Notice of Noncompliance

FINAL NOTICE: All Occupants of tents along the sidewalks of Market Street must vacate IMMEDIATELY

DATE: November 17, 2011

TO: Occupants of the encampment on Market Street and Main Street, near Federal Reserve

FROM: City and County of San Francisco

The occupants of the tents and encampment on Market Street and Main Street, near the Federal Reserve are hereby notified that they are in violation of City and County of San Francisco codes and must take down all tents and structures and vacate immediately.

Because of the critical health and safety issues and City Codes listed below, this memorandum from the City and County of San Francisco is to serve as the final notice to occupants to remove all structures on Market Street and disperse without delay.

- Clear and safe access for everyone along Market Street in the public walkways must be maintained at all times. All tents on Market Street must be taken down right away. Occupants and tents have space at Justin Herman Plaza, and any encampment outside of that area is in violation of previously agreed upon guidelines.

- Comprehensive expectations and guidelines for the use of public space during the OccupySF occupation, as it pertains to health, safety and cleanliness, have been established. The assembling and placement of tents along the sidewalks of Market Street is in violation of these agreements.

- PUBLIC WORKS CODE ARTICLE 15, SECTION 724 TEMPORARY OCCUPANCY OF STREET – PERMITS REQUIRED.
- SAN FRANCSICO POLICE CODE ARTICLE 1. SEC. 22. OBSTRUCTING ANY STREET, SIDEWALK, PASSAGEWAY OR OTHER PUBLIC WAY PROHIBITED; PENALTY; EXCEPTIONS. No person shall willfully and substantially obstruct the free passage of any person or persons on any street, sidewalk, passageway or other public place.
- SAN FRANCSICO POLICE CODE ARTICLE 2. SEC. 168. PROMOTION OF CIVIL SIDEWALKS. In the City and County of San Francisco, during the hours between seven (7:00) a.m. and eleven (11:00) p.m., it is unlawful to sit or lie down upon a public sidewalk, or any object placed upon a public sidewalk.
- HEALTH CODE ARTICLE 11 SECTION 581. PROHIBITED PUBLIC HEALTH NUISANCES. The following conditions are hereby declared to be a public nuisance: Any accumulation of filth, garbage, decayed or spoiled food, unsanitary debris or waste material; Any accumulation of waste paper, litter or combustible trash; Any matter or material which constitutes, or is contaminated by, animal or human excrement, urine or other biological fluids; etc.

CONTACT:
Mohammed Nuru
Interim Director of the Department of Public Works
mohammed.nuru@sfdpw.org
@MrCleanSF, #OccupySF