Resolution amending conditions for Maiden Lane alley closure by eliminating requirements for fourteen foot access lane and for posting a guard at entry gates; amending signage requirements at entry gates and hours of table service; and replacing references to the Maiden Lane Association with the Union Square Association.

WHEREAS, the Maiden Lane Association has worked successfully with the City of San Francisco since 1953 in the closure of Maiden Lane to vehicular traffic to create a colorful and unique promenade for the enjoyment of San Francisco residents and visitors which has stimulated business in the adjoining downtown areas; and

WHEREAS, the hours of street closure and other terms and conditions imposed by the City for the authorization of the street closure have been periodically updated by resolution of the Board of Supervisors to address changed conditions and the needs of the community; and

WHEREAS, the Maiden Lane Association merged with the Union Square Association in 1998; now, therefore, be it

RESOLVED, That permission revocable at the will of the Board of Supervisors and automatically terminating upon failure to continue in force the insurance protection hereinafter referred to, is hereby granted to the Union Square Association to occupy Maiden Lane between Kearny and Stockton Streets for the purpose of placing and removing tables and chairs, under reasonable conditions within its discretion, for the convenient use of pedestrians during the hours when Maiden Lane is closed to vehicular traffic; and be it

FURTHER RESOLVED, That all references to the "Maiden Lane Association" in Department of Public Works permits related to Maiden Lane between Stockton and Kearney
Streets shall hereby be replaced by the "Union Square Association," as the successor in
interest to the Maiden Lane Association; and be it
FURTHER RESOLVED, That all other conditions of Resolution No. 1008-79 are hereby
rescinded;
Provided however, That this permission is conditional upon and shall only
become effective when the following conditions are met:
(a) That upon adoption of this Resolution, the permittee shall deliver to the
Controller a certificate of insurance evidencing the policy required by said Agreement and the
Controller shall have approved such certificate as complying with the requirements of said
Agreement, and shall deliver a new certificate of insurance annually evidencing the
continuation of such policy of insurance; and
(b) The permittee shall cause to be recorded in the Office of the Assessor-Recorder
of the City and County of San Francisco a copy of this Resolution and the Street
Encroachment Agreement, dated January 8, 1974, between the Maiden Lane Association and
the Department of Public Works, a copy of which is file with the Clerk of the Board of
Supervisors in File No. 041759, and which is hereby declared to be a part of
this Resolution as though fully set forth herein; and
(c) That the permittee shall post a sign at the each gate used to close Maiden Lane
to vehicular traffic notifying the public of the hours of street closure, which signs shall be
provided by the San Francisco Department of Parking and Traffic, with all costs of producing
the signs to be paid by the Union Square Association; and
(d) That no commercial service shall be provided at least five (5) tables, and that
commercial services may be provided at the other tables, although use by pedestrians for
their personal enjoyment, refreshment or relaxation shall not be interpreted as commercial
service; and

(e) That the tables and chairs shall be promptly removed at 5:30 p.m.; and

(f) That permittee shall ensure that the following fire safety requirements are met at
all times during street closure:

1. Permittee may not create any obstructions to the clear operation and proper use
   of any building fire escapes or building dry standpipes; and

2. All dry standpipes must be properly marked, maintained and tested in
   accordance with San Francisco Fire Code; and

3. Permittee may not affix any street furniture to the street or sidewalk; and

4. Permittee may not create any obstructions to pedestrian traffic on sidewalks;
   and

5. No portable propane heaters may be used at any time; and

(g) That the permittee shall keep the street clean to the satisfaction of the Director
    of Public Works; and

(h) That the permittee shall assume all costs and no cost or obligation of any kind
    shall accrue to the City and County of San Francisco.
Resolution amending conditions for Maiden Lane alley closure by eliminating requirements for fourteen foot access lane and for posting a guard at entry gates; amending signage requirements at entry gates and hours of table service; and replacing references to the Maiden Lane Association with the Union Square Association.

February 1, 2005  Board of Supervisors — ADOPTED
Ayes: 10 - Alioto-Pier, Ammiano, Daly, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Excused: 1 - Duffy
File No. 041759

I hereby certify that the foregoing Resolution was ADOPTED on February 1, 2005 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

FEB 1 1 2005
Date Approved

Mayor Gavin Newsom