

[Amending certain Traffic Code penalty provisions to delete outdated penalties and provisions that are repetitive of state law.]

Ordinance amending the Traffic Code by amending Sections 33.5, 37(c) and 56, and repealing Sections 38.F, 58 ½, and 130 to eliminate provisions that are repetitive of state law and remove outdated penalty provisions for school bus loading zone violations, violations of parking prohibitions for street cleaning, red, green white and blue zone violations, and parking violations on median dividers and traffic islands.

Note: Additions are *single-underline italics Times New Roman*; deletions are ~~*strikethrough italics Times New Roman*~~. Board amendment additions are double underlined. Board amendment deletions are ~~strikethrough normal~~.

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

Section 1. The San Francisco Traffic Code is hereby amended by amending Section 33.5. to read as follows:

SEC. 33.5. SPECIAL SCHOOL BUS LOADING ZONES.

The Department of Parking and Traffic shall, upon written request from School Administration officials, designate a special school bus loading zone at or near all kindergarten through grade twelve school sites that utilize school buses to transport school children, as reasonably necessary or desirable for the regulation of traffic or safety of school children. These zones shall prohibit the stopping, standing or parking of unauthorized vehicles in such special school bus loading zones between the hours of 7:00 a.m. and 4:00 p.m. or any portion thereof as determined by the Director of the Department of Parking and Traffic on any day except Saturday and Sunday and any day declared to be a school holiday by the Board of Education.

1 The term "school bus" as used in this Section shall mean any motor vehicle designed,
2 used or maintained primarily for the transportation of school children and as defined in Section
3 545 of the Vehicle Code of the State of California.

4 Nothing in this Article shall be construed to prohibit motor vehicles from standing,
5 stopping or parking within any zone heretofore or hereinafter provided for the loading or
6 unloading of passengers subject to the provisions of Section 38.C of this Code.

7 The curbs of zones declared to be school loading zones shall be painted white in color
8 and the words "SCHOOL LOADING ZONE" shall be painted white in red upon the curb. The
9 school bus loading zone shall have appropriate signage on either end of said zone.

10 ~~Any person violating the provisions of this Section 33.5 shall be deemed guilty of an infraction~~
11 ~~and upon conviction thereof shall be punished by a fine of not less than \$5 nor more than \$50.~~

12 Section 2. The San Francisco Traffic Code is hereby amended by amending Section
13 37(c), to read as follows:

14 **SEC. 37(c). PARKING PROHIBITED FOR STREET CLEANING.**

15 No person shall park any vehicle on that side of any street on the days, and between
16 the hours, designated by the Board of Supervisors for the purpose of street cleaning. Each
17 side of each street shall be posted with signs giving notice of the days, and the hours, of the
18 parking prohibition effective on that side of the street. This prohibition shall not apply to a
19 vehicle which, after the mechanized street-sweeper has passed, is then parked on a restricted
20 side of the street during the posted hours.

21 ~~Any person violating the provisions of this Section 37(c) shall be deemed guilty of an infraction~~
22 ~~and upon conviction thereof shall be punished by a fine of \$30.~~

23 Section 3. The San Francisco Traffic Code is hereby amended by repealing Section
24 38.F, to read as follows:

1 ~~SEC. 38.F. PENALTY RED, GREEN, WHITE AND BLUE ZONES.~~

2 ~~Any person violating the provisions of Sections 38.A, 38.C, 38.D and 38.K of this Code, with respect to~~
3 ~~the zones indicated with a red, green, white or blue curb marking, shall be deemed guilty of an~~
4 ~~infraction and upon conviction thereof shall be punished by a fine of not less than \$20, nor more than~~
5 ~~\$100, except that the fine for a green zone shall be not less than \$10, nor more than \$50.~~

6 Section 4. The San Francisco Traffic Code is hereby amended by amending Section
7 56, to read as follows:

8 **SEC. 56. PARKING ADJACENT TO OR ON MEDIAN DIVIDERS OR TRAFFIC**
9 **ISLANDS.**

10 It shall be unlawful for an operator of a vehicle to stand or park such vehicle adjacent to
11 or on any traffic island, lines painted or structures constructed on the roadway for the purpose
12 of separating opposing traffic or guiding traffic flows except when necessary in obedience to
13 traffic regulations, traffic-control signal devices, signs, or police officers. ~~Any person violating~~
14 ~~this Section shall be guilty of an infraction and upon conviction thereof shall be punished by a fine of~~
15 ~~\$.~~

16 Section 5. The San Francisco Traffic Code is hereby amended by repealing Section 58
17 ½, to read as follows:

18 ~~SEC. 58 1/2. PENALTY.~~

19 ~~Any person, firm or corporation violating any provision of Section 58 of this Article shall be~~
20 ~~guilty of an infraction and upon conviction thereof shall be punished by a fine of not less than \$20 nor~~
21 ~~more than \$100, except that any person, firm or corporation violating any provision of Section 58 of~~
22 ~~this Article and who as a consequence is involved in an accident with any person or real or personal~~
23 ~~property shall be guilty of an infraction and upon conviction thereof shall be punished by a fine of not~~
24 ~~less than \$25 nor more than \$100.~~

1 Section 6. The San Francisco Traffic Code is hereby amended by repealing Section
2 130, to read as follows:

3 ~~SEC. 130. PENALTIES.~~

4 ~~Pursuant to Section 42001 of the California Vehicle Code, any person violating any of the provisions of~~
5 ~~this Chapter shall be guilty of an infraction and upon conviction thereof shall be punished for the first~~
6 ~~offense by a fine not to exceed \$100; for the second offense within a period of one year from the date of~~
7 ~~the first offense by a fine not to exceed \$200; for a third and each additional offense committed within~~
8 ~~one year from the date of the first offense by a fine not to exceed \$250. In addition, except as provided~~
9 ~~in other provisions of this Chapter providing authorization for removal of vehicles, any officer of the~~
10 ~~Police Department or any Parking Control Officer is hereby authorized to remove or cause to have~~
11 ~~removed any vehicle that is parked or left standing unattended in violation of the California Vehicle~~
12 ~~Code or the San Francisco Traffic Code and where signs are posted giving notice of removal for such~~
13 ~~violation. The procedure for removal and impounding of vehicles shall be as is provided for in Article 9~~
14 ~~of the San Francisco Traffic Code and Section 22850 and 22854 of the California Vehicle Code.~~

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

17 By:

18 
19 DAVID A. GREENBURG
20 Deputy City Attorney



City and County of San Francisco

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

Tails Ordinance

File Number: 070229

Date Passed:

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April 10, 2007 Board of Supervisors — PASSED ON FIRST READING

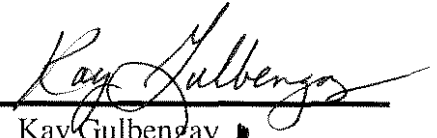
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

April 17, 2007 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 070229

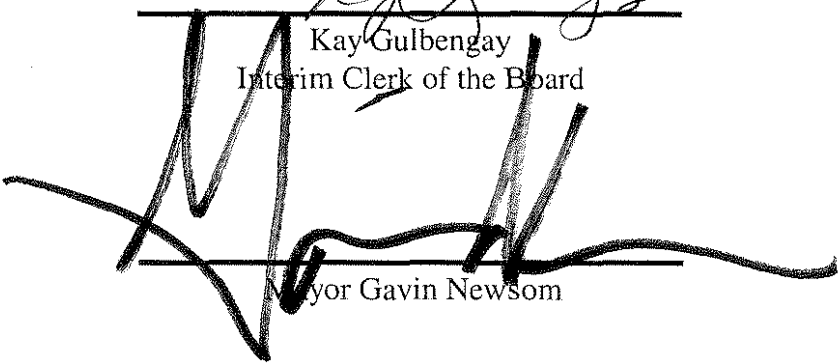
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 17, 2007 by
the Board of Supervisors of the City and
County of San Francisco.



Kay Gulbengay
Interim Clerk of the Board

APR 27 2007

Date Approved



Mayor Gavin Newsom