are registered to the business' address and display commercial plates.

* * * *

~~(e) — Procedure for Designating Residential Parking Permit Areas.~~

~~(1) — Upon receipt of a petition on a form prescribed by the SFMTA by residents of at least 250 residential units in the residential area proposed for designation or residents living in 50 percent of the residential units in the area proposed for designation, the City Traffic Engineer shall direct surveys or studies as necessary to determine whether a residential area is suitable as a Residential Parking Permit Area.~~

~~(2) — The City Traffic Engineer shall make recommendations to the SFMTA Board of Directors regarding the proposed designation of new Residential Parking Permit Areas. Such recommendation shall include the proposed time restriction for Parking and the proposed days and times of enforcement. Before making any such recommendation to the SFMTA Board,~~

the City Traffic Engineer shall ensure that the proposed area meets the following minimum qualifications for a Residential Parking Permit Area:

(A) — A Residential Parking Permit Area must contain a minimum of one mile of street frontage.

(B) — Objective criteria must establish that the proposed Residential Parking Permit Area is affected for extended periods by the Parking of motor vehicles that are not registered to an address within the proposed Residential Parking Permit Area.

(3) — Nothing in this Section is intended to limit the SFMTA's ability to recommend a Residential Parking Permit Area on its own initiative for public hearing and approval by the SFMTA Board of Directors.

(f) — **Criteria for Designating Residential Parking Permit Area.** In determining whether to recommend that a residential area be designated as a Residential Parking Permit Area, the City Traffic Engineer shall take into account factors which include but are not limited to the following:

(1) — The extent of the desire and need of the residents for Residential Parking Permits and their willingness to bear the resulting administrative costs even if the SFMTA does so on its own initiative.

(2) — The extent to which legal on-street Parking Spaces are occupied during the period proposed for Parking restrictions;

(3) — The extent to which vehicles Parking in the area during the times of the proposed Parking restrictions are not registered to residents of proposed Residential Parking Permit Area; and

(4) — The extent to which Motor Vehicles registered to Persons residing in the residential area cannot be accommodated by the number of available off-street Parking Spaces.

(ge) **Additional Residential Parking Permits.**

(1) **Health Care Worker Permits.** The Director of Transportation or his or her designee is authorized to issue no more than one transferable Parking Permit, for use by up to three vehicles, ~~additional Parking Permits~~ to residents of a Residential Parking Permit Area for use of Persons who, on a regular basis, provide health care or other related services essential to the well-being of the resident applicant, upon the certification by a licensed physician that such services are required. The Parking Permit issued to a resident for use by such Persons shall count towards the ~~four~~ number of Residential Parking Permits that may be issued to a single address pursuant to subsection (c)(1).

(2) **Fire Station Permits.** Upon the request of the Fire Chief, the Director of Transportation or his or her designee shall issue to the officer in charge of a fire station within a residential Parking area ~~that quarters~~ with more than one living unit, not more than 10 transferable Parking Permits and to the officer in charge of a fire station within a residential Parking area ~~that quarters~~ with more than one living unit, not more than five transferable Parking Permits for the exclusive use of uniformed members assigned to the station on a temporary basis because of staffing shortages. The Fire Chief shall adopt rules and regulations for the distribution of permits, consistent with this Code.

(3) **Educational Institution Permits.**

(A) Upon written request, the Director of Transportation shall issue transferable Parking permits to the Transportation Broker of an Educational Institution with certificated employees or Persons regularly employed as classroom teachers and located within a Residential Parking Permit Area. The transferable Parking permits shall be valid during the days and times of parking enforcement in the Residential Parking Permit Area and for the use of persons employed as teachers at such Educational Institution who reside outside of the Residential Parking Permit Area.

* * * *

(C) Upon written request from the Educational Institution documenting the need for more than 15 permits, the Director of Transportation may issue up to an additional five permits if the total number may not exceed the limitation in subsection 905(~~ge~~)(3)(B) above, and if Parking occupancy in the Residential Parking Permit Area surrounding the Educational Institution is low enough to accommodate the additional permits.

(D) Each Parking permit issued pursuant to this Section 905(~~ge~~)(3) shall be valid for one year and may be renewed annually. In distributing permits for a particular Educational Institution, the Transportation Broker shall give consideration to those teachers who are regularly carpooling to work.

(E) In addition to permits issued under subsection 905(~~ge~~)(3)(A), the Director of Transportation may issue City-wide permits for teachers and school administrators employed by the San Francisco Unified School District (SFUSD) whose duties require them to travel to more than one school site and who have been approved by the Superintendent of the SFUSD, or his or her designee. For purposes of this Section, "school administrators" shall be defined as those administrators who provide on-site, direct support to schools that have been identified as low-performing by SFUSD, the State of California, or the federal government. The permit shall exempt the holder from Residential Parking Permit Area regulations on weekdays between the hours of 8 a.m. and 6 p.m. when performing official functions for the SFUSD, and shall be valid for one year.

(4) **Foreign Consulate Permits.** One Residential Parking Permit may be issued upon application to foreign consulates located within a Residential Parking Permit Area, and up to a maximum of two additional Parking permits per eConsulate for

the exclusive use of vehicles registered to the Consulate with the Department of Motor Vehicles.

(5) **Childcare Permits.** The Director of Transportation or his or her designee is authorized to issue a maximum of one transferable Parking Permit, for use on up to three vehicles, to residents of a Residential Parking Permit Area for use of Persons who, on a regular basis, provide childcare services essential to the well-being of a child 12 years old or under who resides with the resident. ~~Before a Parking Permit can be issued for a specific block, a resident(s) will be required to submit a petition on a form prescribed by the SFMTA from either ten residential units or fifty percent of the residential units on the block, whichever represents the smaller number of residential units, supporting the issuance of a Childcare Parking Permit.~~ No single address shall be permitted to be issued or possess more than one Parking Permit for use by such Persons at any one time. The Parking Permit issued to a resident for use by such Persons shall count towards the ~~four~~number of Residential Parking Permits that may be issued to a single address pursuant to subsection (c)(1).

(6) **Family Child Care Homes.** The Director of Transportation or his or her designee is authorized to issue a maximum of one transferable Parking Permit, for use on up to three vehicles, to a resident licensed by the California Health and Human Services Agency, in accordance with Title 22, Division 12, Chapter 3 of the California Code of Regulations, to operate a family child care home for use by a child care provider working at the home who resides outside the Residential Permit Parking Area. The Parking Permit issued to the resident shall count towards the number of Residential Parking Permits that may be issued to a single address pursuant to subsection (c)(1).

(h) **Procedure for Designating, Rescinding, or Modifying Residential Parking Permit Areas.**

~~(1) — The SFMTA Board of Directors may, after a public hearing, designate, rescind, or modify a Residential Parking Permit Area in which vehicles displaying a valid Residential Parking Permit are exempt from specified Parking restrictions, including time restrictions, for Parking and the days and times of enforcement. Upon receipt of a petition on a form prescribed by the SFMTA by residents of at least fifty percent of the residential units in the designated residential area proposed to be rescinded, or the designated residential area proposed to be modified with respect to existing parking restriction hours, effective times, or the residential area covered, the SFMTA shall direct surveys or studies as necessary to determine whether the residential area designation should be rescinded or modified.~~

(1) The SFMTA, on its own initiative, may recommend that the SFMTA Board of Directors approve the designation, rescission, or modification of a Residential Parking Permit Area.

(2) Upon receipt of a petition on a form prescribed by the SFMTA by residents of at least 250 residential units, or residents living in 50% of the residential units, in the Residential Area proposed to be designated, established, or rescinded, the SFMTA shall direct surveys or studies as necessary to determine whether the Residential Area should be designated, rescinded, or modified. Nothing in this Section is intended to limit the SFMTA's ability to recommend on its own initiative for public hearing and approval by the SFMTA Board of Directors a Residential Parking Permit Area to be rescinded or modified with respect to existing parking restriction hours, effective times, or the residential area covered.

(g) Criteria for Designating, Rescinding, or Modifying a Residential Parking Permit Area.

In determining whether to designate, rescind, or modify a Residential Parking Permit Area, the SFMTA Board of Directors shall take into account factors which include, but are not limited, to the following:

(1) A Residential Parking Permit Area contains a minimum of one mile of street frontage;

(2) The extent of the desire and need of the residents for Residential Parking Permits and their willingness to bear the resulting administrative costs even if the SFMTA does so on its own initiative;

(3) The extent to which legal on-street Parking Spaces are occupied during the period proposed for Parking restrictions;

(4) The extent to which vehicles Parking in the area during the times of the proposed Parking restrictions are not registered to residents of the proposed or affected Residential Parking Permit Area;

(5) The extent to which off-street Parking is available; and

(6) Whether other regulations would improve parking availability.

Section 2. Effective Date. This ordinance shall become effective 31 days after enactment. Enactment occurs when the San Francisco Municipal Transportation Agency Board of Directors approves this ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the San Francisco Municipal Transportation Agency Board of Directors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, letters, punctuation marks, charts, diagrams, or any other constituent parts of the Transportation Code that are explicitly shown in this ordinance as additions or deletions in accordance with the "Note" that appears under the official title of the ordinance.

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

By: _____
JOHN I. KENNEDY
Deputy City Attorney

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I certify that the foregoing resolution was adopted by the San Francisco
Municipal Transportation Agency Board of Directors at its meeting of June 5, 2018.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency