FILE NO. 070489

[Closing specified streets in Golden Gate Park on Saturdays.]

Ordinance amending Section 6.13 of the San Francisco Park Code to prohibit motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy Drive between Transverse Drive and the western side of Hagiwara Tea Garden Drive and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive from the first Saturday in April to the last Saturday in September; requesting development of an improvement plan for Middle Drive West between Transverse Drive and Metson Road; and making environmental findings.

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 Planning Department has determined that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act (California Public Resources Code sections 21000 et seq.). Said determination is on file with the Clerk of the Board of Supervisors in File No. 070489 and is incorporated herein by reference.

Section 2. In April 2007, under the auspices of Supervisor McGoldrick and the Mayor, the Mayor's Office brought together stakeholders to explore a compromise solution on the proposal of Saturday closure. These stakeholders agreed on a compromise to close a part of John F. Kennedy Drive on a seasonal basis. Parties to this compromise agreed not to pursue or support additional closure proposals in Golden Gate Park or proposals to decrease road closure in Golden Gate Park during Saturday or Sunday for five (5) years from the date of this agreement. This compromise agreement is on file with the Clerk of the Board of Supervisors in File No. 070489 and is incorporated by reference herein. For purposes of this legislation,
the Board hereby acknowledges and adopts the findings of this agreement as its own. Based on this agreement and discussions among affected stakeholders, elected officials, and City departments, the Board has determined that a closure of a portion of John F. Kennedy Drive in Golden Gate Park on Saturdays is warranted to provide for expanded opportunities for healthy recreational activity and enjoyment of the Park on Saturdays.

Section 3. The San Francisco Park Code is hereby amended by amending Section 6.13, to read as follows:

SEC. 6.13. PROHIBITION ON MOTOR VEHICLE TRAFFIC IN GOLDEN GATE PARK ON SATURDAYS.

(a) Findings and Purpose.

(i) This legislation supports and is in furtherance of the findings set forth in Section 6.12.

(ii) The public interest will be served by a temporary Saturday closure of John F. Kennedy Drive, between Transverse Drive and the western side of Hagiwara Tea Garden Drive, and closure of Stow Lake Drive East connecting with that portion of John F. Kennedy Drive.

(iii) This specified period of Saturday road closures is necessary for the safety and protection of persons who would use these roads during the temporary closures.

(b) Saturday Road Closures. The following roads in Golden Gate Park shall be closed to motor vehicle traffic on Saturdays, from 6:00 a.m. to 6:00 p.m. Pacific Standard Time and Pacific Daylight Time, subject to the inclement weather condition protocols that apply to the current Sunday road closures, which involve removal of the road closure barriers at 2:00 p.m. if it is raining: John F. Kennedy Drive between Transverse Drive and the western side of Hagiwara Tea Garden Drive and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive.
Drive. The Recreation and Park Department, with the assistance, as needed, of other City
departments, shall arrange for appropriate barriers to motor vehicles to be placed within
Golden Gate Park so as to effectuate the aforementioned street closures. The Saturday road
closures mandated in this subsection (b) shall be in effect on May 26, 2007 and continuing until
September 29, 2007 from the first Saturday in April through the last Saturday in September.

(c) The disability access standards, exempt motor vehicles provision, and the
emergency authority of the General Manager, as set forth in Sections 6.12(b), (c), and (d),
respectively, shall apply to the Saturday road closures established herein. The Saturday
closures established herein also shall be subject to the following additional conditions:

(i) Notwithstanding Prior to the annual starting date for the closures set forth in
subsection (b), such closures shall not be implemented until the Director of the Mayor's Office of
on Disability, in consultation with the Recreation and Park Department and the DeYoung
Museum Access Division, has confirmed in writing that shall determine whether physical
accessibility is provided through the closure area compliant with the Americans with
Disabilities Act.

(ii) Vehicle deliveries to the DeYoung Museum loading dock during the Saturday and
Sunday closure are specifically acknowledged and authorized herein. Such vehicles shall have
unimpeded access to the Museum's loading dock from John F. Kennedy Drive through the
road closure area. The DeYoung Museum shall develop appropriate protocols that provide for
unencumbered delivery access to its loading dock and maintain safety of individuals within the
road closure area. The Museum shall evaluate such protocols and delivery activities on a
regular basis to ensure that adequate delivery access and public safety are maintained. If
necessary, the Recreation and Park Department, in consultation with the Mayor's Office, shall

Supervisor McGoldrick
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institute additional or modified methods that ensure adequate delivery access to the Museum
and public safety.

(iii) The Recreation and Park Department, in consultation with the Mayor's Office of
Disability, shall develop appropriate signage for the Saturday Road closure to minimize any
traffic disruption.

(d) Effect on Sunday and Holiday Road Closures. This Section is not intended to have
any effect on street closures in Golden Gate Park on Sundays and holidays except for the
provisions of subsection (c)(ii) concerning delivery access to the DeYoung Museum's loading dock.

(e) Conflict With Other Provisions of Law. If any provision of this Section conflicts with
an earlier enacted provision of this Article or of any other earlier enacted provision of law, and
the conflict cannot be reasonably reconciled, the provision of this section shall govern.

(f) Severability. If any provision, sentence, clause, or other part of this Section is held
to be invalid or unlawful, such a holding shall not limit or abrogate other parts of this Section
that can be given effect independently of the invalid or unlawful provision, sentence, clause, or
part. If the application of a provision, sentence, clause, or other part of this Section to a
person or class of persons, or to a specific circumstance, is held to be invalid or unlawful,
such a holding shall not limit or abrogate other applications of the same provision, sentence,
clause, or part that can be given effect independently of the invalid or unlawful application.

Section 4. This Section shall be uncodified.

Improvements on and adjacent to Middle Drive West. The Recreation and Park
Department, subject to any necessary approvals from the Recreation and Park Commission,
shall develop and implement a capital improvement and programmatic plan for Middle Drive
West between Transverse Drive and Metson Road (the "Plan"). The intent of such Plan is to
enhance the recreational uses in this area for bikers, walkers, skaters, and other park visitors.
The Plan may include, but is not be limited to, road surface repairs, concessions, and restrooms. The Plan shall be prepared in consultation with affected community stakeholders, such as bicyclist and other Park recreational users, persons with disabilities, neighborhood organizations on both the north and south sides of the Park, and the institutions within the Park. In addition, it is anticipated that private philanthropic interests also will participate in this effort and contribute to the capital improvements that the Plan identifies. The Recreation and Park Department shall report to the Recreation and Park Commission on the progress and implementation of the Plan until its completion.

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

By: [Signature]
John D. Malamut
Deputy City Attorney
Ordinance amending Section 6.13 of the San Francisco Park Code to prohibit motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy Drive between Transverse Drive and the western side of Hagiwara Tea Garden Drive and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive from the first Saturday in April to the last Saturday in September; requesting development of an improvement plan for Middle Drive West between Transverse Drive and Metson Road; and making environmental findings.

October 30, 2007 Board of Supervisors — SUBSTITUTED

November 13, 2007 Board of Supervisors — PASSED ON FIRST READING
  Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
  Noes: 3 - Alioto-Pier, Chu, Elsbernd

November 20, 2007 Board of Supervisors — FINALLY PASSED
  Ayes: 8 - Ammiano, Daly, Dufty, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
  Noes: 3 - Alioto-Pier, Chu, Elsbernd
I hereby certify that the foregoing Ordinance was FINALLY PASSED on November 20, 2007 by the Board of Supervisors of the City and County of San Francisco.

Date Approved

Mayor Gavin Newsom

Angela Calvillo
Clerk of the Board

City and County of San Francisco
Tails Report