APPEAL NO. 25-040

(REVOCATION OF STREET VENDOR PERMIT-SAVIOR MICALLEF)

SUPPLEMENTAL BRIEF SUBMITTED BY PUBLIC WORKS FOR THE HEARING ON JANUARY 28, 2026

January 8, 2026

President John Trasviña
Vice President Jose Lopez
Commissioner Robin Abad Ocubillo
Commissioner Rebecca Saroyan
Commissioner Rick Swig
City and County of San Francisco

Board of Appeals
49 South Van Ness, Suite 1475
San Francisco, CA 94103

Subject: Respondent's Supplemental Brief (Appeal No. 25-040, Micallef vs. SFPW-BSM)

Dear President Trasviña, Vice President Lopez, Commissioner Abad Ocubillo, Commissioner Saroyan, and Commissioner Swig:

Respondent Department of Public Works ("Public Works") submits this supplement brief for Appeal No. 25-040. On November 5, 2025, the Board of Appeals voted 4-0 to continue Appeal No. 25-040 and asked the parties to submit briefs addressing the following topics:

> (1) The notice provided to the permit holder for the underlying hearing and the Board of Appeals hearing, (2) what transpired at the underlying hearing, (3) the process of the hearing officer's recommendation to the Department (including what was communicated to the permit holder at the underlying hearing), (4) the notice given to the permit holder after the hearing officer made a decision, (5) whether a suspension can be imposed instead of a revocation and the impact a suspension would have on the permit (with an explanation of the logistics of a suspension), and (6) logs of all communications that Public Works had with the permit holder about the revocation hearing process.

Public Works responds to each topic in turn.

Public Works' revocation of Mr. Micallef's vending permit complied with all applicable requirements of the Public Works Code, Article 5.9 ("Permit Regulations for Vendors") and the associated Public Works rules and regulations for street vending as set forth in Public Works Order No: 206887 (together, the "Vending Requirements"). In addition, with respect to the Public Works hearing of appellant Savior Micallef, Public Works complied with all procedural and substantive requirements as set forth in Procedure Number 02-02-10 (titled "Public Hearings") of the Public Works Procedures Manual (see Exhibit A attached).

1. **"The notice provided to the permit holder for the underlying hearing and the BOA hearing."**

The notice of the Public Works hearing on August 27, 2025, is attached as Exhibit B. Following the hearing, Public Works notified Mr. Micallef that he had fifteen days to appeal Public Works' permit revocation decision to the Board of Appeals. (See Exhibit C attached.) Mr. Micallef received a notice of the Board of Appeals hearing scheduled for November 5, 2025, on September 25, 2025. (See Exhibit D attached.)

2. **"What transpired at the underlying hearing."**

The Public Works hearing took place on August 27, 2025. The complete video of the hearing is available here: https://youtu.be/H00r-5ALg_Q?si=noX6XatK6LDHB7_d and an auto-generated transcript is attached as Exhibit E. The hearing proceeded according to the requirements of Procedure Number 02-02-10 (titled "Public Hearings") of the Public Works Procedures Manual (see Exhibit A).

At the Public Works hearing, Public Works staff presented materials in support of the permit revocation, and Mr. Micallef spoke as well. (See Exhibit E.) The hearing officer issued a recommendation to uphold staff's revocation, this was conveyed to the Director, and the Director subsequently agreed with the hearing officer's recommendation to revoke Mr. Micallef's permit and issued Order No. 212110, which revoked Mr. Micallef's permit. (See Exhibit F.)

3. **"The process of the hearing officer's recommendation to the Department (including what was communicated to the permit holder at the underlying hearing)."**

See above. In addition, at the hearing, the hearing officer informed Mr. Micallef that he would receive notification of the Director's decision on the appeal of the Department's proposed revocation of Mr. Micallef's street vending permit and that the notification would include information about how to appeal the decision to the Board of Appeals, if applicable. (Exhibit C.)

4. **"The Notice given to the permit holder after the hearing officer made a decision."**

Public Works issued Director's Order No. 212110 revoking appellant's permit on September 25, 2025. On September 25, 2025, Public Works informed Mr. Micallef that Public Works had determined to uphold the revocation of Mr. Micallef's permit. (Exhibit C.) Public Works' notification of the Public Works Order informed Mr. Micallef that he had fifteen days to appeal Public Works' decision to the Board of Appeals and provided the physical address and the email address by which the appeal could be submitted to the Board of Appeals. (*Id*.)

5. **"Whether a suspension can be imposed instead of a revocation and the impact a suspension would have on the permit (please explain logistics of a suspension)."**

According to the Public Works Code, "[i]n addition to any other authorized enforcement activity, the Director may revoke or suspend a Vendor's permit for the remainder of its term upon

a fourth violation within 12 months of the first violation [of Article 5.9 of the Public Works Code or any vending rules and regulations]." (Exhibit G. S.F. Pub. Works Code Sec. 5.9-11(c)(1)(D).) There are a number of contributing factors that would inform whether Director would elect to seek to suspend or to revoke a permit following the fourth violation, including but not limited to:

- The nature of offense and the harm posed to members of the public.

Concerning the subject appeal, Mr. Micallef consistently occupied more of the public right-of-way than he was allowed to, preventing tourists and local pedestrians from using public benches along the sidewalks on the Embarcadero. (See pages 14-15, 20-22, 29, 37-40, 50, 52-54, 63-65, 80-86, 97-98 of Exhibit H.)

- The operational feasibility of enforcing a suspension; for example, it may be more feasible to enforce a suspension of a vending permit that prescribes a fixed and specific location versus a permit that allows a vendor to vend on a "first come and first serve" basis at the Port of San Francisco, which would enable the vendor's vending location to vary from day to day.

With respect to the subject appeal, Mr. Micallef had been granted a permit to vend in a prescribed, fixed, and specific location along the Embarcadero, and he repeatedly violated the terms of that permit, brazenly and inappropriately preventing others from using sidewalk benches and paths of travel.

- The permittee's behavior in light of engagement; all efforts begin with outreach and education, if a permittee is receptive to correction and is willing and able to comply with the City's vending ordinance and rules and regulations, there is less of a reason to revoke the permit compared to vendors that exhibit a disregard for the City's vending ordinance

and rules and regulations and continue to violate the applicable requirements despite receiving notices of violation.

With respect to the subject appeal, Mr. Micallef has not demonstrated a willingness to cooperate with the City by complying with the City's vending ordinance and rules and regulations. For example, despite having received four notices of violation, Mr. Micallef continued to vend at the same location with the same setup, obstructing path of travel and exceeding the amount of space allotted for Street Vendors.

- The term or duration remaining for the permit, a permit of which the remaining duration exceeds 6 months would make more sense to suspend for a period of time to enable the vendor to become acquainted with vending requirements and best practices before resuming vending under the permit. On the contrary, a permit with 6 months remaining duration would make more sense to revoke.

This permit had less than 6 months remaining in its term at the time of revocation. Had the Director elected to suspend Mr. Micallef's permit, Mr. Micallef could elect to apply for a new permit following the expiration date associated with the suspended permit. For example, Mr. Micallef's suspended permit indicates an expiration date of November 15, 2025 (see Exhibit I attached); had the permit been suspended instead of revoked, Mr. Micallef could apply for another vending permit after November 15, 2025. In contrast, because the Director elected to revoke the permit, if Mr. Micallef were to apply for another permit within one year of the revocation of Mr. Micallef's prior vending permit, the Director could elect to deny Mr. Micallef's permit application on the basis of the Department's revocation of Mr. Micallef's prior vending permit within one year of Mr. Micallef's application for a new permit.

6. **"Logs of all communications that Public Works had with the permit holder about the revocation hearing process."**

Please see Exhibit J.

Conclusion

Public Works has reviewed materials pursuant to the Public Works revocation hearing, and compared against longstanding published policies for these hearings. The hearing, the hearing officer's recommendation, and the Director's determination thereafter all adhere to the applicable Public Works Orders and requirements.

Here, Mr. Micallef accrued four violations within a 12-month period, repeatedly violating the same requirements, at the same site. On this basis, and given the remaining duration of Mr. Micallef's permit was fewer than 6 months and the recurring nature of Mr. Micallef's vending violations, the Department correctly determined that revocation was the most appropriate course of action.

EXHIBIT A.

San Francisco Public Works Procedures Manual

Procedure Number 02-02-10 ("Public Hearings")

DIRECTOR'S OFFICE
49 South Van Ness Ave., Suite 1600
San Francisco, CA 94103
(628) 271-3160 www.SFPublicWorks.org

Close

Volume	02 Administrative
Chapter	02-01-0 General Administration
Procedure Number	02-01-10 Public Hearings
Procedure Revision Number	REV 01
Responsible Manager	Steinberg, David (DPW)

Purpose

To establish a procedure for conducting Public Works hearings.

Policy

Public Works is responsible for issuing various permits, monitoring compliance with portions of the Public Works Code and other City laws, rules and directives, and approval of certain proposals that impact the public right of way. Public hearings allow the director to consider appeals or approval of items under the jurisdication of Public Works. Hearings are also held to consider appeals of citations issued by the department under the Graffiti Removal and Abatement Ordinance (San Francisco Public Works Code 23) and the Community Preservation and Blight Reduction Act (San Francisco Administrative Code 80).

Discussion

Public Works conducts two types of hearings to consider approval or appeals of violations, notices, permits and other determinations of the department. Administrative citation hearings are conducted before hearing officers who are not employed by the department to consider violations of the Graffiti Removal and Abatement Ordinance and the Community Preservation and Blight Reduction Act. Other hearings may be conducted by departmental employees or others approved by the director to act in the capacity of hearing officer.

Procedure

1. Format for general Public Works hearings

Standard Public Works hearings allow petitioners to appeal decisions by the department regarding issuance of permits and notices of violation. Hearings may also be utilized to gather testimony and public comment on certain matters that require approval by the director. See also Procedure 17-01-09 (Tree Removal).

a. Hearing officers may be Public Works employees or others approved by the director to act in that capacity.

b. In addition to complying with notice and procedural requirements of the San Francisco Public Works Code, the Brown Act and the San Francisco Sunshine Ordinance, there shall be an agenda posted in a conspicuous place at the site of the hearing and on the department's website at least 72 hours before the hearing. The agenda shall include public participation instructions and a list of the orders to be covered in the hearing. The list shall include the order number, the address of the permit/applicant/project location and an abstract summarizing the content of the order.

c. At least three days prior to the hearing, the hearing officer shall receive all relevant material in possession of the department, including letters from the public and other non-confidential information to aid the officer in preparation of the hearing.

d. At the start of the hearing, the clerk shall begin a recording of the proceedings and the hearing officer shall explain to the public the process for conducting the hearing.

Attachment A: **Sample hearing officer script.pdf**

Attachment B: **Sample virtual hearing officer script.pdf**

- Hearing officer introduces him/herself and the clerk by name.
- Advise the public of a sign-in sheet, if any, or any other form of communication available for the purpose of receiving updates regarding the present hearing.
- List the orders to be covered in present meeting, in the same format as the agenda. It shall include the order number, address and an abstract.
- Describe the officer function and the mechanism by which final determinations are made.
- Explain the speaking order of the hearing.
- Explain the time allotted for each speaker, to be tracked by the clerk. An exception will be made for the Public Works staff initial presentation.
- Describe the process by which the public can comment for a particular order, either during the hearing or by written testimony. Include provisions for visual aids or other accommodations, as needed.
- Call for any comment or inquiry regarding the hearing itself.

e. The hearing officer calls each item on the agenda using the following format:

- Public Work staff present recommendations.
- The appellant, applicant or their representative give testimony.
- Members of the public are allowed to address the hearing officer on the matter.
- The officer shall call upon each speaker individually, take notes and ask questions pertinent to the hearing item.
- The officer shall maintain order and civility during the proceedings, redirecting questions and inquiries toward the chair rather than amongst the other participants.

f. Following the hearing, the clerk shall prepare a copy of the hearing recording and post it through a link on the department's homepage. A copy of recording must be maintained permanently. See Procedure 02-01-05 (Records-Retention-and-Destruction-Policy).

g. Within 10 calendar days of the conclusion of the hearing, the officer shall prepare a summary report of the proceedings together with a recommendation on the hearing items for the director of Public Works. Only material received by the end of the hearing shall be considered in the recommendation, with the following exceptions:

- Additional information requested during the hearing by the hearing officer.
- Additional information from a party to the hearing if that information was referenced during testimony and the hearing officer agrees.

h. The hearing officer shall transmit a copy of this recommendation to the executive assistant to the director and to the bureau(s) that presented at the hearing on behalf of the department.
Attachment C: **Sample recommendation.pdf**

i. The bureau representatives will transfer the hearing officer recommendation into a director's order and transmit the order to the director for review and approval or denial.
Attachment D: **Sample director's order.pdf**

2. Special requirements for Public Works administrative citation hearings
These hearings are for appeals of notices of violation under conditions set by the Graffiti Removal and Abatement Ordinance (San Francisco Public Works Code 23) and the Community Preservation and Blight Reduction Act (San Francisco Administrative Code 80). See also Procedure 13-02-02 (Administrative Citation) and 16-06-08 (Inspectino of Private Property for Graffiti and Blight).

a. The hearing shall be conducted by a neutral hearing officer from a City office or department outside of Public Works.
b. The burden of proof to establish that the property contains graffiti or is blighted shall be on the City. The owner shall be entitled to present evidence and demonstrate that his or her property is not blighted or does not contain graffiti. For graffiti violations, the property owner shall also be entitled to present evidence and demonstrate that his or her property is burdened with a disproportionate share of graffiti vandalism, based on factors such as the frequency or extent of the graffiti, such that requiring the owner to remove the graffiti would result in an unfair hardship.
c. All testimony shall be under oath, and witnesses maybe cross-examined. The hearing officer shall issue a decision including a summary of the issues and the evidence presented, and findings and conclusions, within ten (10) calendar days of the conclusion of the hearing. A copy of the decision shall be served upon the property owner by certified mail. The decision shall be the City's final administrative determination.
d. The determination of the hearing officer after the hearing shall be final and not appealable. An aggrieved party may seek judicial review of the decision pursuant to California Code of Civil Procedure Sections 1094.5 and 1094.6.

Prepared By	Reyla, David (DPW)
APWA Practice Number	6.5
APWA-Version	10th Edition
Recommended By	Steinberg, David (DPW)
	Steinberg, David (DPW)
Approved By	Short, Carla (DPW)
Approved Date	2023-10-27T00:35:15Z
Notes	

Version: 2.0
Created at 1/18/2023 9:42 AM by Workflow
Last modified at 10/26/2023 5:36 PM by Workflow

Close

EXHIBIT B.

Email Correspondence to Mr. Micallef dated August 20, 2025, and Public Works Order No: 212000 (Scheduling of Hearing for Revocation of Street Vending Permit 25VDR-00012)

Docusign Envelope ID: C50131DD-21B9-49EC-8BC1-9E13C8AB7A1B

San Francisco Public Works
General – Director's Office
49 South Van Ness Ave., Suite 1600
San Francisco, CA 94103
(628) 271-3160 www.SFPublicWorks.org

Public Works Order No: 212000

Notice is hereby given that the Director of Public Works will hold a remote public hearing via teleconference on August 27th, 2025 commencing at 10am to consider the following:

Public Works has revoked a Street Vending Permit 25VDR-00012 issued to Savior Micallef.

HEARING for Revocation of Street Vending Permit 25VDR-00012

Public Works hearings are held through videoconferencing and will provide for remote public comment.

You are invited to a Zoom webinar When: August 27, 2025 10:00 AM Pacific Time	https://us06web.zoom.us/j/85182001179
One tap mobile:	+16694449171,,85182001179# or +16699006833,,85182001179#
Telephone	+1 669 444 9171 or +1 669 900 6833
Webinar ID	851 8200 1179

Persons unable to participate in the videoconference may submit written comments regarding the subject matter to Travis Kwong at Travis.Kwong@sfdpw.org. Comments received before the hearing will be brought to the attention of the hearing officer and made a part of the official public record.

Further information, if desired, on this matter may be obtained prior to the hearing by contacting Travis Kwong at Travis.Kwong@sfdpw.org.

Those with PowerPoint files, documents and photo images in their presentations must send the materials to Travis Kwong via email at Travis.Kwong@sfdpw.org by 5 p.m. one business day before the hearing. If attendees access the webinar via a computer, they will be able to share documents themselves via the "share screen" functionality.
Personal information that is provided in communications to Public Works is subject to

Docusign Envelope ID: C50131DD-21B9-49EC-8BC1-9E13C8AB7A1B

disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with Public Works. All written or oral communications that members of the public submit to the department regarding projects or hearings will be made available to all members of the public for inspection and copying. The department does not redact any information from these submissions. This means that personal information including names, phone numbers, addresses and similar information that a member of the public elects to submit to the department may appear in public documents that members of the public may inspect or copy.

X Signed by: David A. Steinberg
69AEE625C5AD458...

Steinberg, David
Exec Asst to the Director

Outlook

Hearing for Revocation of Street Vending Permit 25VDR-00012 - Savior J Micallef

From DPW-StreetVendorPermit <StreetVendorPermit@sfdpw.org>
Date Wed 8/20/2025 8:20 AM
To savior micallef <bigsaves49@gmail.com>
Cc Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>; Thomas, Kyle (PRT) <kyle.thomas@sfport.com>

1 attachment (238 KB)
Order212000.docx.pdf;

Good morning Savior,

I am sharing with you a Hearing Order (see attached PDF) for our public hearing for your permit's revocation on 8/27.

You may cut and paste the link contained on this Order into a browser:
https://us06web.zoom.us/j/85182001179

If you would like to call in, or enter a Zoom Webinar ID, this information is also located on the attachment. You are welcome to share this notice, this meeting is open to the public, and there will be an opportunity for public comment. If anyone would like to make a comment but cannot attend, they are welcome to submit it to me in writing ahead of time, and I will ensure that we provide the hearing officer with comments.

Please let me know if you have any questions. I will provide a brief overview at hearing, answer any questions the hearing officer may have, you will also have an opportunity to speak if you so choose.

Best,

Travis Kwong
San Francisco Public Works | City and County of San Francisco
49 South Van Ness Ave., Suite 1600 | San Francisco, CA 94103
sfpublicworks.org · twitter.com/sfpublicworks

Please keep in mind that appointments are required for in-office visits.

EXHIBIT C.

Email Correspondence to Mr. Micallef dated September 25, 2025

Outlook

Re: Hearing for Revocation of Street Vending Permit 25VDR-00012 - Savior J Micallef

From DPW-StreetVendorPermit <StreetVendorPermit@sfdpw.org>
Date Thu 9/25/2025 12:09 PM
To savior micallef <bigsaves49@gmail.com>
Cc Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>; Thomas, Kyle (PRT) <kyle.thomas@sfport.com>
Bcc Kwong, Travis (DPW) <travis.kwong@sfdpw.org>

1 attachment (253 KB)
Order212110.pdf;

Good afternoon Savior,

Public Works has determined to uphold the revocation of the permit. Please see attached Order.

This Order and determination may be appealed to the Board of Appeals within 15 days of September 18, 2025.

Board of Appeals
49 South Van Ness Ave, Suite 1475 (14th Floor) San Francisco, CA 94103
Phone: 628-652-1150
Email: Boardofappeals@sfgov.org
Note: Office Visits by Appointment Only

Thanks,

Travis Kwong
San Francisco Public Works | City and County of San Francisco
49 South Van Ness Ave., Suite 1600 | San Francisco, CA 94103
sfpublicworks.org · twitter.com/sfpublicworks

Please keep in mind that appointments are required for in-office visits.

EXHIBIT D.

Notice from Board of Appeals Regarding Board of Appeals Hearing on Appeal of Public Works' Revocation of Street Vending Permit 25VDR-00012

City and County of San Francisco

Daniel Lurie
Mayor

Board of Appeals

Julie Lamarre
Executive Director

September 25, 2025

Gregory Slocum, Commercial Permit Manager
San Francisco Public Works, Bureau of Street Use & Mapping (SFPW-BSM)
49 South Van Ness, 3rd Floor
San Francisco, CA 94103
gregory.slocum@sfdpw.org

Appeal No.: **25-040**
Appeal Title: **Micallef vs. SFPW-BSM**
Determination Type: **Revocation of Street Vendor Permit**
Order No.: **212110**

Dear Gregory Slocum:

This is to notify you that an appeal has been filed with this office protesting the **ISSUANCE** of the above-referenced order. Pursuant to Article I, §8 of the San Francisco Business & Tax Regulations Code, the order is hereby **SUSPENDED** until the Board of Appeals decides this matter and releases a notice of decision and order.

We are enclosing a copy of the **Preliminary Statement of Appeal** for your information.

The hearing regarding this matter has been scheduled for **November 5, 2025, at 5:00 p.m., and will be held in Room 416 of San Francisco City Hall, 1 Dr. Carlton B. Goodlett Place.** The parties are encouraged to attend in-person but may also attend remotely via the Zoom video platform.

If you have any further questions, you may email this office at boardofappeals@sfgov.org or call (628) 652-1150.

Sincerely,

BOARD STAFF

cc:

Savior Micallef, Appellant(s)
566 Bayshore Circle
San Bruno, CA, 94066
bigsaves49@gmail.com

Date Filed: September 25, 2025

CITY & COUNTY OF SAN FRANCISCO
BOARD OF APPEALS

PRELIMINARY STATEMENT FOR APPEAL NO. 25-040

I / We, **Savior Micallef**, hereby appeal the following departmental action: **ISSUANCE of Public Works Order No. 212110 (revocation of Street Vending Permit No. 25VDR-00012)** by the **San Francisco Public Works Department,** which was issued or became effective on **September 18, 2025**, to **Savior Micallef** .

BRIEFING SCHEDULE:

Appellant's Brief is due on or before: 4:30 p.m. on **October 16, 2025**, **(no later than three Thursdays prior to the hearing date)**. The brief may be up to 12 pages in length with unlimited exhibits. It shall be double-spaced with a minimum 12-point font. An electronic copy shall be emailed to: boardofappeals@sfgov.org, julie.lamarre@sfgov.org, and gregory.slocum@sfdpw.org

Respondent's and Other Parties' Briefs are due on or before: 4:30 p.m. on **October 30, 2025**, **(no later than one Thursday prior to hearing date)**. The brief may be up to 12 pages in length with unlimited exhibits. It shall be doubled-spaced with a minimum 12-point font. An electronic copy shall be emailed to: boardofappeals@sfgov.org, julie.lamarre@sfgov.org, and bigsaves49@gmail.com

Hard copies of the briefs do NOT need to be submitted to the Board Office or to the other parties.

Hearing Date: **Wednesday, November 5, 2025, 5:00 p.m., Room 416 San Francisco City Hall, 1 Dr. Carlton B. Goodlett Place.** The parties may also attend remotely via Zoom. Information for access to the hearing will be provided before the hearing date.

All parties to this appeal must adhere to the briefing schedule above, however if the hearing date is changed, the briefing schedule MAY also be changed. Written notice will be provided of any changes to the briefing schedule.

In order to have their documents sent to the Board members prior to hearing, **members of the public** should email all documents of support/opposition no later than one Thursday prior to hearing date by 4:30 p.m. to boardofappeals@sfgov.org. Please note that names and contact information included in submittals from members of the public will become part of the public record. Submittals from members of the public may be made anonymously.

Please note that in addition to the parties' briefs, any materials that the Board receives relevant to this appeal, including letters of support/opposition from members of the public, are distributed to Board members prior to hearing. All such materials are available for inspection on the Board's website at www.sfgov.org/boa. You may also request a hard copy of the hearing materials that are provided to Board members at a cost of 10 cents per page, per S.F. Admin. Code Ch. 67.28.

The reasons for this appeal are as follows:

See attachment to the Preliminary Statement of Appeal.

Appellant or Agent:

Signature: Via Email

Print Name: Savior Micallef, appellant

I would like to appeal this decision because The port and Dpw say I have been selling merchandise that were illegal. I did not have them for sale. They were in a bag underneath my table because I was planning to return them to the guy who sold them to me who worked down the road on Embarcadero. He promised to come by and pick him up for me and he did not. That's why they were in my stand. I cannot go to my car because I am the only one working the stand and I am handicap. The other two stands right next to me sell the same merchandise and I have pictures to prove it the merchandise I am talking about our supposed to be illegal and then the porch says we cannot sell hello Kitty merchandise and he said he was gonna come with paperwork that says we can't. It seems like everything we sell, which is not much this year has a problem. We have been buying official merchandise and merchandise that we can sell and try to follow the RULES as best as we can, however, Mr. Thomas wants to open bags that are closed, which is illegal when I have a customer, he says you have a customer then I go and help the customer and when I turn around, he is opening bags and I have witnesses to seeing himdo so

SPECIAL INSTRUCTIONS FOR PARTIES

APPROVED PLANS

Permit holders whose building permits have been appealed are strongly encouraged to submit electronic copies of the City-approved plans for the subject project no later than one Thursday prior to the scheduled hearing. If plans are not submitted and the Board needs the plans to make its decision, the resolution of the appeal may be delayed. Hard copies of the City-approved plans do NOT need to be submitted.

An electronic copy should be sent to: boardofappeals@sfgov.org.

WRITTEN & ORAL ARGUMENTS

Parties are strongly encouraged to submit a written statement (called a "brief") to the Board describing the dispute at issue, outlining their arguments and what action they'd like the Board to take. At the hearing, parties are given time to present their arguments orally to the Board.

Please consider the following information and instructions for written and oral arguments, and written submittals:

Keep in mind the correct standard of review the Board will use in deciding the case.

- For most appeals, the Board applies *de novo* review, which means it hears the case anew and does not need to defer to the findings of fact or determinations made by the underlying decision-maker.
- Decisions by the Zoning Administrator (ZA), other than Variance decisions, require that the Board defer to the ZA unless the Board finds that the ZA erred in interpreting the Planning Code or abused his or her discretion. Variance decisions are decided under the *de novo* standard described above.
- In deciding a case, the Board may only uphold, overturn or place conditions on a departmental decision; it cannot remand (send back) a decision to the underlying department for further review or action.
- Jurisdiction Requests: To grant late jurisdiction, the Board must find that the City intentionally or inadvertently caused the requestor to be late in filing the appeal. If a Jurisdiction Request is granted, the requestor will have five calendar days from the date of the Board's decision to file an appeal.
- Rehearing Requests: The Board may grant a rehearing in extraordinary cases to prevent manifest injustice, or where new or different facts or circumstances have arisen that if known at the time of the original hearing could have affected the outcome of the hearing. The written request should state the nature and character of the new facts or circumstances, the names of the witnesses and/or a description of the documents to be produced, and why the evidence was not produced at the original hearing.

Consider the votes needed.

- Appeals: In most cases, an appellant must get four out of the five Board members to vote to overturn or modify a departmental decision. That means it takes the vote of two Board members for the underlying departmental decision to remain unchanged. Appeals of certain Planning Commission actions only require three votes to overturn or modify the determination *e.g.*, Section 328 Home-SF Project, Section 329 Large Project Authorization, and Sections 320-325 Office Allocation Determinations. Please check with Board staff if you have questions.

- Jurisdiction Requests and Rehearing Requests: Four out of five votes are needed to grant a Jurisdiction Request or a Rehearing Request.

Explain what action you'd like the Board to take. The type of action requested will depend upon the nature of the appeal and the party submitting the brief. Some examples include:

- Protest Appeals – when someone objects to a permit or other entitlement issued to someone else:
  - An appellant in a protest appeal typically requests either that the entitlement be denied, or new conditions be placed on the entitlement so that the project is changed in some way (example: new construction be set back further from the appellant's property line).
  - A permit holder in this type of case typically requests that the Board uphold the entitlement as is, with no new conditions.
- Appeals of a Denial, Revocation, Condition, Suspension or Penalty
  - An appellant who appeals the denial or revocation of his or her own permit typically asks the Board to overturn the denial or revocation.
  - An appeal of the conditions/requirements placed on a permit or determination by the issuing department seeks to eliminate or modify the conditions/requirements.
  - An appeal of a permit suspension or penalty seeks to eliminate or reduce the length of the suspension or the amount of the penalty. Note that in many cases, there is a statutory limit that prevents the Board from completely eliminating a penalty.

Follow the Board's formatting requirements for written submittals. The Rules of the Board of Appeals set out very specific requirements with respect to the length of briefs for different types of cases and how they need to look on the page. Briefs that don't meet these requirements may be rejected. The Rules can be found at the following link: chrome-extension://efaidnbmnnnibpcajpcglclefindmkaj/https://www.sf.gov/sites/default/files/2024-05/Board%20Rules%20Adopted%20on%205-29-24.pdf

- All briefs, whether handwritten or typewritten, must be double-spaced. Typewritten submittals shall be in a font size no smaller than twelve (12) point.
- Length:
  - Preliminary Statement: At the time an appeal is filed, an appellant may submit a supplementary statement that shall not exceed one, double-spaced page in length. No exhibits are allowed at that time. This statement should set forth the grounds for the appeal and what action is being requested of the Board.
  - Appeal briefs: Must not exceed twelve pages and shall be double-spaced with a minimum 12-point font. Briefs may contain an unlimited number of exhibits.

- Briefs associated with Jurisdiction Requests and Rehearing Requests: Must not exceed six, double-spaced pages in length and may include exhibits.
- Supplementary briefing or statements: If a case is continued, the Board may allow for additional briefing. The Board will specify the number of pages permitted and the deadline for submittals. For the supplementary written submittals, exhibits are permitted in accordance with the Board Rules.

- Exhibits
  - May include photographs, maps, plans, drawings, letters of support or opposition,or any other information or material relevant to the appeal.
  - May not include additional pages of argument.
- Board members are given an electronic copy of the determination being appealed, the Preliminary Statement of Appeal, and the appellant's initial statement; these documents do not need to be included as exhibits.

- Typewritten briefs must be in a font size no smaller than 12 point.
- Double-sided printing is encouraged, especially for long documents.
- The parties do not need to submit hard copies of their briefs.
- Late submittals will be rejected. Please contact the Board if you wish to request permission to file a late brief. https://sf.gov/file/board-appeals-request-file-late-brief
- Overlong briefs will be rejected. A party may file a written request for permission to file a longer brief at least 48 hours before the brief is due. https://sf.gov/file/board-appeals-request-file-overlong-brief
- Where exhibits exceed ten pages in length, the Board encourages the submitting party to separate exhibits with tabs and provide a table of contents.

Meet all deadlines and delivery requirements. When an appeal is filed, Board staff will set a briefing schedule, and notify the parties both verbally and in writing, as to when their brief is due.

- Appeals
  - Unless otherwise indicated on the appeal paperwork due to a holiday, the Appellant's Brief is due no later than three Thursdays prior to the hearing. The deadline for submission is 4:30 p.m.
  - Respondent's and Other Parties' Briefs are due no later than one Thursday (unless otherwise indicated in the appeal paperwork due to a holiday) prior to the hearing. The deadline for submission is 4:30 p.m.
  - Electronic copies of the brief with exhibits must be sent via email to the Board office by 4:30 p.m. on or before the date it is due to boardofappeals@sfgov.org. The Board must receive the brief by 4:30 p.m.
    - Briefs and Exhibits must be submitted in pdf format. All documents should be unlocked to enable Board staff to have access to the document.
    - Briefs and Exhibits must be combined into one pdf and submitted in one email.
    - The subject line of the email should identify the document with the Appeal Number and appropriate designation (*e.g.*,"Plaintiff's Brief for Appeal No. 23-011 or Permit Holder's brief for Appeal No. 23-011").
    - **You are strongly advised to confirm with Board staff that your brief has been received.**
    - Board staff are available to assist with technical issues if requests are made in advance of the briefing deadline (please contact staff members as early as possible).
    - If you are unable to submit your brief and exhibits in one email in pdf format, please contact Board staff for assistance and direction.
    - The Board will not accept links to briefs or documents that require passwords to access the brief.

- Additional copies must be delivered to the other parties and respondent departments by 4:30 p.m. on the same day via e-mail. The Board Office will provide instructions on where to email your brief on the appeal documents that are emailed out at the time an appeal is filed.

- If you do not receive a brief from the other party on the due date, please contact the Board Office to get a copy of the brief via e-mail.

- All briefs and written public comment submitted to the Board are considered public records. They will be posted on the Board's website and are available for public viewing. Please don't include information that you do not want to be made public. If you want information redacted, please submit a request to boardofappeals@sfgov.org.

- If the hearing date is changed through a request to reschedule an appeal, the briefing schedule may also change. Notice will be sent outby Board staff with any revised briefing schedule.

- Jurisdiction Requests and Rehearing Requests

  - Requestor's Brief is due at the time the request is filed. Requestors do not need to submit hard copies of their briefs. The Board will distribute copies to the other parties via e-mail.

  - Respondent's Brief is due ten days after the request is filed. Electronic copies of the brief with exhibits must be emailed to the Board office by 4:30 p.m. on or before the date it is due. An additional electronic copy must be delivered to the other parties on the same day. If a deadline falls on a weekend or City holiday, it will move to the next business day unless otherwise specified by Board staff.

HEARINGS

- Hearings are conducted in Room 416 of San Francisco City Hall, 1 Dr. Carlton B. Goodlett Place. The parties and their representatives are strongly encouraged to attend in-person, but may also attend remotely via the Zoom video platform.

- All parties or their representatives must be present on the scheduled date of the hearing.

- Parties to an appeal shall have seven minutes for presentation and three minutes for rebuttal. Parties to a Jurisdiction Request or Rehearing Request shall have three minutes for presentation and no rebuttal.
- Appellants or Requestors speak first, then the determination or permit holder, then the respondent City Department(s) and then public comment. On appeals, the Board will then hear rebuttal testimony from the parties in the same order.
- Members of the public who are not affiliated with a party may speak once for up to three minutes. Time may be limited to two minutes if the agenda is long or there is a large volume of speakers.
- If you are not familiar with the Board's public hearing procedures, it is recommended that you watch a Board meeting before your scheduled hearing date to prepare for your presentation. You may watch meetings on SFGovTV (San Francisco cable Channels 26 and 78), or on-demand on the internet at: www.sfgovtv.org.
- Additional written arguments may not be submitted at the hearing without Board approval.
- Computer-assisted presentations are permitted at the hearing. The hearing room has a laptop and overhead projector available, however, parties should have an alternate means of presentation prepared in case the equipment is not working. Parties may request assistance from the Board of Appeals staff to present their materials if they prefer. Parties are encouraged to send any materials to Board staff by 10 a.m. on the hearing date in order to ensure a smoother meeting process.

RESCHEDULING OF APPEALS

If an appeal is rescheduled prior to the hearing, written notification will be emailed to all parties involved. However, if the Board continues an appeal at a public hearing, no written notification will be mailed out.

REHEARING REQUESTS

- If the Board does not rule in your favor, you may request a rehearing (Note: Rehearing Requests cannot be made for certain types of appeals, please check with Board Staff).
- Pursuant to Board Rules, a Rehearing Request must be filed within twelve calendar days from the date of the Board's decision, and may be filed only by the parties to an appeal.
- Only one Rehearing Request may be filed per appeal.
- If the Rehearing Request period ends on a weekend or City holiday, the last day to file the request is the next business day.
- See page 1 of this document for the standard of review applied to Rehearing Requests, or see Rules of the Board, Article V.9.
- Rehearing Requests are not permitted for appeals of permit decisions by the Entertainment Commission.

CONTACT WITH BOARD MEMBERS

The Board of Appeals functions as a quasi-judicial body. In an effort to further the Board's mission to create a forum where appeals are heard and decided in a manner that is fair for all involved, all

evidence to be considered on each appeal should be provided as part of the public record through the briefs and other documents submitted to the Board as described above, and through oral testimony at public hearings. Parties to appeals, their representatives, and members of the public should not contact Board members on matters that are pending before the Board.

MORE INFORMATION

The parties are encouraged to read the Rules of the Board of Appeals for additional information:

chrome-extension://efaidnbmnnnibpcajpcglclefindmkaj/https://www.sf.gov/sites/default/files/2024-05/Board%20Rules%20Adopted%20on%205-29-24.pdf

More information about the Board of Appeals, including, related Charter and Code provisions, and other resource materials are available at the Board office and on the internet at www.sfgov.org/boa.

The supporting documents for the meetings can be found at the following link:
https://www.sf.gov/departments/board-appeals-hearings

Videos of previous hearings, can be found at the following link:

https://sanfrancisco.granicus.com/ViewPublisher.php?view_id=6

EXHIBIT E.

Transcript of August 27, 2025, Public Works Hearing for
Revocation of Street Vending Permit 25VDR-00012 (Auto-generated)

8-27-2025 Public Works Hearing: Autogenerated Transcript via YouTube.

Youtube Link to hearing: https://www.youtube.com/watch/H00r-5ALg_Q

00:00:04.319 Good morning. My name is Sandro Bergos,

00:00:06.400 hearing officer for San Francisco Public

00:00:08.160 Works. Nathan Rous is the clerk of this

00:00:11.280 hearing. This hearing is being recorded

00:00:13.519 via Zoom and will be available afterward

00:00:15.759 through a link on the San Francisco

00:00:17.199 Public Works website, sfpublicworks.org.

00:00:20.240 As this is a virtual hearing, there is

00:00:21.920 no sign-in sheet. So, if you would like

00:00:23.680 to receive information about the results

00:00:25.359 of this hearing, please send an email to

00:00:27.359 the email address listed on the hearing

00:00:29.119 notice. This public hearing is being

00:00:31.519 held to consider one item, hearing order

00:00:34.399 21200

00:00:36.320 0 to consider the revocation of street

00:00:39.920 vending permit 25 VDR000012

00:00:45.040 issued to Savior My Khalif.

00:00:49.840 My job as the hearing officer is to

00:00:51.680 gather the facts of the hearing item,

00:00:53.280 listen to your testimonies, and help our

00:00:55.360 director of public works make

00:00:56.640 determinations. I will not be making any

00:00:59.280 decisions today. Instead, I will forward

00:01:01.520 the findings from this hearing and make

00:01:03.120 my recommendations to the director. The

00:01:05.519 director will make the final

00:01:06.720 determinations.

00:01:08.320 When the director's determinations are

00:01:10.400 made, the department will notify you of

00:01:12.400 them if you have provided contact

00:01:14.159 information.

00:01:16.000 The hearing will proceed as follows. For

00:01:17.600 the one case, I will ask public works

00:01:20.159 staff to speak and present the case.

00:01:22.400 There is no time limit for this

00:01:23.840 presentation. Then I will allow the

00:01:26.320 property owner or appellent or applicant

00:01:28.000 to speak. Then any member of the public

00:01:30.560 or witness who wants to speak. Each

00:01:33.360 speaker will have up to three minutes to

00:01:35.119 speak. The clerk will monitor the time

00:01:37.280 for all speakers and will indicate when

00:01:39.200 the speaker has 30 seconds left. If you

00:01:41.840 are party to this proceeding, I will

00:01:43.520 call on you to speak. If you would like

00:01:45.600 to use visual materials in your

00:01:47.119 presentation, please let me know before

00:01:49.280 you speak. You will then have the

00:01:51.200 standard 3 minutes to provide your
00:01:52.880 comments. If you're a member of the
00:01:55.040 public or witness who wants to speak,
00:01:57.360 wait for me to call for public comments
00:01:59.520 and then use Zoom's raise your hand
00:02:02.079 feature if you're on a computer to put
00:02:03.759 yourself in the queue to speak. If
00:02:06.399 you're dialing in from your phone, dial
00:02:08.080 star9 to indicate you're raising your
00:02:10.000 hand. When it's your turn to speak, I
00:02:12.160 will recognize you. If on your phone and
00:02:15.120 you're muted, press star six to unmute
00:02:17.440 yourself. If you would like to use
00:02:19.200 visual materials in your presentation,
00:02:20.959 please let me know before you speak. You
00:02:23.120 will then have the standard 3 minutes to
00:02:24.720 provide your comments. Comments and
00:02:27.040 questions should be addressed to me and
00:02:28.879 not to the department or applicant. If
00:02:31.680 you cannot finish your comments within
00:02:33.040 the allotted time, you may submit
00:02:34.640 written testimony to me by the end of
00:02:36.160 this hearing. If I feel a question is
00:02:38.560 warranted, I will ask the question.
00:02:40.959 After all the comments are completed, I
00:02:42.879 will close the item. We will now begin

00:02:45.440 this hearing. At this time, we will open

00:02:48.080 the hearing to public comments. Members

00:02:50.080 of the public may make comments on

00:02:51.920 matters that are within the department's

00:02:53.680 jurisdiction, but not on today's agenda.

00:02:56.800 Are there any public comments at this

00:02:58.560 time?

00:03:12.400 Nathan, you see any hands raised?

00:03:16.000 >> Uh, nope.

00:03:18.159 >> If there are no public comments for this

00:03:19.680 item, I will close this item. And this

00:03:21.360 item is now closed. The first item on

00:03:23.840 today's agenda is order number 212000.

00:03:27.440 May I have public works make its

00:03:28.879 presentation?

00:03:31.519 >> Hello. Uh, I will share my screen.

00:03:40.319 Um, are you able to see the screen?

00:03:45.440 >> I don't see anything yet, Travis.

00:03:47.120 >> Uh, do you see it now?

00:03:50.319 >> Yes.

00:03:51.200 >> Okay. So, I will start. So, hello. My

00:03:54.560 name is Travis Kong. I'm a permit

00:03:57.040 specialist on the commercial permits

00:03:58.319 team at Public Works. I'm here to do a

00:04:00.879 presentation for 25 VDR-000012

00:04:05.280 permits revocation.

00:04:08.480 Um so some background. Um on August 8th,

00:04:12.319 2025,

00:04:14.239 the port security and emergency

00:04:15.840 preparness manager requested to revoke

00:04:17.839 Savier J. Macallis port chief vending

00:04:20.478 permit due to numerous violations over

00:04:22.240 the past two years. Uh the port provided

00:04:25.040 a 103page packet supporting the request

00:04:27.840 for revocation.

00:04:29.600 Uh this revocation is at behest of the

00:04:32.160 port and not DPW's inspections.

00:04:36.960 So this is an overview of Savior's

00:04:39.440 violations. Uh the next eight slides

00:04:42.000 will go in more detail on what happened

00:04:44.000 for each of his violations.

00:04:47.919 So the location so in the top left

00:04:50.240 picture the Google map screenshot is

00:04:52.160 where period 30/32 is the yellow box is

00:04:56.400 where the official port vending

00:04:58.160 locations are in the subment bench where

00:05:00.320 savior vends in the bottom pictures. So

00:05:03.360 the red boxes in the picture are the

00:05:05.680 official port vending locations at pier

00:05:07.840 30/32

00:05:09.440 and the orange box is the cement bench

00:05:11.840 where savior tends to end up.

00:05:16.000 So, starting on oc October 7th, 2023,

00:05:20.160 between the hours of 11:30 a.m. and 1:30

00:05:22.960 p.m., Savior received a citation for

00:05:25.840 unpermitted sales of alcohol.

00:05:30.400 And then April 5th, 2024, Savior did

00:05:34.080 receive a written warning from DPW for

00:05:36.320 unprimitive vending. And then April 7,

00:05:39.280 2024, Savior was selling SF Giants

00:05:42.720 clothing and hats that were displayed on

00:05:45.520 the cement bench at Pier 30/32.

00:05:48.720 Um DPW did issue him a notice of

00:05:51.759 violation for selling without a vending

00:05:53.919 permit. Uh Savior did pack up his

00:05:56.880 merchandise and left the area. Uh he did

00:05:59.840 say he applied for a permit through DPW

00:06:02.479 and was awaiting the issuance of it. Uh

00:06:05.360 this is this violation carried a $250

00:06:08.400 fine. On April 24th, he was at the same

00:06:12.240 spot taking up at least 35 ler fee on

00:06:14.800 the men bench and was selling Giants

00:06:17.600 hats, shirts, and sweatshirts. Uh when

00:06:20.720 they approached them and asked them for

00:06:23.759 his permit, he was unable to provide

00:06:25.919 them with one. He was then cited for

00:06:28.479 unpermitted vending by TPW and he was

00:06:30.880 told to pack up his merchandise. Um, on

00:06:34.000 the same day at around 1:30 p.m., he was

00:06:37.840 at the same spot with the same with the

00:06:40.000 same merch merchandise displayed on the

00:06:42.400 cement benches. Uh, this time it was

00:06:45.039 down to about 30 linear feet and DVW

00:06:48.720 issued a written warning this time and

00:06:50.319 told him to cease the vending.

00:06:54.639 Uh May 19th, 2024,

00:06:57.360 Savior was at Pier 32 and had his

00:07:00.240 merchandise of hats, shirts, jerseys,

00:07:02.800 and jackets displayed on the cement

00:07:04.319 bench. Um he was issued a citation for

00:07:08.080 unprimitive vending by DPW personnel and

00:07:10.400 was directed to pack up the merchandise

00:07:12.720 and leave the area. Uh this violation

00:07:15.360 carried a $100 fine.

00:07:19.680 August 15, 2024. Uh Savior and his

00:07:23.039 associate had approximately 60 ft of the

00:07:26.720 concrete bench covered with a variety of

00:07:29.759 clothing and hats. Uh the port gave

00:07:32.479 Savior 2 hours to leave, but when they

00:07:34.639 came back after 2 hours, he did not

00:07:36.400 leave. Uh when they asked him why he did

00:07:39.199 not leave, he said they were too busy

00:07:41.280 with customers. He then received a

00:07:43.919 citation for unpermitted vending and was

00:07:46.240 instructed to leave the area.

00:07:50.160 Um March 8th, 2025,

00:07:52.880 Savior at the same spot had six tables

00:07:55.360 occupying approximately 28 linear feet

00:07:58.000 of sidewalk space taking up more than

00:07:59.919 the two permitted vending locations. Uh

00:08:02.800 the tables displayed had Giants apparel,

00:08:05.440 campaign buttons, metal signs, and

00:08:07.680 necklaces. He also had an awning behind

00:08:10.160 the cement bench and used it to hang

00:08:11.759 kids Giants apparel. Uh he was then

00:08:14.879 issued a citation for violating article

00:08:17.199 5.9 exceeding permissible use. Uh in

00:08:20.720 addition, a SFPD officer issued a

00:08:23.680 citation for parking his van on the

00:08:26.240 sidewalk. This violation carried a $500

00:08:29.680 fine.

00:08:32.799 July 9th, 2025.

00:08:35.279 Uh Savior was operating in an authorized

00:08:37.760 vending location, but his setup was not

00:08:40.880 within the 10x10 area required by the

00:08:43.039 permit. Uh instead, he was taking up an

00:08:45.519 area of 12x12. Uh DPW personnel issued

00:08:49.120 him a written written citation in

00:08:50.959 violation of public works code 5.9-3.

00:08:55.839 Uh July 12th, 2025, um same spot at Pier

00:08:59.680 3032. His total footprint was 20 x 16

00:09:03.680 exceeding the 10 x10 footprint. Um DPW

00:09:07.600 issued savior citation for his 5.9-3

00:09:10.800 public works code violation for

00:09:12.080 non-compliant display for exceeding the

00:09:14.160 10 x10 footprint and he was selling and

00:09:16.640 he was selling counterfeit and or

00:09:18.000 infringing merchandise bearing mob

00:09:19.760 marks. Uh this violation carried a$1,000

00:09:24.240 fine. Uh July 13th, 2025, uh Savior was

00:09:29.440 at Pier 3032 at the same spot. Uh upon

00:09:33.600 assessment of Savior's merchandise by

00:09:35.680 MLB personnel, his items were deemed

00:09:37.760 counterfeit and were taken away.

00:09:42.320 In conclusion, um based on the evidence

00:09:44.959 provided by the port, we are seeking to

00:09:47.440 maintain the revocation of the permit

00:09:49.600 due to non-compliance with article 5.9

00:09:53.200 permit regulations for vendors.

00:09:56.560 And that concludes my presentation.

00:10:00.800 >> Thank you, Travis. I I may have missed

00:10:02.320 it, but at what point did Savior

00:10:03.839 actually obtain a permit for vending?

00:10:06.160 >> Um he obtained a permit on June 14th.

00:10:12.000 2024

00:10:13.519 >> June 14, 2024.

00:10:15.440 >> Okay, thank you.

00:10:18.079 >> Is the applicant or appellent here to

00:10:19.680 speak?

00:10:26.959 >> No, stay muted.

00:10:29.120 Go back. Go back.

00:10:31.279 >> Can they hear you? Can you hear me?

00:10:33.360 >> No, they can't hear me now.

00:10:35.519 >> Yes, we can hear you, Savior. Oh,

00:10:37.360 >> you can hear me. All right. How you

00:10:38.800 doing? This is Savior.

00:10:42.000 You can hear me?

00:10:44.399 >> Yes.

00:10:44.800 >> Hello. Okay. How you doing?

00:10:48.720 >> I'm doing well. Thank you for asking.

00:10:51.200 >> Uh yeah, I I was uh directed by

00:10:58.240 um Mr. Thomas uh to sign up for a permit

00:11:03.040 and I did. And the first month I signed

00:11:06.399 up, he told me that um they had the

00:11:09.839 lottery and I missed it. And I said,

00:11:12.240 "Okay, so what do I do?" He says, "Well,

00:11:14.160 you can work apply for a city permit and

00:11:17.279 you have to work uh over there until a

00:11:20.560 month is over and come back to the

00:11:23.920 port." So I I applied for the city

00:11:26.880 permit. I got the permit and I worked at

00:11:28.959 a located area

00:11:31.200 um across the street from the port and I

00:11:34.720 came back a month later and I signed up

00:11:38.000 for the port permit and I got it in June

00:11:41.279 of 2024

00:11:43.200 and he says, "Okay, you're in the

00:11:45.920 lottery." And he didn't tell me it was a

00:11:48.560 daily lottery, but uh we were we he told

00:11:52.640 me where to work and I worked there. And

00:11:56.079 u there was two other people that he put

00:11:59.040 in that sit in that place pretty much

00:12:02.000 permanently. They were there every day

00:12:03.680 that month before June.

00:12:06.240 And he told I talked to them. They were

00:12:09.680 at the other side of the stadium which

00:12:11.920 he closed up. He took uh five people

00:12:15.920 away from the other side of the stadium

00:12:18.639 on the third street side by the McCovby

00:12:21.760 Cove and he closed the whole section up

00:12:24.320 and he promised these people that he was

00:12:26.720 going to put them somewhere else. He was

00:12:29.440 going to locate them because he had to

00:12:31.519 close up that part of the port. So the

00:12:34.320 people that were working on the other

00:12:35.920 side, we've been working at these places

00:12:38.240 for 20 years and we all had our

00:12:41.120 designated area. We we agreed on working

00:12:44.720 our spots, you know, being that they got

00:12:47.680 closed up on Third Street

00:12:50.720 and this guy promised them a place on

00:12:53.680 somewhere, which was my spot. Two people

00:12:57.200 were promised a spot there and they work

00:12:59.120 there every day. No lottery

00:13:02.480 or nothing. So when I try to work with

00:13:05.839 them, they were telling me, "Get out of

00:13:08.560 here cuz this is our spot." And I said,

00:13:10.560 "Well, the guy told me after one month

00:13:12.880 >> that uh I will be able to come back to

00:13:15.040 my spot if I sign up with the port."

00:13:18.720 And every day I try to go there. These

00:13:21.120 people would show up at 6:00 in the

00:13:22.560 morning, you know, for a day game that

00:13:24.800 started at 1:00. They would show up at

00:13:27.279 12:00 in the afternoon for a game that

00:13:29.279 started at 7:00. And I never could get

00:13:32.240 in because these people these people

00:13:35.440 were taking the spot that was supposed

00:13:37.600 to be offered to me, the 10 by 10 spot

00:13:41.200 at Pier 30. So I told them, "Hey, where

00:13:45.200 do I go? You know, I'm doing everything

00:13:47.040 you told me to do. Told me to go across

00:13:49.519 the street for a month, and I did, and

00:13:51.760 then sign up with the port," which I

00:13:53.519 did, and then come back and I'll have my

00:13:56.160 spot. and I didn't have my spot because

00:13:59.040 these people were there ahead of me,

00:14:01.360 hours ahead of me. And so I went to the

00:14:04.800 cement bench where I usually set up and

00:14:08.079 he came up and said, "What are you

00:14:09.440 doing?" And I go, "Well, you told me I

00:14:10.880 was going to have my spot. I did

00:14:12.639 everything you told me to do. Go away

00:14:14.959 for a month, sign up for the lottery for

00:14:17.519 the next month of June, which I did, and

00:14:20.240 I did everything you told me to do. And

00:14:22.560 when I got to to pure 30, these people

00:14:25.279 are already in the spot hours ahead of

00:14:27.680 me. I come a couple hours early, they're

00:14:29.440 there. I go, you know, I I I we only

00:14:32.800 work a couple hours before the game. So,

00:14:35.440 I have no other choice than to come to

00:14:37.279 the spot that I was at at the cement

00:14:39.440 bench.

00:14:41.040 So, cuz um I you know, I did everything

00:14:43.680 he told me to do to go wait a month, go

00:14:47.040 wait and go apply for the lottery and go

00:14:49.120 to port and get a permit from them. I

00:14:51.680 did all that and then when I came back

00:14:53.760 there's nowhere for me to work. So I

00:14:55.920 went to the Smith bench. I told the guy,

00:14:58.000 "I'm doing everything. I'm trying to

00:14:59.440 comply with you. Do everything that you

00:15:01.519 promised me that I would be working and

00:15:05.199 I'm trying to work with you, but you're

00:15:06.800 lying to me. You're telling me I will

00:15:08.800 have a spot and I don't have a spot. So

00:15:11.199 I went to the cement bench until they

00:15:13.839 probably figure out where I can go

00:15:15.360 legally, you know." So I done that a few

00:15:18.560 times. That's why you see the cement

00:15:20.079 picture. This year it was different.

00:15:24.000 The first game of the year wasn't even a

00:15:26.000 game. It was the FanFest. He came up to

00:15:28.480 me with

00:15:28.959 >> Excuse me, Mr. Malef. Um,

00:15:30.720 >> yes.

00:15:30.959 >> Um, your three minutes are up, but uh,

00:15:32.800 if you could just wrap up or I left the

00:15:35.920 >> Okay. All right. So,

00:15:37.920 >> Okay. So, basically, I did everything he

00:15:39.760 did this year, which should have been

00:15:40.959 good. He checked on me a bunch of time.

00:15:42.720 He goes, "All three of you guys, he has

00:15:44.480 three spots now. All three of you guys

00:15:46.320 are getting along and everything's good.

00:15:48.240 They check on me every every game. I

00:15:50.240 worked every game this year and

00:15:51.920 everything was fine. And then um

00:15:56.000 he he found illegal merchandise that

00:15:58.079 weren't even on the table. They were in

00:15:59.680 a bag. I was trying to return them to

00:16:01.440 the person that I bought them from. And

00:16:03.680 and and I was not selling illegal

00:16:05.920 merchandise. They were in a bag and he

00:16:09.440 illegally opened the bag and found them.

00:16:11.519 I have witnesses that saw him do that.

00:16:14.399 They're my workers and they're here with

00:16:16.000 me right now.

00:16:21.120 So, basically, I was doing everything he

00:16:23.120 told me to do and uh and I don't know

00:16:26.399 why I'm getting my permit uh trying to

00:16:29.519 get revoked, but I I've been uh and

00:16:33.040 every time they checked on us, they

00:16:34.560 said, "I'm glad you guys are all getting

00:16:36.160 along. the the season hasn't been that

00:16:38.720 good, but we have the same merchandise

00:16:40.959 and these people from the other side of

00:16:42.720 the stadium are where I am, which you

00:16:45.519 know is we're we're getting along and

00:16:48.000 we're doing everything fine and uh I

00:16:50.720 don't know why they're trying to take my

00:16:52.240 permit away.

00:16:54.240 >> Great. Thank you, Mr. Malev.

00:16:56.959 >> Jennifer.

00:16:57.839 >> Yes, I'm married.

00:16:59.680 >> Great. Thank you.

00:17:00.720 >> I got a w I got a witness. So, you want

00:17:02.720 >> We have to uh we have to uh cut you off

00:17:04.720 here. Uh so no

00:17:06.240 >> problem we will have time for public

00:17:08.000 comments and so we will have time to

00:17:09.599 address.

00:17:10.079 >> Okay.

00:17:10.559 >> Uh Travis actually going back to you. Uh

00:17:12.640 one question is

00:17:14.400 >> are the are the vending spaces first

00:17:18.000 come first serve or are people assigned

00:17:20.480 to specific vending spaces and and is

00:17:23.199 that how is that done? So vending spots

00:17:27.199 at the port are first come first serve

00:17:29.360 Monday through Thursday and then Friday,

00:17:33.280 Saturday, and Sunday. We do have a

00:17:35.679 monthly lottery for those spots, but

00:17:38.400 it's at specific locations. So for

00:17:41.440 Giants game, like if there's like Giants

00:17:43.840 home games, we do we do do a lottery for

00:17:47.600 specific vending spots if there are like

00:17:52.160 Giants home games. So yeah,

00:17:59.360 >> and the the the sections at 30, Pier 30

00:18:02.080 and 32, are those a part of the lottery

00:18:04.720 for Giants home games?

00:18:06.240 >> Uh, yes.

00:18:07.840 >> Okay. Thank you.

00:18:09.520 >> Mhm.

00:18:11.760 >> All right. Are there any members of the

00:18:13.440 public who wish to make comments?

00:18:26.640 Nathan, do you see anybody raising their

00:18:27.760 hand at this point?

00:18:31.120 >> I do not.

00:18:34.720 >> Oh, I believe um

00:18:37.280 >> Hello.

00:18:37.840 >> Hi,

00:18:38.240 >> sir. Mith has someone that wants to

00:18:40.880 speak.

00:18:43.200 >> Sorry, I I just unmuted it.

00:18:45.679 >> Right. Go ahead. Please state your name

00:18:46.720 for us, please.

00:18:47.520 >> Jennifer Newsome.

00:18:49.840 Great. Thank you, Jennifer. Um, you have

00:18:51.200 your standard three minutes to speak and

00:18:52.960 Nathan, we'll give you a a 30 second uh

00:18:55.120 countdown.

00:18:56.640 >> Okay.

00:18:57.039 >> How do you work with me?

00:18:58.000 >> The floor is yours.

00:18:59.600 >> Um, yeah. Uh, I was working with Savior

00:19:02.799 um on the last day of his citation. Um,

00:19:06.320 when they came in and uh opened his bags

00:19:09.760 and cited him for selling illegal

00:19:11.600 merchandise. Um, I'm a worker and we had

00:19:15.360 merchandise under the tables that he was

00:19:17.919 waiting to return to a customer that he

00:19:20.240 bought it um to somebody he bought it

00:19:22.559 from previously. Um, he's had that

00:19:24.960 merchandise for a while. We keep it in a

00:19:26.799 dark bag under a table because the guy

00:19:28.559 is supposed to come pick it up and he

00:19:30.720 hasn't showed up for many times now. But

00:19:33.200 that stuff was never up for sale. I was

00:19:35.760 there when um the public people came and

00:19:38.559 opened the bags while Savior was with

00:19:40.320 the customer and um started pulling

00:19:42.799 stuff out of dark bags that wasn't even

00:19:44.720 listed for sale.

00:19:48.720 >> I say I too I to confirm I was there too

00:19:53.600 and they had pictures.

00:19:55.840 So yeah. Hello.

00:19:56.799 >> I'm sorry. I believe your name was

00:19:58.720 Jessica. Is your public comment done?

00:20:01.280 >> Um yes.

00:20:03.360 >> Great. Thank you, Jessica.

00:20:05.360 Are there any other members of the

00:20:06.799 public who wish to speak at this time?

00:20:08.720 >> Um, hello. My name is Zachary Sparks

00:20:11.760 Epidendio. I too um

00:20:14.480 >> as well I was there. Um pictures can't

00:20:16.799 confirm from

00:20:22.480 >> he back.

00:20:28.320 >> Can you guys hear me?

00:20:30.080 >> Uh yes, Zachary, your your three minutes

00:20:31.760 has begun. Um, anyways, my name is Zach

00:20:35.760 and uh I too can confirm that the same

00:20:38.880 story that Jennifer has told uh they

00:20:42.080 illegally like behind opened the bag

00:20:44.320 behind Savior's back while he was

00:20:46.240 talking to customers and started pulling

00:20:48.480 stuff out. Um um pictures can confirm on

00:20:51.440 both sides um as well as like the MLB

00:20:54.320 people taking pictures towards us like

00:20:57.360 will put me right there and I like

00:21:00.559 >> we weren't selling them. We weren't

00:21:01.840 selling them at all. Like even even in

00:21:03.520 their pictures, you won't see them on on

00:21:05.280 the table. They were completely zipped

00:21:07.120 up underneath the table away.

00:21:10.080 And

00:21:11.039 >> as far as I know, that's not

00:21:13.200 >> So we've been working every day.

00:21:14.799 >> And I've been working every day, every

00:21:16.559 every game

00:21:18.320 >> trying to follow the rules.

00:21:19.840 >> And we we've been trying to follow the

00:21:21.760 rules.

00:21:23.919 Anyways,

00:21:28.960 >> thank you, Zachary. Um,

00:21:30.320 >> no problem. Are there any other public

00:21:32.159 uh public comments at this time?

00:21:44.480 >> Don't see any hands.

00:21:46.080 >> Thank you, Nathan. If there are no more

00:21:48.559 comments from this item, I will close

00:21:49.919 the item now and we'll make my

00:21:51.520 recommendations to the director.

00:21:54.320 This item is now closed. Are there any

00:21:57.360 public comments on any of the items on

00:21:59.360 the agenda? If you have spoken, you will

00:22:01.280 not be able to speak again. This is for

00:22:03.440 those who may have come in late or who

00:22:04.960 did not have a chance to speak.

00:22:15.200 >> See any hands?

00:22:16.799 >> Thank you. If there are no more public

00:22:18.320 comments, I'm closing this hearing. And

00:22:19.919 this hearing is now closed. Thank you

00:22:21.760 everybody.

EXHIBIT F.

Public Works Order No. 212110 Revoking Street Vending Permit 25VDR-00012

Docusign Envelope ID: 0EE65294-4A84-4BF1-AE9C-A278C05FE31D

San Francisco Public Works
General – Director's Office
49 South Van Ness Ave., Suite 1600
San Francisco, CA 94103
(628) 271-3160 www.SFPublicWorks.org

Public Works Order No: 212110

9/18/2025

On August 27, 2025, pursuant to Public Works Order No. 212000 a Public Works hearing was held to consider the revocation of a Street Vendor Permit number 25VDR-00012 for Savior J Micallef.

Public Works staff provided a history of non-compliance and violation with City rules and regulations beginning on 10/07/2023.

Following Public Works' presentation, time was made available for the appellant to present, and the public to comment. The appellant spoke and two members of the public commented.

Henceforth, Public Works is upholding the denial of this permit application request.

APPEAL:

This Order and determination may be appealed to the Board of Appeals within 15 days of September 18th, 2025.

Board of Appeals

49 South Van Ness Ave, Suite 1475 (14th Floor) San Francisco, CA 94103

Phone: 628-652-1150

Email: Boardofappeals@sfgov.org

Note: Office Visits by Appointment Only

More information about how to file an appeal can be obtained by calling 628-652-1150 or by emailing the Board of Appeals at Boardofappeals@sfgov.org. For additional information on the San Francisco Board of Appeals and to view Appeal Process Overview, please visit their website at http://sfgov.org/bdappeal/

Docusign Envelope ID: 0EE65294-4A84-4BF1-AE9C-A278C05FE31D

X DocuSigned by:
8179336C84404A5...

Degrafinried, Alaric
0954 Director of Strategic Initiative

X DocuSigned by:
073CF73A4EA6486...

Short, Carla
Director of Public Works

EXHIBIT G.

S.F. Pub. Works Code Sec. 5.9-11(c)(1)(D).)

SEC. 5.9-11. ENFORCEMENT.

American Legal Publishing

New Ordinance Notice

Publisher's Note: This section has been **AMENDED** by new legislation (Ord. 242-25 , approved 12/10/2025, effective 1/10/2026). The text of the amendment will be incorporated under the new section number when the amending legislation is operative.

(a) **Nuisance Declaration.** Any violation of this Article 5.9 , or of any applicable Rules and Regulations, constitutes a public nuisance.

(b) **Notice of Violation.** Any Enforcement Official may issue a Notice of Violation for any violation of this Article 5.9 , or of the Rules and Regulations that interpret and implement this Article, and as described in subsection (c) below, that occurs on a public right-of-way (as that term is defined in Public Works Code Section 2.4.4) or any other street, sidewalk, alley, walkway, or pedestrian path available to the public. The Notice of Violation shall include: (1) information identifying the Offender, (2) details of the violation, (3) the name or identifying number of the Enforcement Official, (4) a general description of administrative fines, and payment method and options, including the ability-to-pay determination, (5) a general description of the appeals process, (6) information about the requirements of this Article 5.9 and any applicable Rules and Regulations that interpret and implement this Article, (7) information about who to contact for assistance related to this Article 5.9 , and (8) information about workforce development opportunities and job placement programs.

(c) **Administrative Citation.** The Department will use the information included in the Notice of Violation to issue an Administrative Citation for any violation of this Article 5.9 , or the Rules and Regulations that interpret and implement this Article, as described below, within 15 calendar days of issuing the Notice of Violation:

(1) Vending that violates a requirement in this Article 5.9 or in the Rules and Regulations that interpret and implement this Article, other than failure to possess a valid license or permit shall be subject to the following:

(A) An administrative fine equal to $100 for a first violation.

(B) An administrative fine equal to $200 for a second violation within 12 months of the first violation.

(C) An administrative fine equal to $500 for a third violation, and each subsequent violation, within 12 months of the first violation.

(D) In addition to any other authorized enforcement activity, the Director may revoke or suspend a Vendor’s permit for the remainder of its term upon a fourth violation within 12 months of the first violation.

(2) Vending without a valid permit shall be subject to the following:

(A) An administrative fine equal to $250 for a first violation.

(B) An administrative fine equal to $500 for a second violation within 12 months of the first violation.

(C) An administrative fine equal to $1,000 for a third violation, and each subsequent violation, within 12 months of the first violation.

(D) If the Vendor submits proof of a valid permit that was effective at the time of the citation, the administrative fines set forth in subsections (A) through (C) of this subsection (c)(2) shall be reduced to equal

the administrative fines set forth in subsections (A) through (C) of subsection (e)(1),[1] as those amounts may be revised pursuant to subsection (ce)(5).[1]

(3) Failure to pay an Administrative Citation described in this subsection (c) shall not be punishable as an infraction or misdemeanor; further, additional fines, fees, assessments, or any other financial conditions beyond those authorized in this subsection (c) may not be assessed.

(4) When assessing an Administrative Citation authorized in this subsection (c), the Director shall take into consideration the person's ability to pay the fine using the criteria described in subsection (a) or (b) of California Government Code Section 68632, as it may be amended. The Enforcement Official shall give notice to the Vendor of the right to request an ability-to-pay determination and instructions or other materials for requesting an ability-to-pay determination. The Vendor may request an ability-to-pay determination at any time while the judgment remains unpaid, including when a case is delinquent or has been referred to a comprehensive collection program. The Director's determination shall be final. If the Vendor meets the ability-to-pay criteria, the Department shall accept 20% of the total administrative fine specified in subsection (c)(1) or (c)(2), as applicable, as full satisfaction.

(5) To the extent permitted by State law, the amounts of the administrative fines identified in subsections (A) through (C) of subsections (c)(1) and (c)(2) shall automatically increase or decrease to the maximum amount authorized under California Government Code Section 51039, as it may be amended. If Section 51039 is repealed and not replaced with a similar limitation on administrative fines, then the Director, in consultation with the Controller, may adjust the administrative fine amounts in this Section 5.9-11 each year, without further action by the Board of Supervisors, to reflect changes in the relevant Consumer Price Index.

(6) Within 30 days of issuance, the Vendor shall pay the Administrative Citation unless the Vendor files a written appeal with the Director. The grounds of appeal are limited to error or abuse of discretion in the issuance of the Administrative Citation. The Director may make an ability-to-pay determination pursuant to subsection (c)(4), but inability to pay shall not be grounds for rescinding the Administrative Citation or reducing the amount required to satisfy the fine to an amount less than the amount specified in subsection (c)(4). The Director shall consider any claims or defenses by the appellant, and shall issue and mail a written decision on the appeal within a reasonable time of receipt of the written appeal. Within 20 days of the Director's decision upholding a fine in whole or in part, the Vendor shall pay the Administrative Citation. The Vendor may seek judicial review of an Administrative Citation pursuant to subsection (c)(1) in San Francisco Superior Court pursuant to Government Code Section 53069.4.

(7) **Administrative Citation Issuance Date.** For purposes of payment and appeals deadlines, the issuance date of any Administrative Citation delivered by the U.S. Postal Service shall be five calendar days after the date of mailing.

(8) **Collection of Fines.** The failure of any person to pay a fine assessed by Administrative Citation within the required time constitutes a debt to the City. Simple interest at 10% per year shall accrue on unpaid amounts.

(d) **Temporary Order to Cease Vending and Removal.**

(1) Any Enforcement Official may order a Vendor to promptly cease Vending when, in the judgment of the Enforcement Official, (A) the Vendor constitutes a safety hazard, including but not limited to impeding the safe use of a public right-of-way by pedestrians or persons with disabilities, or (B) when the presence of an emergency so requires, or (C) if the Vendor is unpermitted.

(2) (A) After the Enforcement Official orders an unpermitted Vendor to cease Vending, the Vendor must discontinue any Vending and remove all Food, Merchandise, and any other Vending paraphernalia from property within the City's jurisdiction. A failure to promptly obey any such order from an Enforcement Official is a violation of this Article 5.9.

(B) After the Enforcement Official orders a permitted Vendor to cease Vending, the Vendor must discontinue any Vending and follow the orders of the Enforcement Official with regard to removing and relocating all Food, Merchandise, and any other Vending paraphernalia, and any other orders the Enforcement

Official may give to mitigate safety hazards, and no further Vending may occur until the conditions that caused the order to cease Vending have been abated to the satisfaction of the Enforcement Official. A failure to promptly obey any such orders from an Enforcement Official is a violation of this Article 5.9.

(3) (A) **Verbal Warning Followed By Removal of Food, Merchandise, and Vending Paraphernalia.** If a Vendor fails, within 10 minutes, to remove Food, or Merchandise, or any other Vending paraphernalia from the location following an order to cease Vending, or fails to follow any other orders the Enforcement Official may issue to mitigate safety hazards, the Enforcement Official or the Department may remove any or all of the items. Prior to removal by the Enforcement Official or the Department, the Enforcement Official shall provide the Vendor a verbal warning of the impending removal and impoundment, and shall urge the Vendor to make every effort to remove the items, or cause their removal. The Department shall document in its records the date and time the verbal warning was provided.

(B) **Removal of Food, Merchan-dise, or Vending Paraphernalia Within 120 Days of Verbal Warning.** Following a verbal warning from the Enforcement Official at any time within a 120-day period, if a Vendor fails to follow an order to cease Vending, or fails to follow any other orders the Enforcement Official may issue to mitigate safety hazards, the Enforcement Official or the Department may remove any or all Food, Merchandise, or any other Vending para-phernalia from the location subject to the order to cease Vending.

(4) Where the Department actually removes any items, the Enforcement Official shall issue an Administrative Citation to the Vendor. The Vendor shall pay the actual costs of removal and storage of any items impounded, and of disposal of any items the storage of which may cause public health, safety, or infestation issues. The Vendor may contest the liability for these costs by timely appealing the Administrative Citation. However, these actual costs to the City are not subject to reduction based on the ability to pay; actual costs are a debt to the City that may be collected in the same manner as provided in subsection (c)(8). Vendor items that have been removed and stored may be recovered by the Vendor within 90 days from the date of removal and upon payment of a sum equal to the costs of removal, plus any reasonable transport and storage costs, as determined by the Department, and any costs incurred by the Department in disposing of any items. If the Vendor filed a written appeal pursuant to subsection (c)(6) and the appeal is not resolved within 90 days, the Department shall continue to store Vendor's items until the appeal is resolved in order to allow Vendor to recover items. After 90 days, or as soon as the Vendor's appeal is resolved if longer than 90 days, the Department shall donate non-Food items to organizations providing services to people who are unhoused, as appropriate. Prior to making any donations, the Department shall adopt regulations governing the process for selecting organizations to accept these donated goods.

(e) **Other Violations.** Any violation of this Article 5.9 , or of the Rules and Regulations that interpret and implement this Article, may be subject to one or more of the following:

(1) An administrative fine as described in subsection (c).

(2) **Civil Action.**

(A) The Department may refer violations to the City Attorney to maintain an action for injunction to restrain to cause the correction or abatement of the violation of this Article 5.9, and for recovery of any City department's enforcement and abatement costs (including but not limited to costs for removal, storage, impoundment, and disposal).

(B) The City shall be awarded its reasonable attorney's fees and costs incurred in enforcing this Article 5.9.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

CODIFICATION NOTE

1. So in Ord. 90-24 and Ord. 171-24.

EXHIBIT H.

Port of San Francisco's Records for Savior Micallef (Redacted)

Savior Joseph Micallef

[redacted]

Business Registration Certificate [redacted]
(Start Date: June 4, 2024)

Seller's Permit #25VDR-00012 (Current)

Payment Accepted: Cash, Venmo & Cash App

Note:
Various Spellings of Last Name: McAllef; McCallef; Mccoulef; McCouleff; Micallef:

Date	Agency	Case #	Location	Violation	Disposition
10/07/2023	ABC	Cite #125105 Case #23-40-035	Pier 33	23300 B&P	Citation-
04/05/2024	DPW	TBD	Pier 30/32	5.9.3 PW Code	Written Warning
04/07/2024	DPW	4724-0010007	Pier 30/32	5.9.3 PW Code	Citation - $250.00
04/24/2024	DPW	042424-063-004	Embarcadero & Bryant	5.9.3 PW Code	Verbal Warning
04/24/2024	DPW	042424-063-001	Embarcadero & Bryant	5.9.3 PW Code	Written Warning
05/19/2024	DPW	51924-001-014	Pier 32	5.9.3 PW Code	Citation - $100.00
08/15/2024	DPW/SFPD	81524001	Pier 32	5.9.3 PW Code/ 22500F CVC	Citation - $500.00/ SFPD Cite #PD38924093
08/15/2024	DPW	TBD	Pier 32	5.9.3 PW Code	Citation- Fine is TBD
03/08/2025	DPW/SFPD	030825-05-01	Pier 30/32	5.9.3 PW Code/ 22500F CVC	Citation - $500.00/ SFPD Cite #PD38924174
07/09/2025	DPW	070925/79/03	Pier 30/32	5.9.3 PW Code	Citation - $100.00 Fine
07/12/2025	MLB Brand Security/DPW	071225-003-001/ 068-2025	Pier 30/32	Counterfeit Merch./ 5.9.3 PW Code/	Served w/Cease-and- Desist Letter/ Citation $1,000.00
07/13/2025	MLB Brand Security	068-2025	Pier 30/32	Counterfeit Merch.	Served w/Cease-and- Desist Letter

PORT OF SAN FRANCISCO

Mobile Vending Program Operation

Operation Recap / ~~After Action Notes~~

Date: Saturday, October 7, 2023

Narrative:

On today's date, Saturday, October 7, 2023, I was working members from the Port, SFPD and with several members from the California State Alcohol Beverage Control Division, as listed on the attached sign-in sheet. The skies were clear, the sun was shining, and the temperature rose to 86 degrees today. This is Fleet Week, the Blue Angels are flying and numerous people were out to enjoy the day and view the airshow.

Our focus today was to address the unlicensed alcohol vendors on the Embarcadero, commencing at Pier 33 / Alcatraz Landing, and continuing north to the Little Embarcadero/Pier 45. Our operation commenced at 1130hrs.

I met with Special Agent Erik Skakacs and his team members, which was comprised of ten (10) additional agents. After our briefing, the ABC team members were then deployed into the field. Their goal was to maintain surveillance and approach vendors who were selling alcoholic beverages and subsequently make the arrest and confiscate all evidence associated with the violation(s).

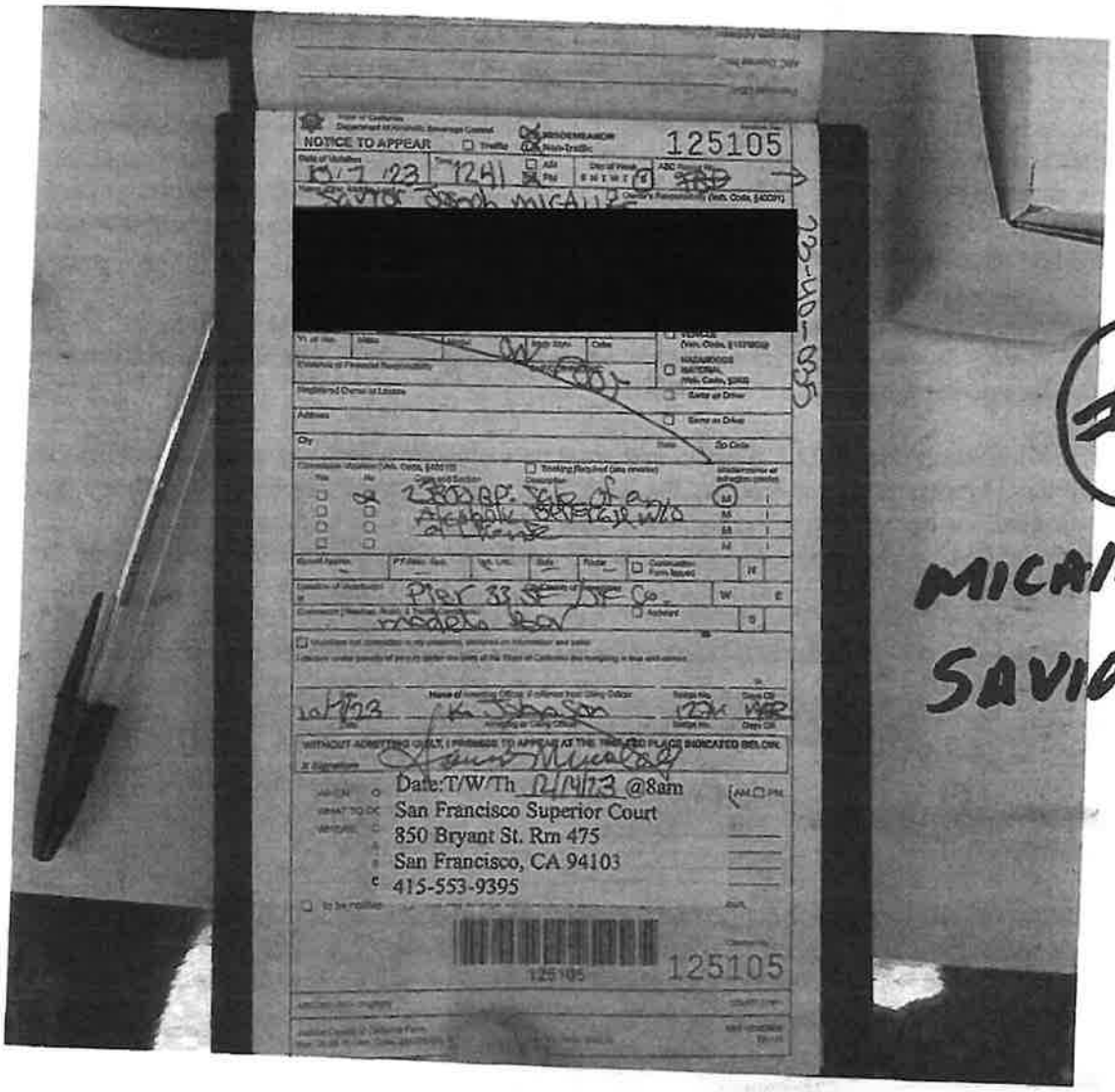
Between 1130hrs – 1330hrs, two (2) citations were issued for unpermitted sales of alcohol:

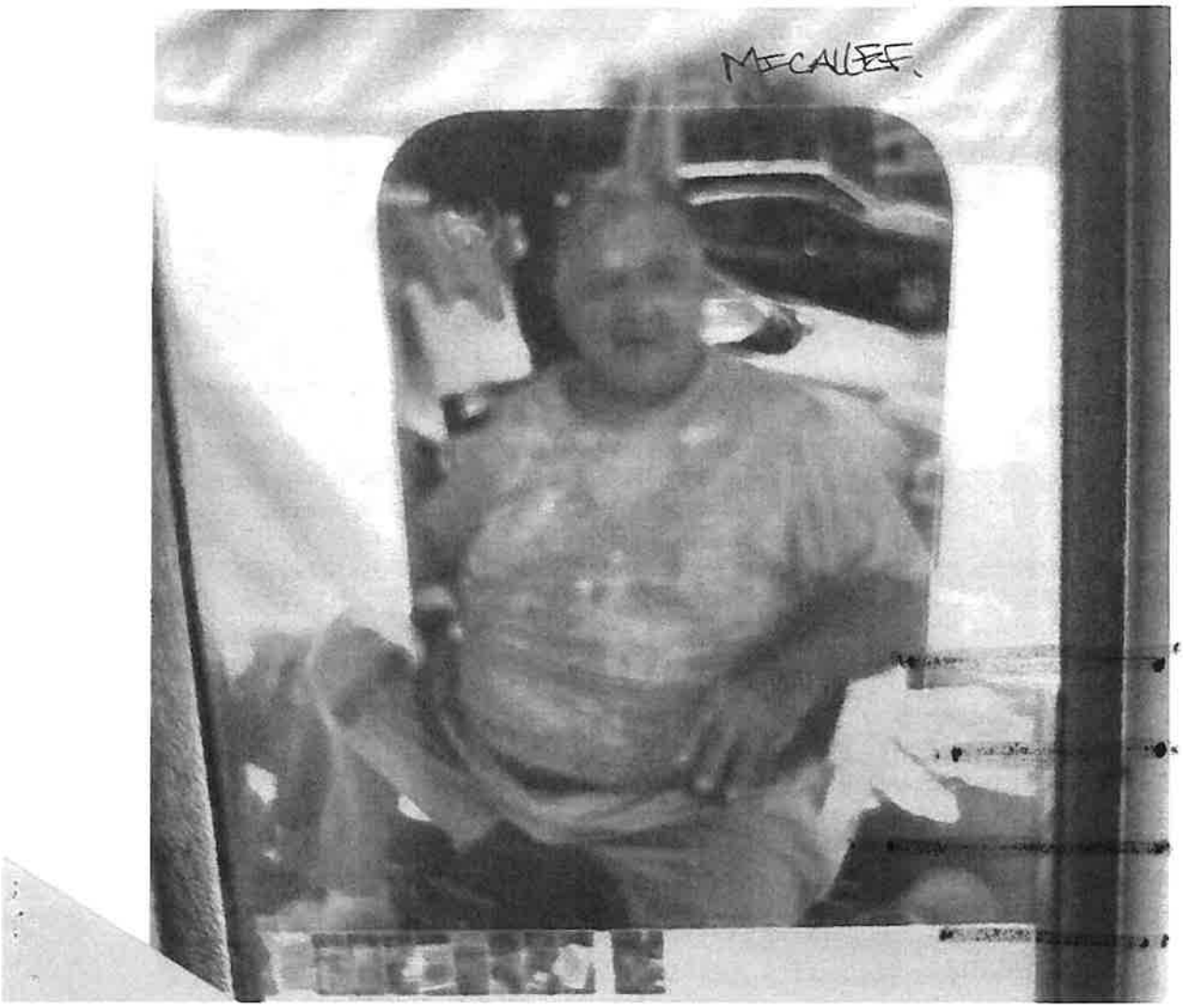
1. Micallef, Savior [redacted]
   Cited: 23300 B&P
2. [redacted]
   Cited: 23300 B&P

Since two arrests were made on the Little Embarcadero, the word spread quickly of our presence, all alcoholic beverage sales ceased. After waiting approximately 1 hour, the teams responded back out into the field. Between 1430hrs and 1730hrs, while at Pier 33, additional violations were observed, and citations were issued:

3. [redacted]
   Cited: 23300 B&P
4. [redacted]
   Cited: 23300 B&P

After our second wave, all alcohol sales ceased, and our operation concluded for the day.


NOTICE TO APPEAR
125105
Date:T/W/Th 12/4/13 @8am
San Francisco Superior Court
850 Bryant St. Rm 475
San Francisco, CA 94103
415-553-9395
125105
#1
MICAILEF, SAVIOR


MCCALEB.

PORT OF SAN FRANCISCO

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Friday, April 5, 2024

Narrative:

On today's date, Friday, April 5, 2024, I was working with members from the Port and with several members from the California State Alcoholic Beverage Control Division, as listed on the attached sign-in sheet. The skies were clear, the sun was shining, it was 47 degrees at 0800hrs. Today is the San Francisco Giants 2024 "Opening Day" game at Oracle Park, and they are playing against the San Diego Padres. Gametime is 1:35PM.

Our focus today is to address the unlicensed alcohol vendors who are set-up and selling alcoholic beverages along Embarcadero, around Oracle Park and the surrounding streets.

~ We met with Special Agent Erik Szakacs and his team members, which was comprised of 12 additional agents. After our briefing, the ABC team members were deployed in the field. Their goal was to maintain surveillance and approach vendors who were selling alcoholic beverages and subsequently make an arrest and confiscate all evidence associated with the violation(s). Our operation commenced at 1000hrs. A copy of the ABC Operation Plan is attached.

Between 1000hrs. – 1600hrs, 4 citations were issued for unpermitted sales of alcoholic beverages. All violations were committed around Oracle Park:

[redacted]
Cited: 23300 B&P – Unlicensed Alcohol Sales

[redacted]
Cited: 23300 B&P – Unlicensed Alcohol Sales

[redacted]
Cited: 23300 B&P – Unlicensed Alcohol Sales

[redacted]
Cited: 23300 B&P Unlicensed Alcohol Sales

~ While ABC was conducting their operation, Port personnel were out with DPH and DPW, focusing on unlicensed vendors who were selling goods around Oracle Park.

SFDPH issued 4 Citations for food items found to be unsafe for human consumption. 3 hot dog carts and 1 fruit stand selling sliced fruit in cups. DPW disposed of all food items. DPH impounded 3 Hot Dog Carts and DPW transported them to their storage facility.

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Friday, April 5, 2024

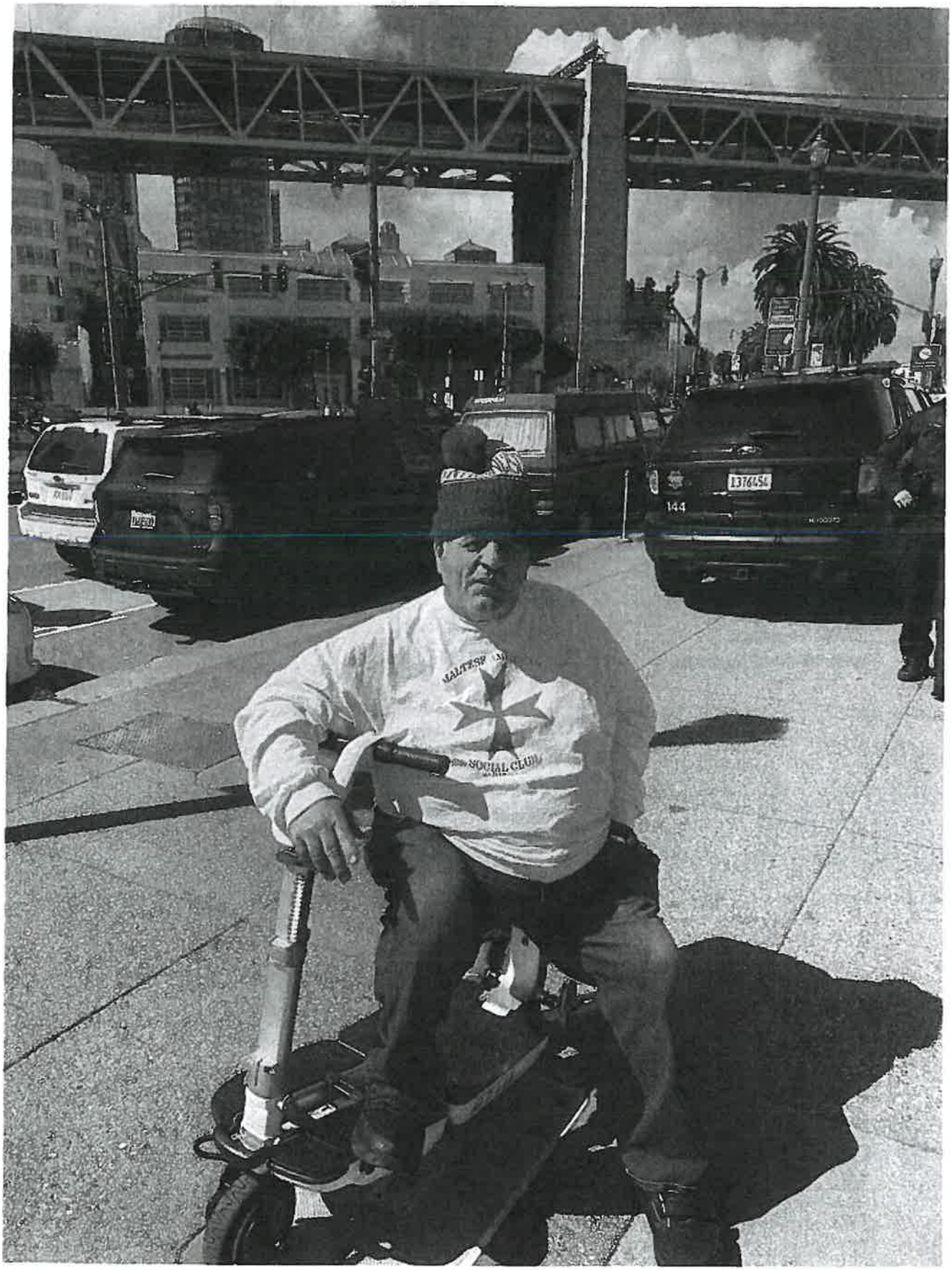
Narrative Continued:

1 red wagon with a white table Ny-Tied to it was abandoned so DPW confiscated it and it was disposed of.

DPW issued 3 warnings. 2 individuals were selling BB hats and SF Giants logo clothing, and one individual had a table set up and he was selling Marijuana infused treats.

The names of the individuals cited by SFDPH and the individuals Warned by DPW are TBD/Pending.

ABC Citations: 4
SFDPH Citations: 4
SFFD Citation: 1
DPW Warnings: 3


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PORT OF SAN FRANCISCO

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Sunday, April 7, 2024

Narrative:

On today's date, Sunday, April 7, 2024, members from the Port were collaboratively working with members from the SFPD, SFFD, SFDPH and SFDPW, as listed on the attached sign-in sheet. The skies were blue, the sun was shining, it was 48 degrees at 0800hrs and the expected high temperature is 59 degrees. Due to the beautiful weather in the city, many people were out and about today.

Initially, we responded to Oracle Park where the SF Giants were playing the San Diego Padres. Today is also Youth Baseball Day at Oracle Park and many families and children were in attendance. Our focus at Oracle Park is to address the unlicensed vendors who were set-up and selling hard goods, food stuffs, alcoholic beverages, marijuana, or anything else that is unpermitted and or against the law. We will focus on Oracle Park and its periphery, including the surrounding streets that lead to the park as well as the Embarcadero, north to Brannan Street:

~ At approximately 1045hrs, we were on the 700 block of 2nd Street. On the west side of the street, mid-block, we saw [redacted] who is known to us from previous contacts during last year's Giants baseball season. [redacted] had 2 tables set up, and he was selling SF Giants articles of clothing and BB hats. [redacted] also had clothing displayed on the sill of the building directly behind his tables. Since [redacted] has been warned in the past, DPW cited him for vending w/o a permit. Once cited, [redacted] gathered up all his wares and left the area.

~ At 1055hrs, directly across the street from Haymer on the east side of the 700 block of 2nd Street was [redacted] they had 2 tables set up and they too were selling SF Giants articles of clothing and BB hats. When we initiated our conversation with Segura, he immediately called "49er [redacted]" on his cell phone as they were working for him. Kyle Thomas spoke with 49er Frank while DPW issued [redacted] a written warning for vending w/o a permit. After the phone call with 49er [redacted] Segura and [redacted] gathered up their wares and left the area.

~ At approximately 1105hrs, we were traveling north on the Embarcadero. Directly in front of Pier 38, we saw [redacted]; AKA "49er Frank." [redacted] had 3 tables set up and was selling SF Giants articles of clothing and BB hats; the same things [redacted] were selling. DPW issued [redacted] a written warning for vending w/o a permit; he then gathered his belongings and left the area.

Narrative Continued:

~ At 1110hrs, on the Embarcadero near Brannan St, we saw [redacted]. [redacted] had 2 long tables set up and was selling a wide variety of sunglasses. [redacted] did not have a permit, so DPW issued him a written warning for his violation. [redacted] picked up his goods, took down the tables and left the area.

~ At 1115hrs, on the Embarcadero, closer to Brannan Street, was [redacted]. [redacted] had 2 long tables set up selling a variety of SF Giants clothing, BB hats, gloves. The balance of [redacted] articles of clothing were displayed on the ground, flanking his tables. Since [redacted] has been warned and cited in the past, DPW issued him a citation for his second consecutive violation for vending w/o a permit. [redacted] picked up all his goods and left the area.

~ At 1125hrs, we saw Savior Mccoulef, who has been cited by DPW in the past. Mccoulef was selling SF Giants articles of clothing that were displayed on the cement wall and he had 1 table selling a variety of SF Giants hats. As soon as Mccoulef saw us exit our vehicles, he came rolling over on his white electric scooter. Since Mccoulef has been warned in the past for selling w/o a permit, DPW issued him a Notice of Violation for his violation. With help from some friends, Mccoulef picked up his goods and left the area.

We then transitioned to address the unlicensed vendors who were selling goods and foodstuffs along the Embarcadero, from Alcatraz Landing/Pier 33, north to the Little Embarcadero, continuing to Pier 45, then west to the Crab Wheel.

~ At 1135hrs, our caravan arrived at Alcatraz Landing. Upon seeing our convoy, approximately 10 individuals took off running in different directions with their hot dog carts; one individual left his cart in front of Pier 33 and it was confiscated by DPW. The H/M in his 20's who was running with that cart returned a short time later; he wanted his chair and red speaker, which I gave to him. The H/M then left the area. The hot dog cart was disposed of by DPW.

It should be noted that during this incident, [redacted] was on-scene. [redacted] is known to us and he is an unlicensed vendor. [redacted] works with [redacted] who was also on-scene and the two always set up their grill at Alcatraz Landing. When Ruiz saw us confiscating the abandoned hot dog cart, he attempted to claim it as his. [redacted] walked up directly behind one of the DPW workers at which time Port Employee Frost stepped in between them. When Frost did that, [redacted] grabbed Frost's right elbow and attempted to pull him away so he could grab the hot dog cart. Ofc. Portillo intervened, spoke to [redacted] in Spanish at which time [redacted] backed down. DPW confiscated the hot dog cart, Frost did not press charges on [redacted] for interfering with him while performing his duties and for the battery and this ended without further incident.

Narrative Continued:

~ At 1140hrs, there was a blue awning set up near Alcatraz Landing. The H/M, later identified as [redacted], had a table set up under the awning and he was selling sliced fruit in a cup. [redacted] was also selling a variety of cold drinks. SFDPH deemed the food items unsafe for consumption, so DPW confiscated it and it was disposed of. DPH impounded the table and DPW transported it to their storage facility. [redacted] packed up his belongings and he left the area. As we were dealing with Surez, [redacted] and her H/F friend were on scene with their gray wagon, red awning, and white table. When they saw that we were working today, they did not set up and left the area.

~ At 1200hrs, we stopped at Pier 15, where we saw a large green umbrella that was attached to the side of a large silver colored food cart and the food cart had a large propane bottle attached to it on one end. Three individuals were associated with the cart, and they were selling hotdogs wrapped in bacon, sautéed onions and peppers and they had a blue & white cooler filled with cans of Coke and Sprite. SFDPH deemed the food items unsafe for consumption, so DPW disposed of it. SFDPH then impounded the silver-colored cart and DPW transported it to their storage facility. SFFD issued a citation to [redacted] for the propane/Fire Code Violation and SFDPH issued her a citation for the violation.

We then drove back to Oracle Park:

~ We walked from South Beach Harbor, clockwise to the O'Doul Gate at Oracle Park. Upon arrival there, we saw a H/M with a mullet hairstyle, wearing a blk sweatshirt selling bacon wrapped hotdogs from his hotdog cart; the grill also had sautéed onions on it. The individual identified himself as [redacted]. SFDPH deemed the food unsafe for consumption and issued [redacted] a citation for his violation. As SFFD was issuing [redacted] citation for his Fire Code Violation, he walked away. SFDPH impounded the hotdog cart and DPW transported it to their storage facility. While walking away, [redacted] said he did not want the cart, yelling "What's the use!" G + cart

~ While walking around Oracle Park, we saw a H/M wearing a Blk. BB hat, Grn sweatshirt and gray jeans; he was standing in front of the Giants Ticket Office on Willie May's Plaza and was selling hot dogs wrapped in bacon from his hot dog cart; the cart also had buns, onions, and peppers on it. SFDPH deemed the food unsafe for consumption and DPW disposed of it. The H/M refused to give DPH his name then left the scene. The hot dog cart was impounded by SFDPH and DPW transported it to their storage facility. G + cart

~ At 1320hrs, we walked up to Willie May's Plaza at 3rd Street. Located on the corner, there was a H/M and a H/F; they had 2 tables set up and they were selling SF Giants Jackets, SF Giants jerseys and a variety hats. The H/M told us his name was [redacted] Since we have never encountered [redacted] before, DPW issued him a written warning for vending w/o a permit. [redacted] and the H/F then packed up their goods, removed their tables and left the area. G

Narrative Continued:

We then drove back to the Little Embarcadero:

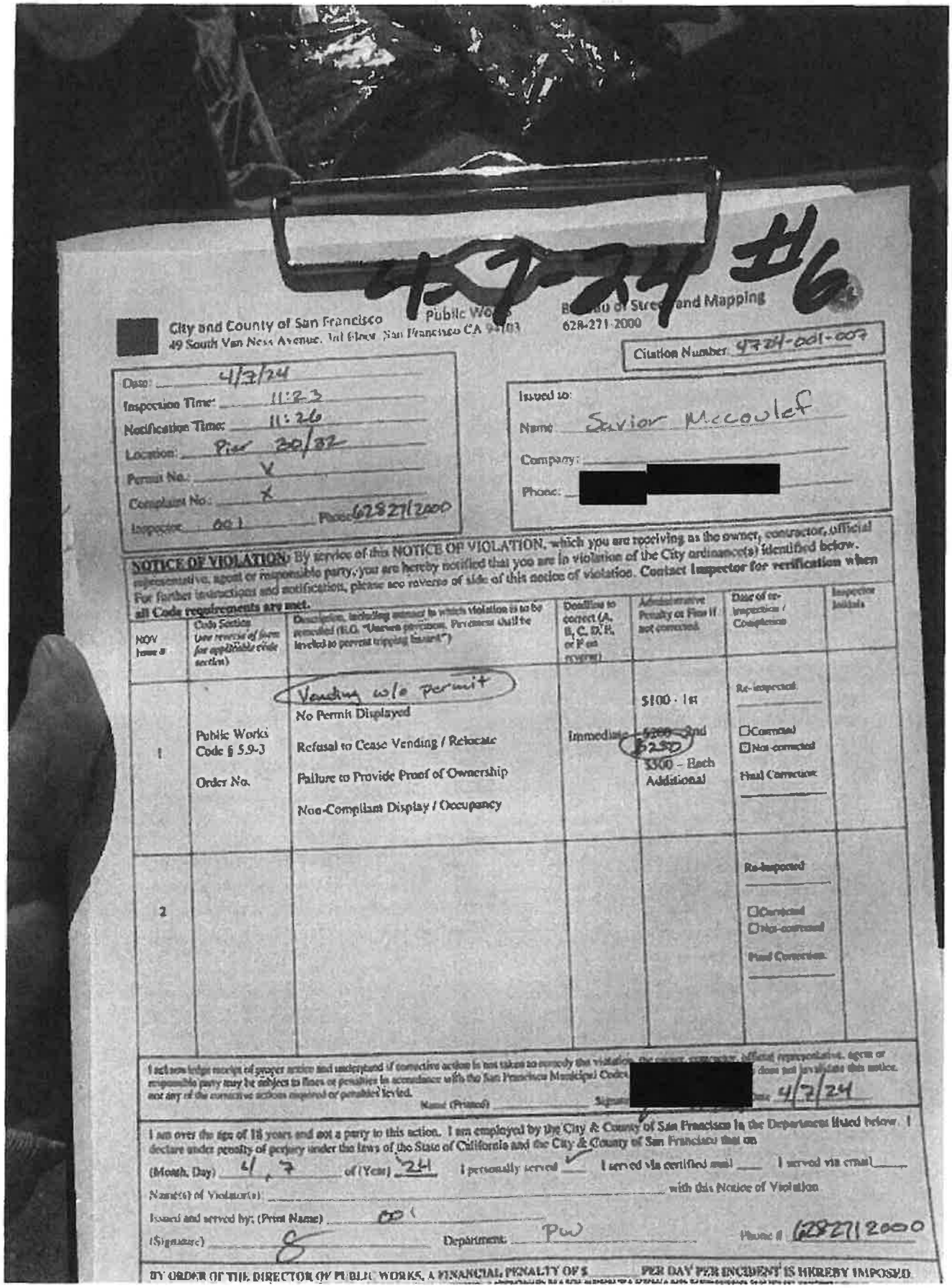
~ At 1410hrs, upon arrival at the Little Embarcadero, we saw a red canopy set up. Under it was a table and cart and the H/M (Name TBD frm DPH) and H/F associated with it were selling Fresh Empanadas, Buffalo Wings and Tamales according to all of their signage. SFDPH deemed the food items unsafe for consumption and DPW disposed of it all. SFDPH issued a citation for the violation. The H/M and H/F then took down their full display, packed up their belongings and left the area.

~ At 1420hrs, we saw a H/M (Name TBD frm DPH) wearing a SF Giants hat who was directly across from the H/M and H/F who were selling Empanadas, and he was selling "Corn in a Cup." When the H/M would fill a cup with corn, he would put a large dollop of mayonnaise, from an unrefrigerated jar of mayonnaise, on top of the corn. SFDPH deemed the food items unsafe for consumption and DPW disposed of it all. A large crowd gathered as several individuals who were not affiliated with the H/M became involved and there was a lot of yelling going on. The situation was quelled, SFDPH issued the H/M a citation for the violation and there was a peaceful ending, and everyone went on their way.

~ At 1435 hrs, [redacted] was set up near Pier 41 and she had a white canopy and under it and flanking it were 2 racks of clothing that she was selling. [redacted] also had 5 tables displaying a variety of clothing. Since [redacted] has been warned several times in the past for vending w/o a permit, DPW issued her a Warning for vending w/o a permit. [redacted] then began to pack her wares thus preparing to leave the area.

~ At 1445hrs, on the Little Embarcadero near the Franciscan Restaurant, we saw [redacted] who is a regular at that location. Today, [redacted] had 2 canopies set up, occupying approximately 20' on the promenade and he was selling a variety of clothing, sunglasses, and jewelry. Since [redacted] has been warned many times, DPW issued him a "Notice of Violation" for his violation. [redacted] was then told to pack up his goods and leave the area. Although moving like molasses in winter, he complied.

DPW Warnings: 5
DPW Notice of Violation: 4
SFDPH Citations: 5
SFFD: 2



4724 #6

City and County of San Francisco — Public Works — Bureau of Street and Mapping
49 South Van Ness Avenue, 1st Floor, San Francisco CA 94103 — 628-271-2000

Citation Number: 4724-001-007

Date: 4/3/24
Inspection Time: 11:23
Notification Time: 11:26
Location: Pier 30/32
Permit No.: X
Complaint No.: X
Inspector: CO 1 Phone: 6282712000

Issued to:
Name: Savior McCoulef
Company:
Phone: [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse of side of this notice of violation. Contact Inspector for verification when all Code requirements are met.

NOV Issue #	Code Section (see reverse of form for applicable code section)	Description, including manner in which Violation is to be remedied (E.G. "Uncover pipelines. Permanent shall be leveled to prevent tripping hazard")	Deadline to correct (A, B, C, D, E, or F on reverse)	Administrative Penalty or Fine if not corrected	Date of re-inspection / Compliance	Inspector Initials
1	Public Works Code § 5.9-3 Order No.	Vending w/o permit No Permit Displayed Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy	Immediate	$100 - 1st ~~$200~~ 2nd $250 $300 – Each Additional	Re-inspected: ☐ Corrected ☑ Non-corrected Final Correction:	
2					Re-inspected: ☐ Corrected ☐ Non-corrected Final Correction:	

I acknowledge receipt of proper notice and understand if corrective action is not taken to remedy the violation, the owner, contractor, official representative, agent or responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Code. [redacted] does not invalidate this notice, nor any of the corrective actions required or penalties levied.

Name (Print): _____ Signature: _____ Date: 4/3/24

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco in the Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on

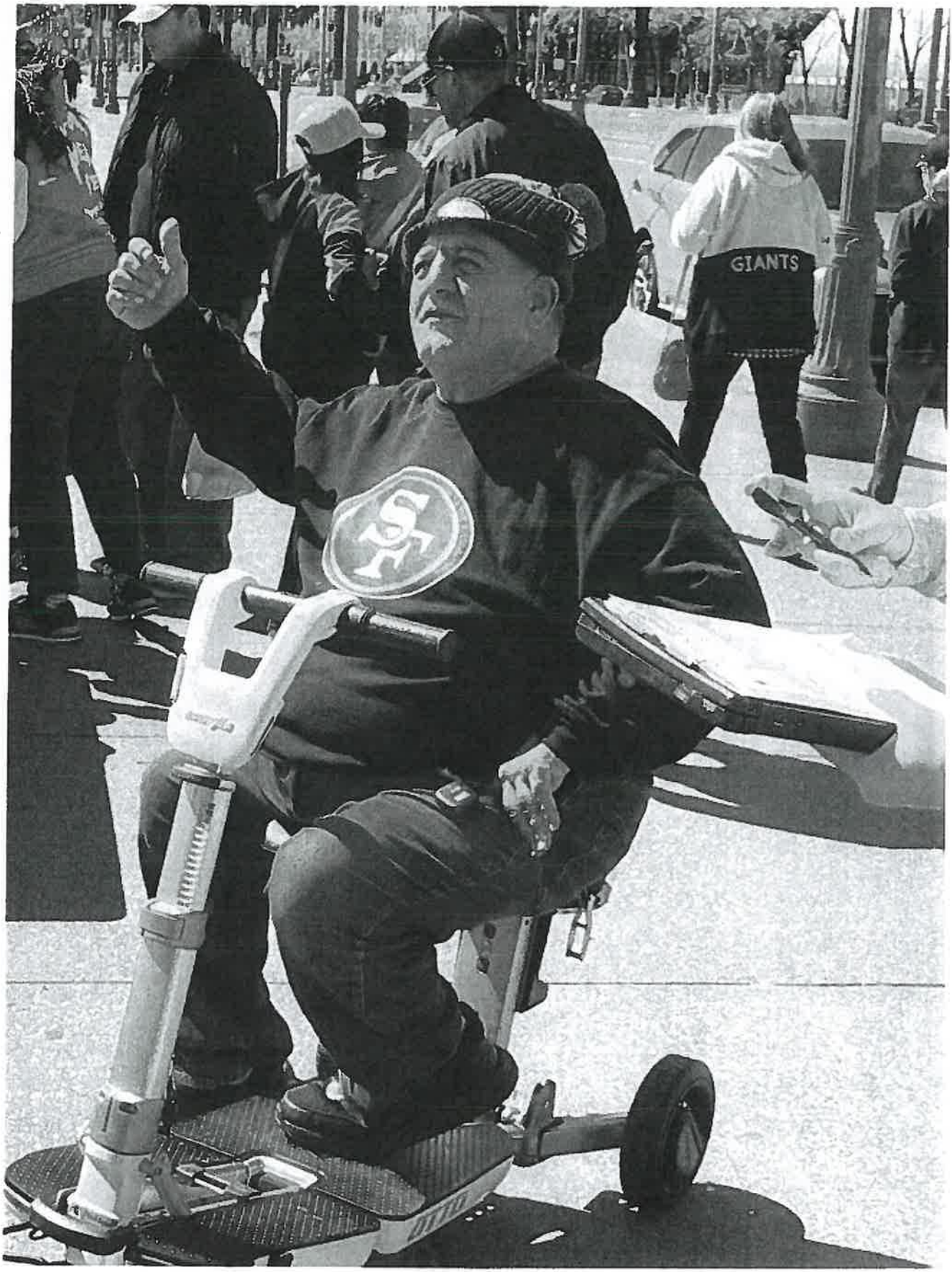
(Month, Day) 4/3 of (Year) 24 I personally served ✓ I served via certified mail ___ I served via email ___

Name(s) of Violator(s): _____ with this Notice of Violation

Issued and served by: (Print Name) CO 1

(Signature) _____ Department: PW Phone # 6282712000

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $_____ PER DAY PER INCIDENT IS HEREBY IMPOSED.


GIANTS







PORT OF SAN FRANCISCO

Mobile Vending Program Operation

Operation Recap / After Action Notes

Wednesday April 24th, 2024

Narrative:

On today's date, Wednesday April 24th, 2024, I was working along with the Port Security Director. Together we were assigned to address the unpermitted vending that takes place along the Embarcadero and at Oracle Park. The weather was cloudy, and it was about 59 degrees.

Today's operation was led by the DPH, SFFD and DPW and they were supported by SFPD, and Port Personnel; refer to the assignment page for additional information.

1. At about 1020hrs we met with the SFFD, DPH, DPW and SFPD Personnel. We drove as a caravan to Pier 30/32 and observed Savior McCouef sitting in his motorized cart next to the cement benches. On the benches he had Giants Hats, Shirts and Sweatshirts displayed. He took up about 35 of linear feet of the bench with his merchandise. When we approached him and asked for his permit he was unable to provide us with one. He told us he has been doing this for 40 years and we are not going to stop him. He said he applied for a permit through DPW and awaiting the issuance of it. DPW asked him his name and he said "Joseph McCoulef". He was cited for unpermitted vending by DPW and told to pack up his merchandise. He complied and was packing it up as we drove away. We responded back to his location at about 1330 hrs. and found him to be there with the same merchandise displayed on the cement benches. This time it was down to about 30 linear feet. DPW issued him a written warning this time and told him to cease the vending.

2. We drove to Little Embarcadero and at about 1123hrs we observed a Hispanic later identified as [redacted] standing under a white awning in Port Vending Location B-1. Under the awning he had about 5 tables set up and displaying numerous articles of clothing, hats and jewelry. When asked if he had a permit, he said my wife does. He said that she has Permit number 21-050 and that she is at home. DPW Inspectors advised him that she needed to be present for the permit to be used and they issued him a written warning for vending without a permit. Permit Number 21-050 is issued to [redacted].

3. While conducting a walkaround Oracle Park during the Giants Game we observed 1 Hispanic female later identified as [redacted] and 1 Hispanic male later identified as [redacted] standing behind 2 carts that contained fur hats and Giants shirts. When asked if they had a permit both of them said that they did not. They were both issued written warnings by the DPW inspectors.

Recap: 4 DPW Unpermitted Vending Written Warnings
1 DPW Unpermitted Vending Citation

Lum Frost

[redacted] City and County of San Francisco Public Works
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103

Bureau of Street and Mapping
628-271-2000

Date: 04-24-2024
Inspection Time 1:30
Notification Time 1:30
Location Bryant / Embarcadero
Permit No.:
Complaint No
Inspector 063 Phone 628-271-2000

Citation Number: 042424-063-004

Issued to
Name JOSEPH MCCALLOF
Company
Phone [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse of side of this notice of violation. **Contact Inspector for verification when all Code requirements are met.**

NOV Issue #	Code Section (see reverse of form for applicable code section)	Description, including manner in which violation is to be remedied (E.G. "Uneven pavement. Pavement shall be leveled to prevent tripping hazard.")	Deadline to correct (A, B, C, D, E, or F on reverse)	Administrative Penalty or Fine if not corrected	Date of re-inspection / Completion	Inspector Initials
1	Public Works Code § 5.9-3 Order No.	Unpermitted Vending / No Permit Displayed Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy	Immediate	$250 - 1st $500 - 2nd $1,000 - Each Additional	Re-inspected ☐ Corrected ☐ Not-corrected Final Correction	
2		WARNING			Re-inspected ☐ Corrected ☐ Not-corrected Final Correction	

I acknowledge receipt of proper notice and understand if corrective action is not taken to remedy the violation, [redacted] al representative, agent or responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Codes. This does not invalidate this notice, nor any of the corrective actions required or penalties levied.

Name (Print): JOSEPH MCCALLEF Signature: [redacted] Date: 04-24-24

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco in the Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on

(Month, Day) 4 - 24 of (Year) 24 I personally served ✓ I served via certified mail ___ I served via email ___

Name(s) of Violator(s): JOSEPH MCCALLOF with this Notice of Violation.

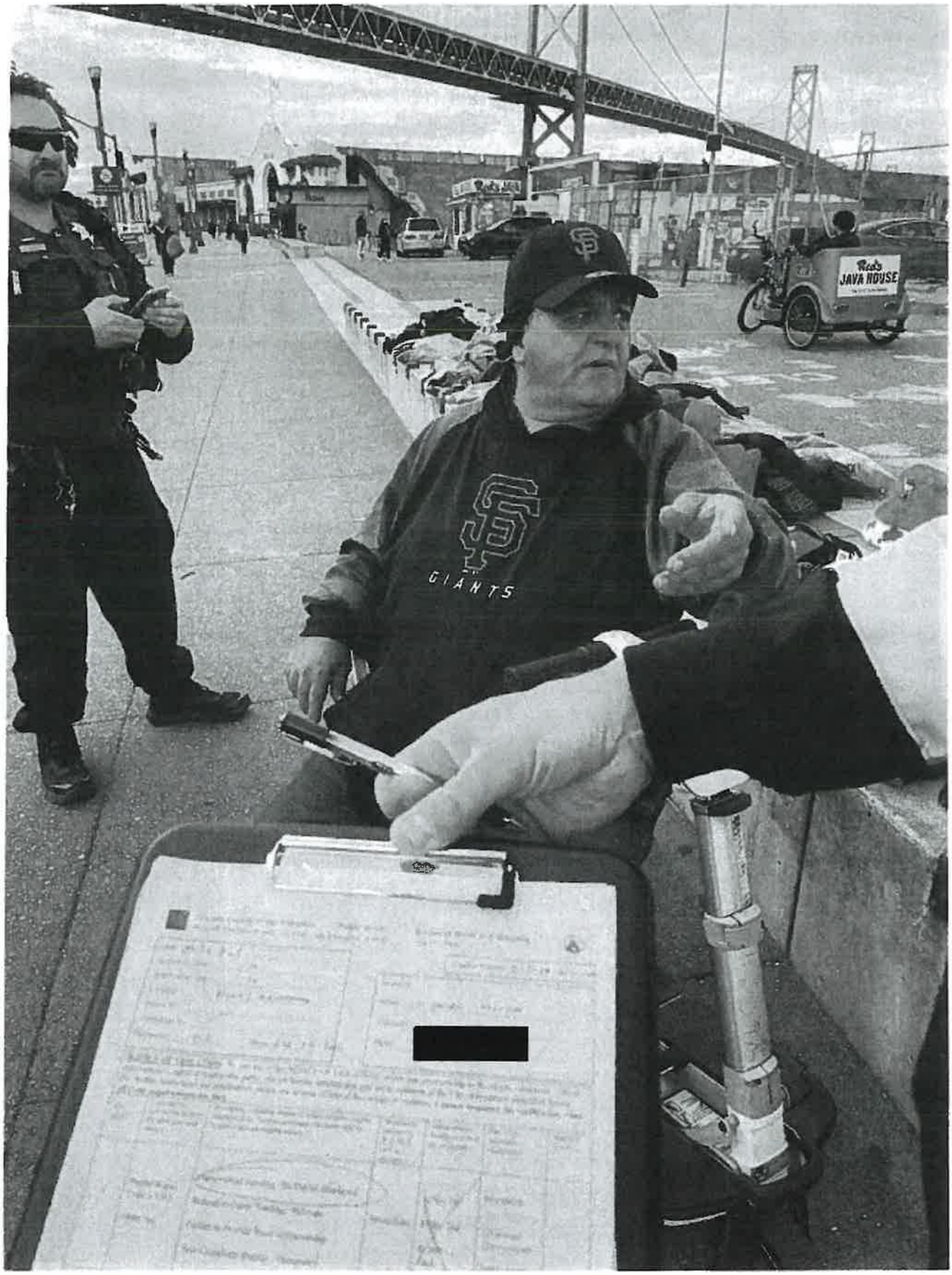
Issued and served by: (Print Name) 063

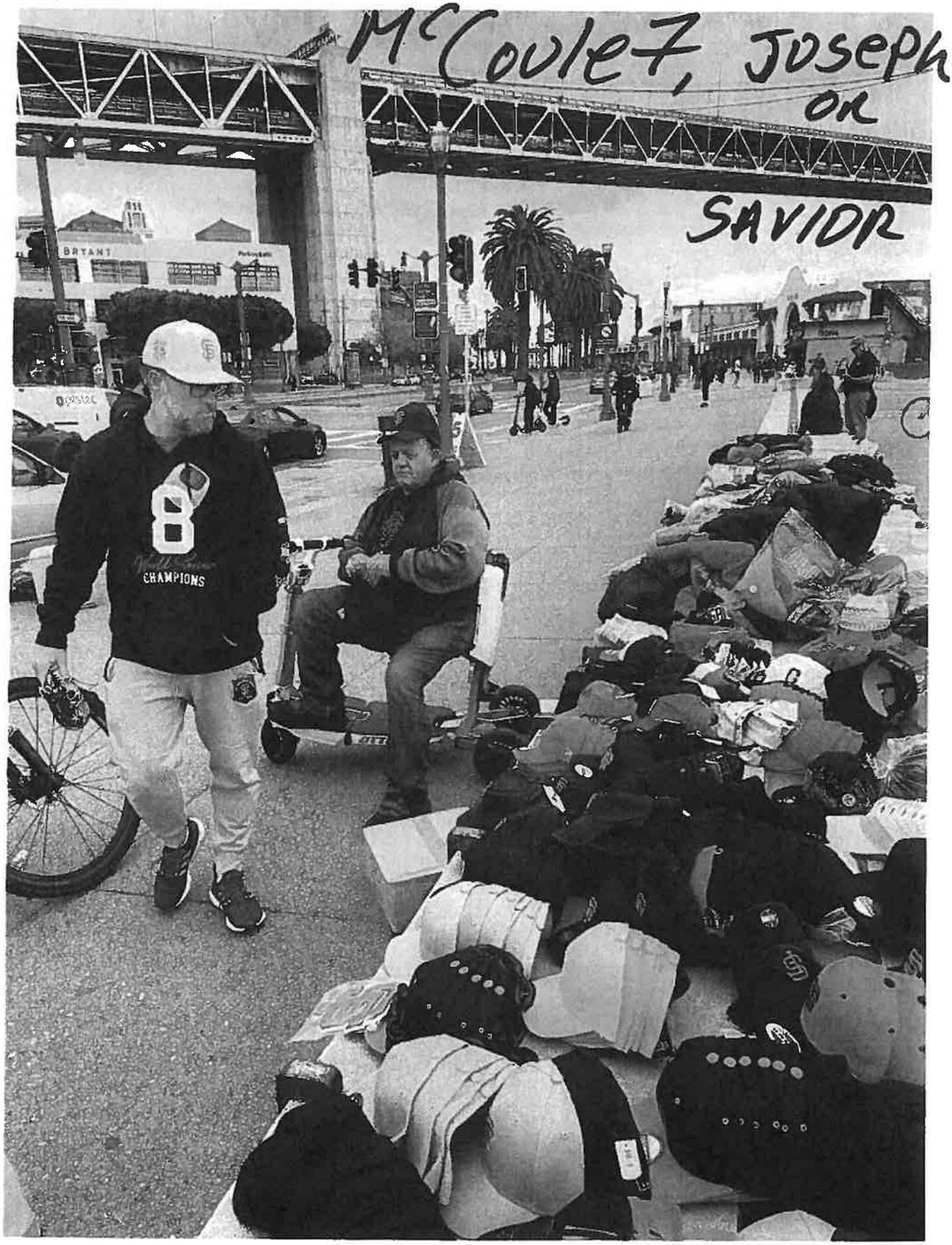
(Signature) Department: DPW - SUE Phone # 628-271-2000

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $ ___ PER DAY PER INCIDENT IS HEREBY IMPOSED. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Initials: ___ Date: ___

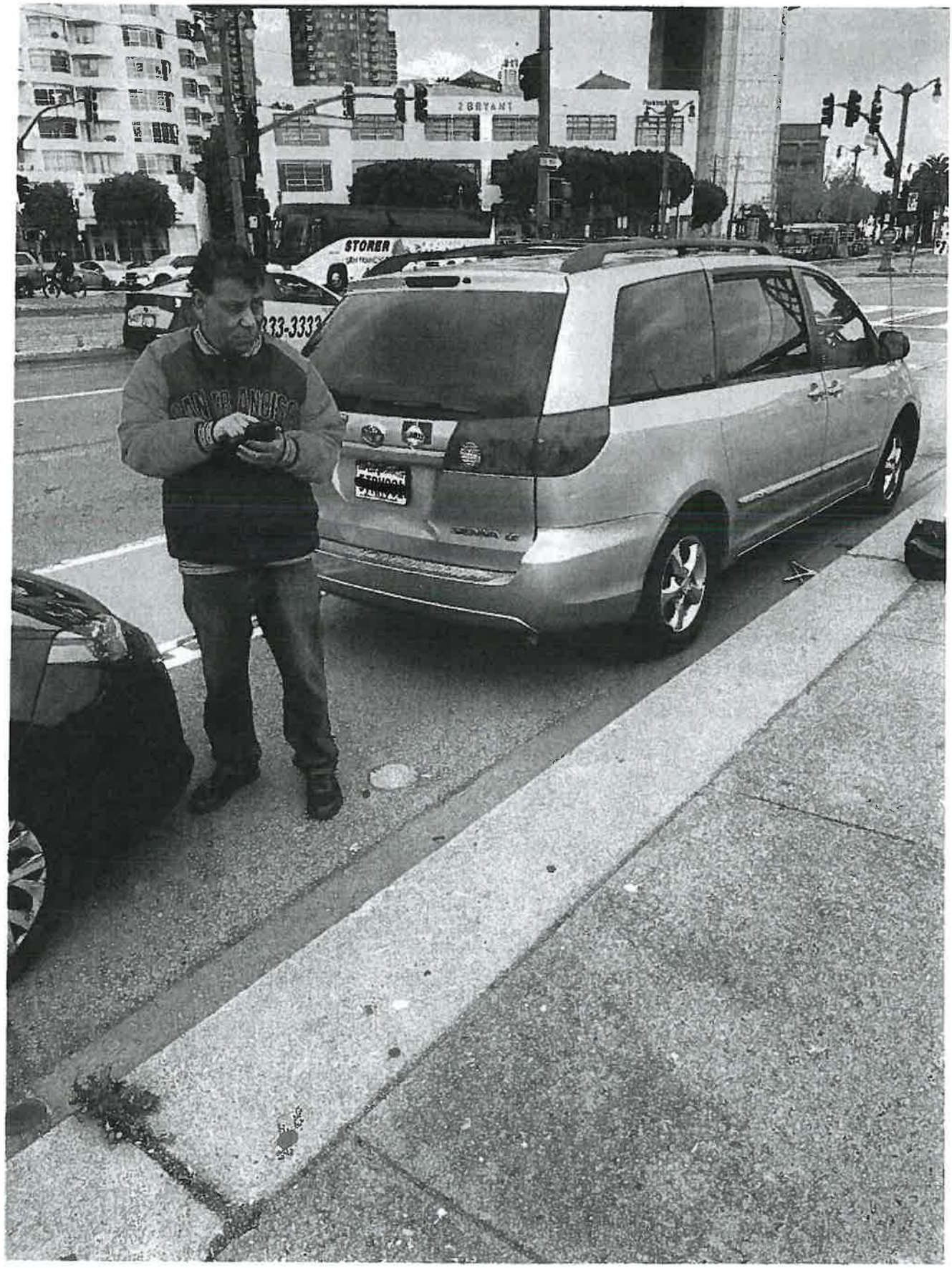
Apr 24, 2024 at 1:34:07 PM
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GIANTS
JAVA HOUSE


McCoulef, Joseph
OR
SAVIOR
BRYANT
CHAMPIONS






STORER

Mobile Vending Program Operation

Operation Recap / After Action Notes

Sunday May 19th, 2024

Narrative:

On today's date, Sunday May 19th, 2024, I was working under the direction of the Port Security Director. Together we were assigned to address the unpermitted vending that takes place along the Embarcadero and at Oracle Park on Giants Game days. The weather was clear, and it was about 64 degrees.

Today's operation was led by DPH, SFFD, and DPW and they were supported by SFPD, and Port Personnel; refer to the assignment page for additional information.

1), At about 1115hrs we drove in a caravan to Alcatraz Landing. As we were parking and exiting our vehicles, we observed 10-12 Hispanic Females and/or Males manning hot dog carts. Upon seeing us they all ran in different directions while pushing their carts. I did recognize one the Hispanic males as [redacted] who I have interacted with in the past. No action was taken.

2), At about 1120hrs at pier 35, we observed a Hispanic woman later identified as [redacted] standing behind tables that displayed sunglasses. Ms. Barreto was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-005.She was directed to pack up the wares and leave the area.

3). At about 1125hrs at pier 35, we observed a Hispanic man later identified as [redacted] standing behind tables that displayed hats, sunglasses, ponchos, and baby clothes. Mr. Matan was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-004. He was directed to pack up the wares and leave the area.

4). At about 1140hrs at Pier 45 we observed a Hispanic male later identified as [redacted] standing behind tables that contained ponchos and jewelry. Mr. Males was issued a citation for Unpermitted Vending by DPW Personnel. Citation Number #51924-001-006 and was directed to pack up the wares and leave the area.

5). At about 1220hrs on 3rd street just south of the Lefty O'Doul Bridge we observed a Hispanic male later identified as [redacted] standing behind tables that displayed shirts and sweatshirts. Mr. Jollos was issued written warning Number #51924-001-007 for Unpermitted Vending by DPW Personnel and was directed to pack up the wares and leave the area.

6) In the same location as above, we observed a Hispanic female later identified as [redacted] standing behind tables that displayed hats, jackets shirts and sweatshirts. Ms. [redacted] was issued Citation Number #51924-001-008 for Unpermitted Vending by DPW Personnel. and was directed to pack up the wares and leave the area.

7) At 1230hrs we made contact with [redacted] who had set up 4 tables that contained shirts, jackets and hats. No action was taken.

8). At 1245hrs near Lefty O'Doul Bridge Plaza we observed a African American male later identified as [redacted] standing behind a table that displayed baseball hats and bucket hats. Mr. Okapodu was issued written warning Number #51924-001-009 for Unpermitted Vending by DPW Personnel and was directed to pack up the wares and leave the area.

9), At 1249hrs on King St near 3rd St. we observed a African American male later identified as [redacted] standing behind a table that displayed baseball hats and bucket hats. Mr. Diallo was issued a written warning Number #51924-001-010 for Unpermitted Vending by DPW Personnel and was directed to pack up the wares and leave the area.

10) At 1254hrs on King St near 3rd St. we observed a African American male later identified as [redacted] sitting behind a table that had merchandise for sale. Mr. Nash was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-011. He was directed to pack up the wares and leave the area.

11) At 1250hrs in front of Willie Mays Plaza we observed a Hispanic male later identified as [redacted] standing behind a hot dog cart frying up hot dogs and vegetables. DPH Personnel contacted Mr. [redacted] to determine if he had a permit and if the food was safe for consumption. DPH Inspectors inspected the food and found it to be in violation of the Health Codes. The food was impounded and later disposed of. The cart was impounded and later taken to the DPW Storage Facility. Mr. [redacted] walked away before he was given his copy of the DPH paperwork from DPH and the SFFD Citation. He was Cited for Permit Required Section 105.1.1 of the Fire Code by SFFD Personnel.

12) At about 1300hrs on King St. at 2nd St we observed an African American male later identified as [redacted] standing behind 2 tables that contained hats. Mr. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-0012 and was directed to pack up the wares and leave the area.

13) At 1315hrs on the Embarcadero near Pier 38 we observed a Hispanic male later identified as [redacted] aka "49er Frank" [redacted] standing behind 5 tables that contained hats sweatshirts, hats and jerseys. Mr Perez was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-013 and was directed to pack up the wares and leave the area.

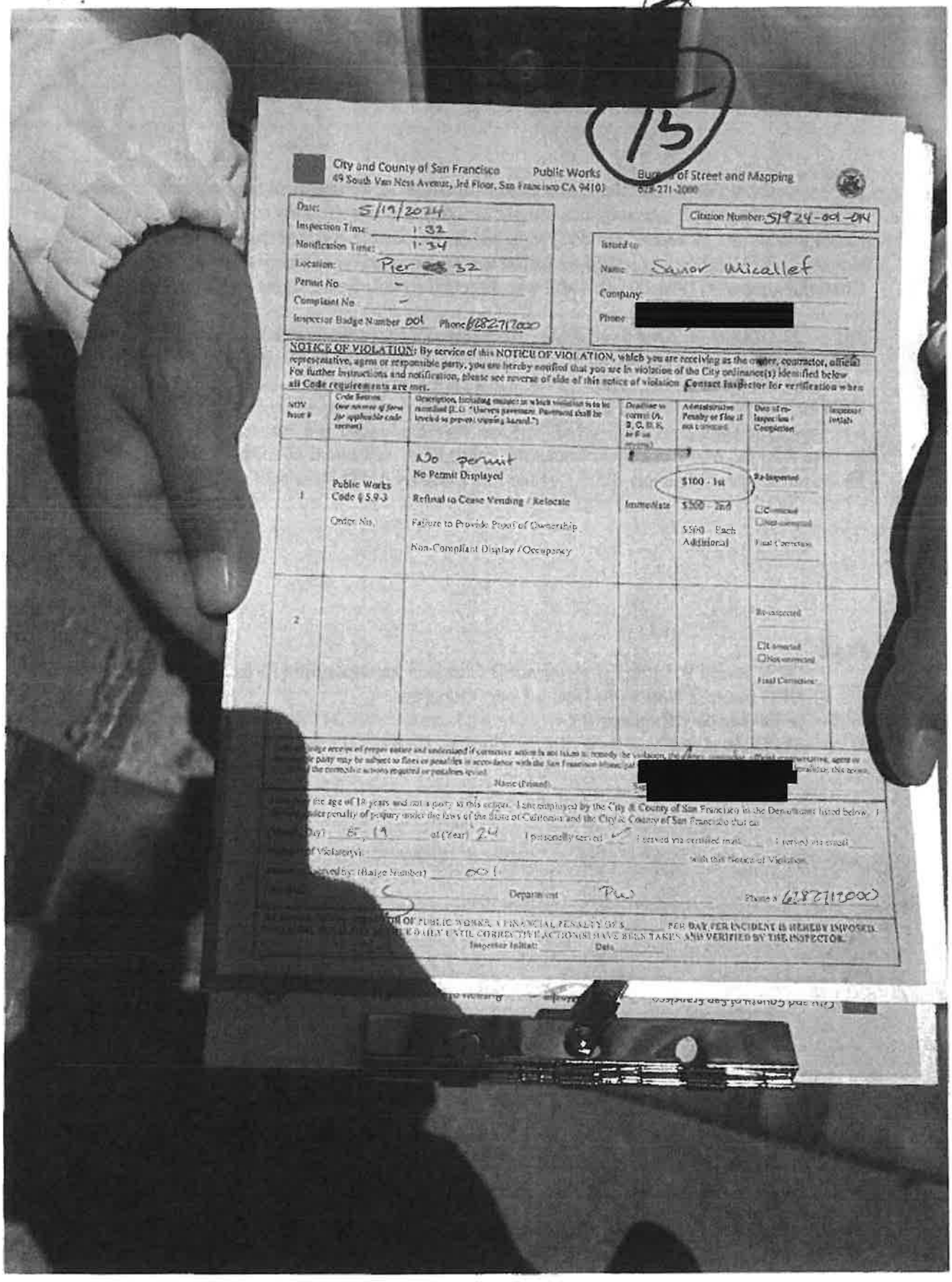
14) At 1320hrs on the Embarcadero near Pier 38 we observed a white male later identified as [redacted] standing behind 3 tables that contained hats, shirts, and jerseys. Mr [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-013 and was directed to pack up the wares and leave the area. His white Chevrolet AstroVan [redacted] was cited for parking on the sidewalk by SFPD Officers.

15) At about 1330hrs on the Embarcadero near Pier 32 we observed Savior Micallef who is known to us from past interactions sitting in his mobile cart next to his merchandise of hats, shirts, jerseys and jackets which was displayed on the cement couches that are installed along the sidewalk. Mr Micallef was issued a citation for Unpermitted Vending by DPW Personnel. Citation Number #51924-001-014 and was directed to pack up the wares and leave the area.

16) At 1350hrs on King St at 2nd St. we observed a Hispanic female later identified as [redacted] standing behind a hot dog cart frying up hot dogs and vegetables. DPH Personnel contacted Ms. [redacted] to determine if she had a permit and if the food was safe for consumption. DPH Inspectors inspected the food and found it to be in violation of the Health Codes. The food was impounded and later disposed of. The cart was impounded and later taken to the DPW Storage Facility. Ms. [redacted] was issued the appropriate paperwork by DPH and issued a Citation for Permit Required Section 105.1.1 of the Fire Code by SFFD Personnel.

Recap:

DPW Issued 9 Admonishments and 3 Citations for unpermitted Vending.
DPH Issued 2 Notices of Health Code Violations
SFFD Issued 2 Citations for
SFPD Cited one Van for a parking violation Ca 82127J3 White Chevy Van



13

City and County of San Francisco — Public Works — Bureau of Street and Mapping
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103 — 628-271-2000

Date: 5/19/2024
Inspection Time: 1:32
Notification Time: 1:34
Location: Pier 32
Permit No: -
Complaint No: -
Inspector Badge Number 001 Phone 6282712000

Citation Number: 51924-001-014

Issued to:
Name: Sanar Micallef
Company:
Phone: [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse of side of this notice of violation. Contact Inspector for verification when all Code requirements are met.

NOV Item #	Code Section (see reverse of form for applicable code section)	Description, including manner in which violation is to be remedied (E.G. "Uncover pavement. Pavement shall be leveled so property drains properly.")	Deadline to correct (A, B, C, D, E, or F as applicable)	Administrative Penalty or Fine if not corrected	Date of re-Inspection / Completion	Inspector Initials
1	Public Works Code § 5.9-3 Order No.	No permit No Permit Displayed Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy	Immediate	$100 - 1st $500 - 2nd $500 Each Additional	Re-Inspected Corrected Not corrected Final Correction	
2					Re-inspected Corrected Not corrected Final Correction	

I acknowledge receipt of (proper notice and understand if corrective action is not taken to remedy the violation, the City may pursue civil or criminal prosecution, against me or the party may be subject to fines or penalties in accordance with the San Francisco Municipal Code. I understand that failure to correct this violation may result in the corrective actions required or penalties levied.

Name (Printed): [redacted] Signature:

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco in the Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on

(Day) 15, 19 at (Year) 24 I personally served ✓ I served via certified mail ___ I served via email ___

a copy of Violation(s): ___ with this Notice of Violation.

Served by: (Badge Number) 001

Department: Pub Phone # 6282712000

FAILURE OF PUBLIC WORKS A FINANCIAL PENALTY OF $ ___ PER DAY, PER INCIDENT IS HEREBY IMPOSED DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Initial: Date:


MICALLEF, SAVIOR



PORT OF SAN FRANCISCO

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Thursday, August 15, 2024

Narrative:

On today's date, Thursday, August 15, 2024, I was working with Port personnel along with members from the SFPD, SFFD, SFDPH and SFDPW, as listed on the attached sign-in sheet. The skies were partly cloudy, and it was 57 degrees at 0900hrs with an expected high of 68 degrees.

Our focus today was to address the many unpermitted vendors along the Embarcadero and the unlicensed vendors selling goods, food stuffs, and alcohol around Oracle Park. The SF Giants were playing the Atlanta Braves, and the game start time is scheduled for 1245hrs.

1. At approximately 1030hrs, we responded to the Little Embarcadero. Upon arrival, we saw three regular vendors who are known to us. All three were advised of the new procedures and vendor locations specific to spaces B1, B2 and B3. All three acknowledged us and agreed with the new rules and locations. ([redacted] and the third person, H/F, Unk.) No Pictures taken -

2. At 1100hrs, we were on the Embarcadero, near Brannan Street, where we saw two vendors. One H/M was selling a variety of clothing, and the W/M was selling sunglasses. Since both were in marked vending spaces, and they both had permits, they were allowed to remain in those locations. No further action taken -

3. At approximately 1110hrs, we were on the Embarcadero, near Pier 32, where we saw Savior McCallef and an unk. H/M. Mr. Mcalleff had his green Toyota Sienna vehicle, [redacted] parked on the sidewalk: Cited for 22500F CVC, Cite #PD38924093. The men had approximately 60' of the promenade covered with a variety of articles of clothing and hats. When asked for his permit, Mr. McCallef did not produce one. Since Mr. McCallef was in violation of 5.9.3 of the Public Works Code, DPW completed the paperwork, Case #081524-001, issued it to Mr. McCallef and instructed him to pack up and leave the area.

4. Next to Mr. McCallef was [redacted]. On August 7, 2024, I received a report of a "Bullying" incident involving Ms. [redacted] so I stopped by to talk with her. Ms. [redacted] denied all wrongdoing, stating that she was the victim. Ms. [redacted] told me that because of setting up early on Giant's game days, other vendors try to force her out of the area. Ms. [redacted] said she did not leave the area and that was the end of the incident. No suspect information given, and no additional action taken.

5. At approximately 1130hrs, as we approached the Ferry Building, we saw an unk. male in front of it, selling sunglasses. This individual has a vending booth trailer on wheels, attached to a bicycle or scooter. We have seen him at this location on numerous occasions and he has been advised in the past.

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Thursday, August 15, 2024

Narrative Continued:

As soon as we exited our vehicles, he jumped on his bike/scooter and took off S/B on the Embarcadero. We did not give chase, and no further action was taken at that time. At 1730hrs, DPW saw that Mr. [redacted] had returned to Pier 1. Since Mr. Tan does not have a valid seller's permit, DPW issued him a 5.9.3 PW Code violation. Mr. Tan then left the area.

6. At 1135hrs, we responded to Alcatraz Landing, Pier 33. Upon arrival, we saw the red San Francisco Deluxe Hop On, Hop Off Sightseeing Tours bus parked in a restricted zone. SFPD issued the bus citation #PD38924104, for TRC7.2.42, Parking Restrictions.

7. At 1135hrs, we saw [redacted], who was also at Pier 33. Mr. [redacted] had multiple tables set up along with clothing racks occupying approximately 20 Linear feet of the promenade displaying and selling numerous articles of clothing and hats. Since Mr. [redacted] did not have a seller's permit, DPW completed the paperwork for his 5.9.3 PW Code violation. Mr. [redacted] was issued his copy and I provided him with a brochure, in Spanish, on how to obtain a Sellers Permit. Mr. [redacted] was advised to take down his display and leave the area; he complied.

8. To the north of [redacted], closer to Pier 35, was [redacted]. Ms. [redacted] had the skeleton of a canopy, w/o its cover set up. Under and around it were numerous tables, and clothing racks, which occupied approximately 24 Linear feet of the promenade. Since Ms. [redacted] did not have a seller's permit, DPW completed the paperwork for her 5.9.3 PW Code violation. Ms. [redacted] was issued her copy was advised to take down her display and leave the area; she complied.

9. At 1200hrs, we were back at the Little Embarcadero where we saw Mr. [redacted] Mr. [redacted] who is a regular Caricature Artist in the area, was advised of the new procedures and vendor locations specific to spaces B1, B2 and B3. Since Mr. [redacted] obtained a Seller's Permit and he now falls under the Art's Commission and is governed by a different set of rules.

10. At 1240 hrs, we were walking north on the Embarcadero when we saw a H/M and H/F at Pier 38. The couple were standing behind a black table and on the table were several cups filled with diced fruit. Upon seeing us, the couple abandoned the table, grabbed their wagon and fled north on the Embarcadero and did not return. Since the table and fruit cups were abandoned, DPW disposed of the items. No Pictures –

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Thursday, August 15, 2024

Narrative Continued:

11. At approximately 1250hrs, there was a W/M, directly across from the Oracle Park/Giants Ticket Office. The W/M had 2 long tables set up, and he was selling a variety of SF Giants baseball hats. Since we have never seen this individual before, DPW verbally advised him then instructed him to pack up and leave the area. The W/M became very agitated, verbally abusive but subsequently left the area w/o further incident.

12. At approximately 1300hrs, we approached the O'Doul Gate at Oracle Park. We saw a B/M wearing an orange SF hat, orange & black SF Giants shirt and he had a large black plastic chain with an SF pendant on it. The B/M was alerted to our presence and quickly packed up the items he was selling, and we saw him loading the last box of goods into his blue wagon. The wagon already contained two folding tables and a white bag. The B/M was advised as per 5.9.3 PW Code and sent on his way.

13. At 1310hrs, as we entered China Basin Park, we saw a H/m and H/F with a wagon. In the wagon were 2 "Hot Boxes" which contained Empanadas. The wagon also contained 2 different sauces and paper napkins. Since the couple did not have permits to sell their food items, SFDPH issued [redacted] a citation for the violation. The food items were deemed unsafe for human consumption, so DPW disposed of it all. The couple were allowed to retain their wagon and non-food items, and they left the park.

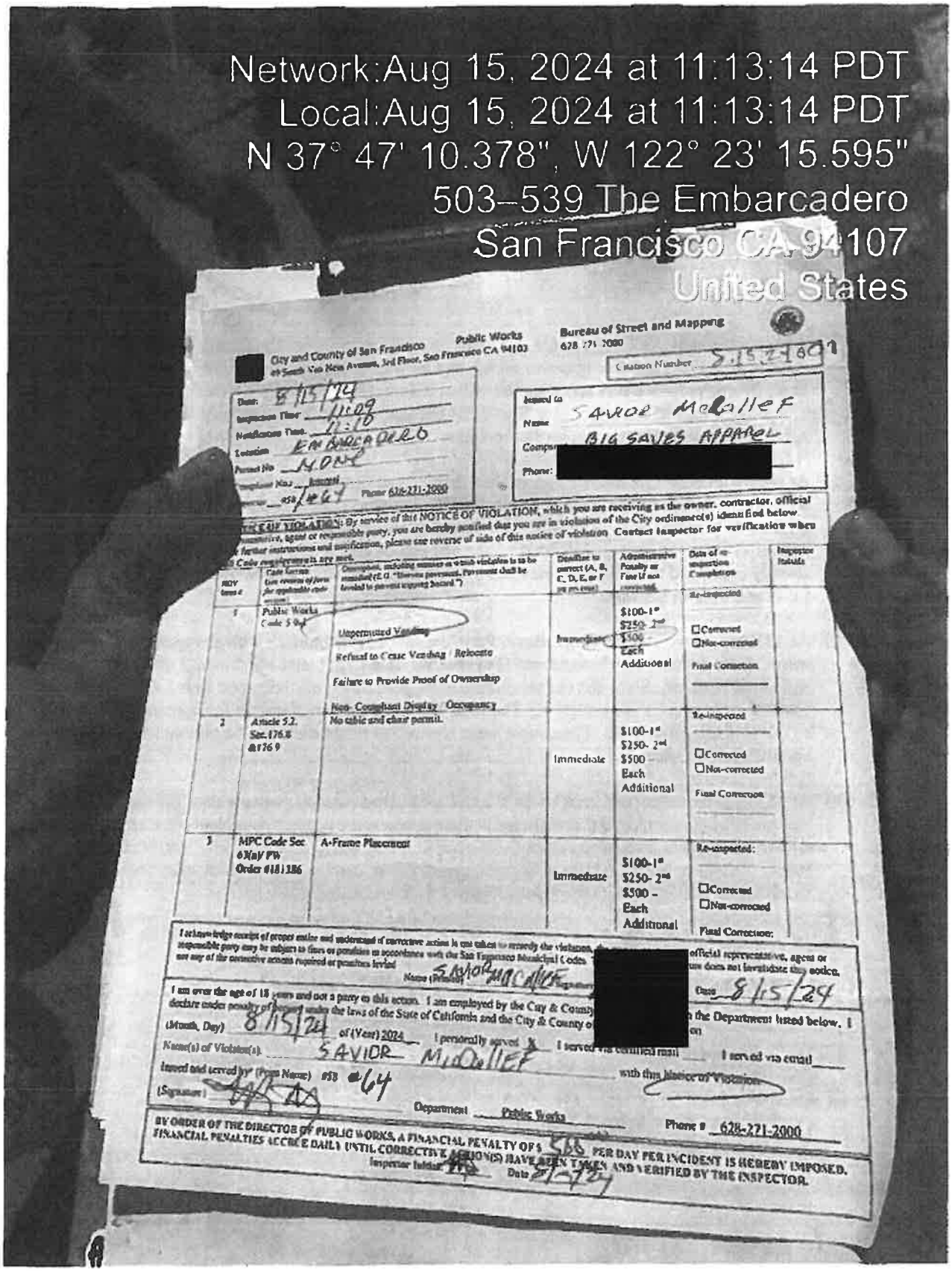
14. At 1335hrs, we responded back to the Pier 32 area. Upon arrival, we saw that Savior McCallef and his H/M counterpart did not condense their goods and or pack up and leave the area. We allowed them over 2 hours to comply. When asked why they did not comply. Mr. McCallef stated, "We have been too busy with customers." DPW then issued Mr. McCallef another violation for non-compliant display/occupancy as he exceeded 10' x 10'.

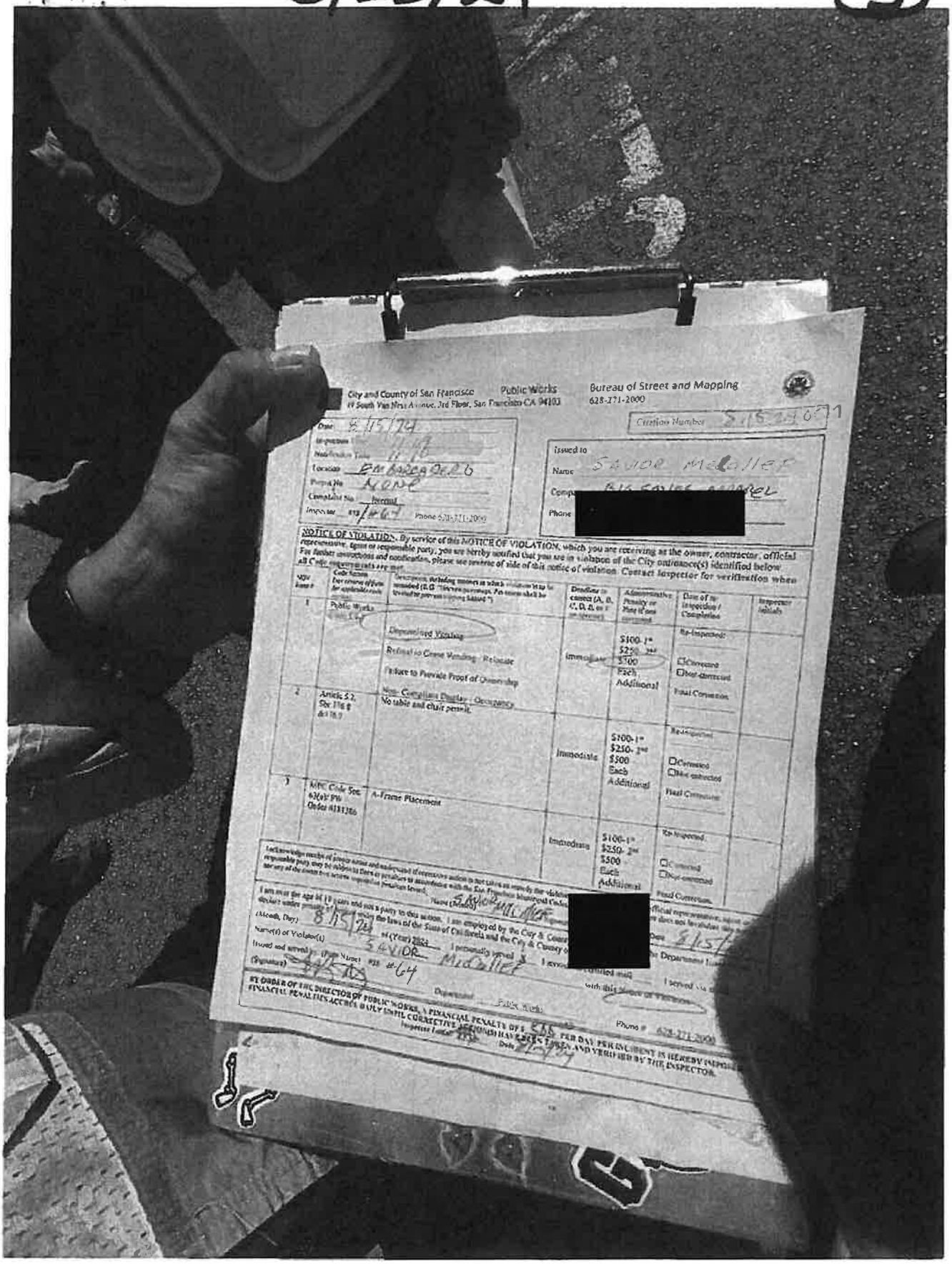
Port: 4-Verbally Advised (New Rules & Regs – Little Embarcadero)
1-ADV Vending W/O Seller's Permit

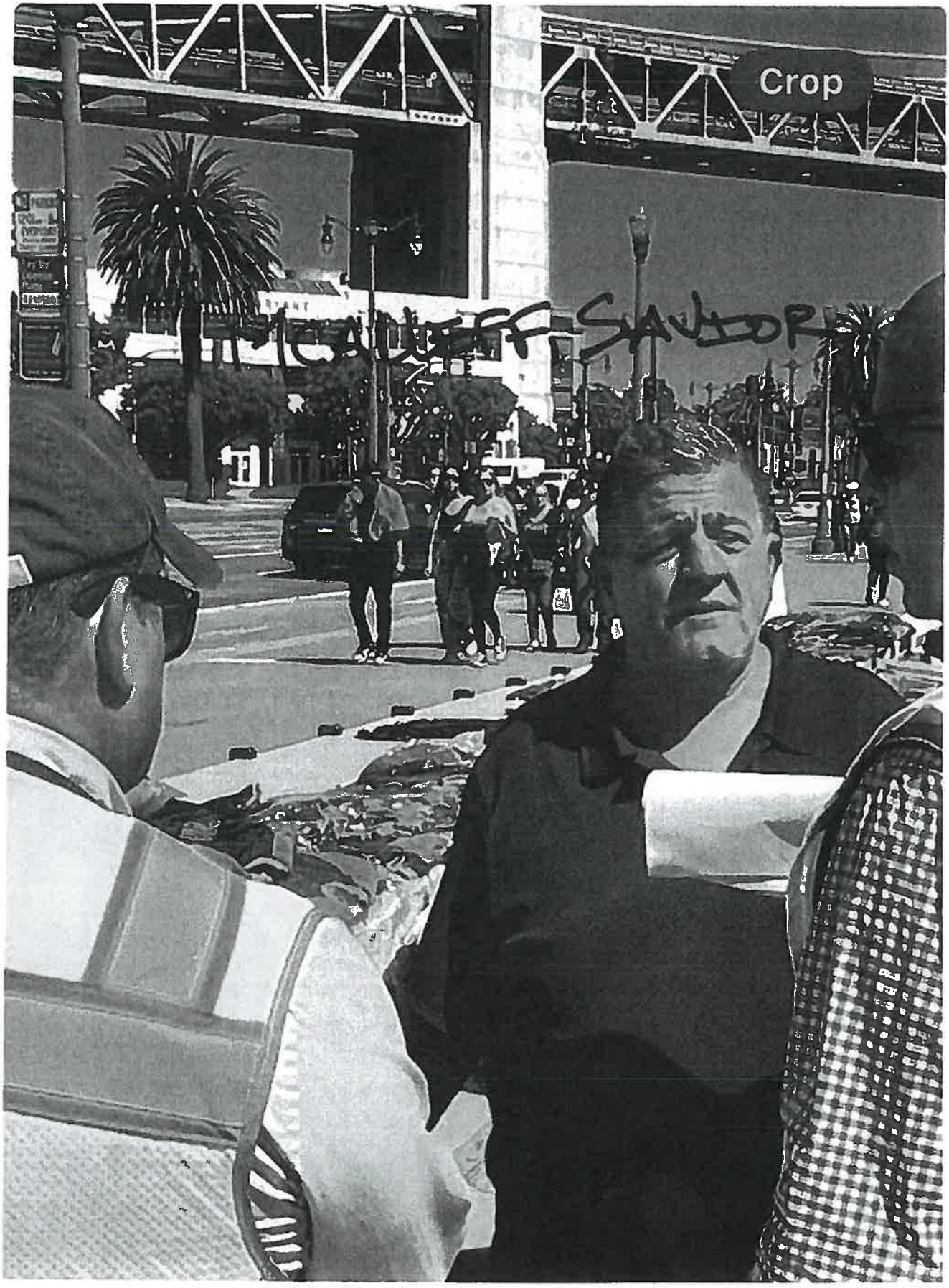
SFPD: 2- Parking Citations

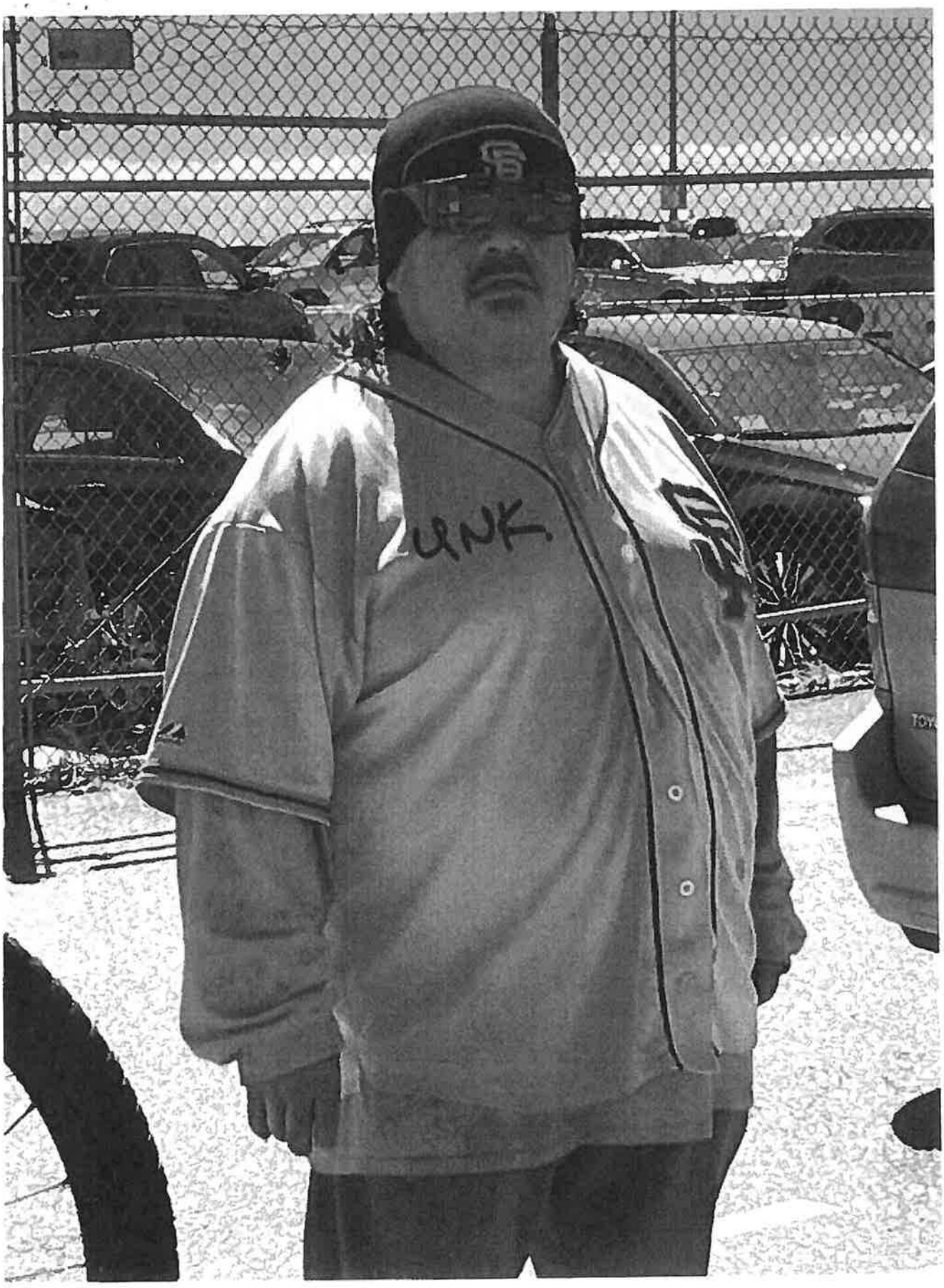
DPW: 5-Citations
1-Written Warning

DPH: 1-Food Codes Violations

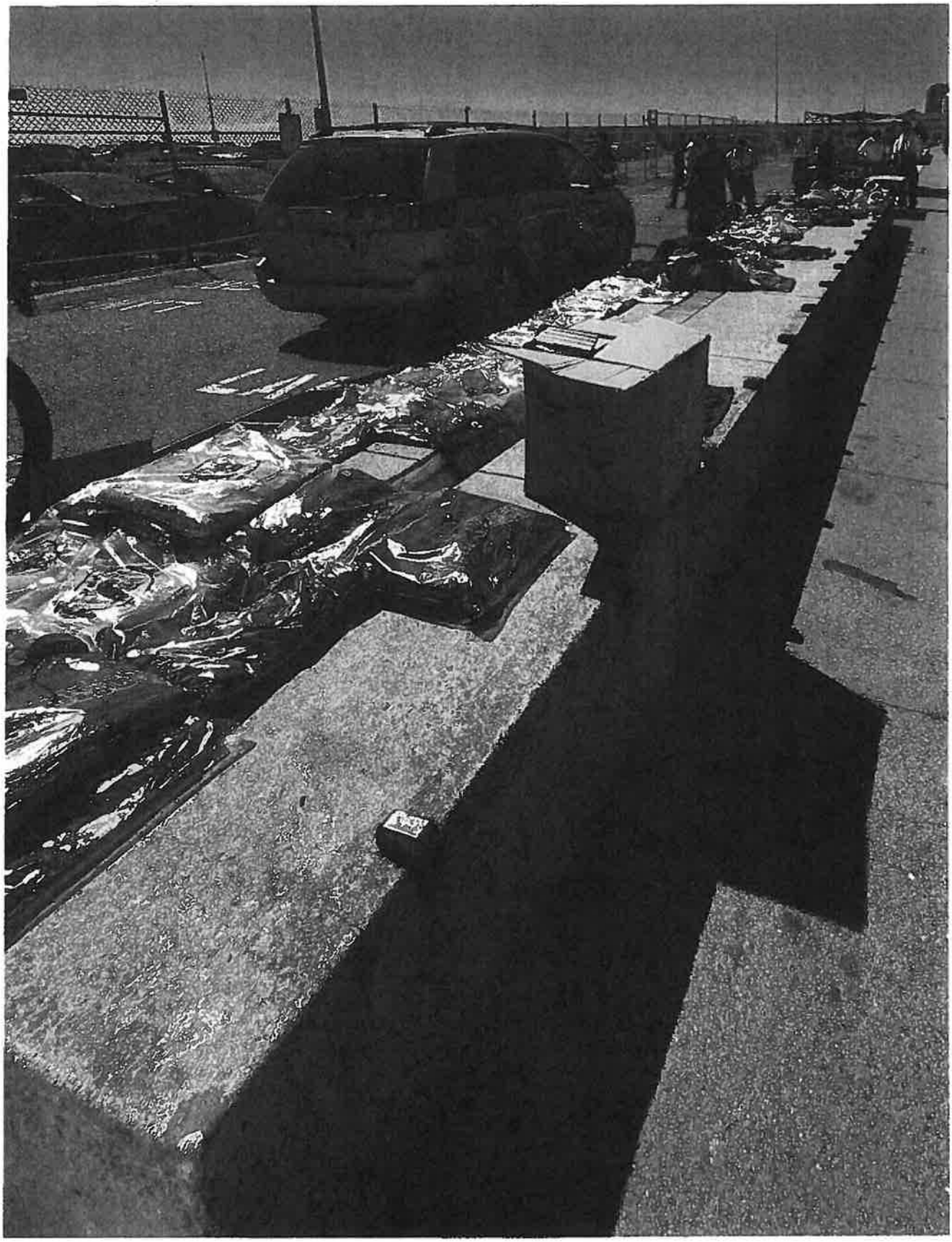

Network:Aug 15, 2024 at 11:13:14 PDT
Local:Aug 15, 2024 at 11:13:14 PDT
N 37° 47' 10.378", W 122° 23' 15.595"
503–539 The Embarcadero
San Francisco CA 94107
United States
City and County of San Francisco
Public Works
Bureau of Street and Mapping
Citation Number
Issued to
Name
BIG SAVES APPAREL
Phone:
Unpermitted Vending
Refusal to Cease Vending / Relocate
Failure to Provide Proof of Ownership
Non-Compliant Display Occupancy
Article 5.2. Sec. 176.8 &176.9
No table and chair permit.
MPC Code Sec 6.Nav.Pk Order #181186
A-Frame Placement
Immediate
$100-1st
$250- 2nd
$500 – Each Additional
Re-inspected
Corrected
Not-corrected
Final Correction
Department Public Works
Phone # 628-271-2000

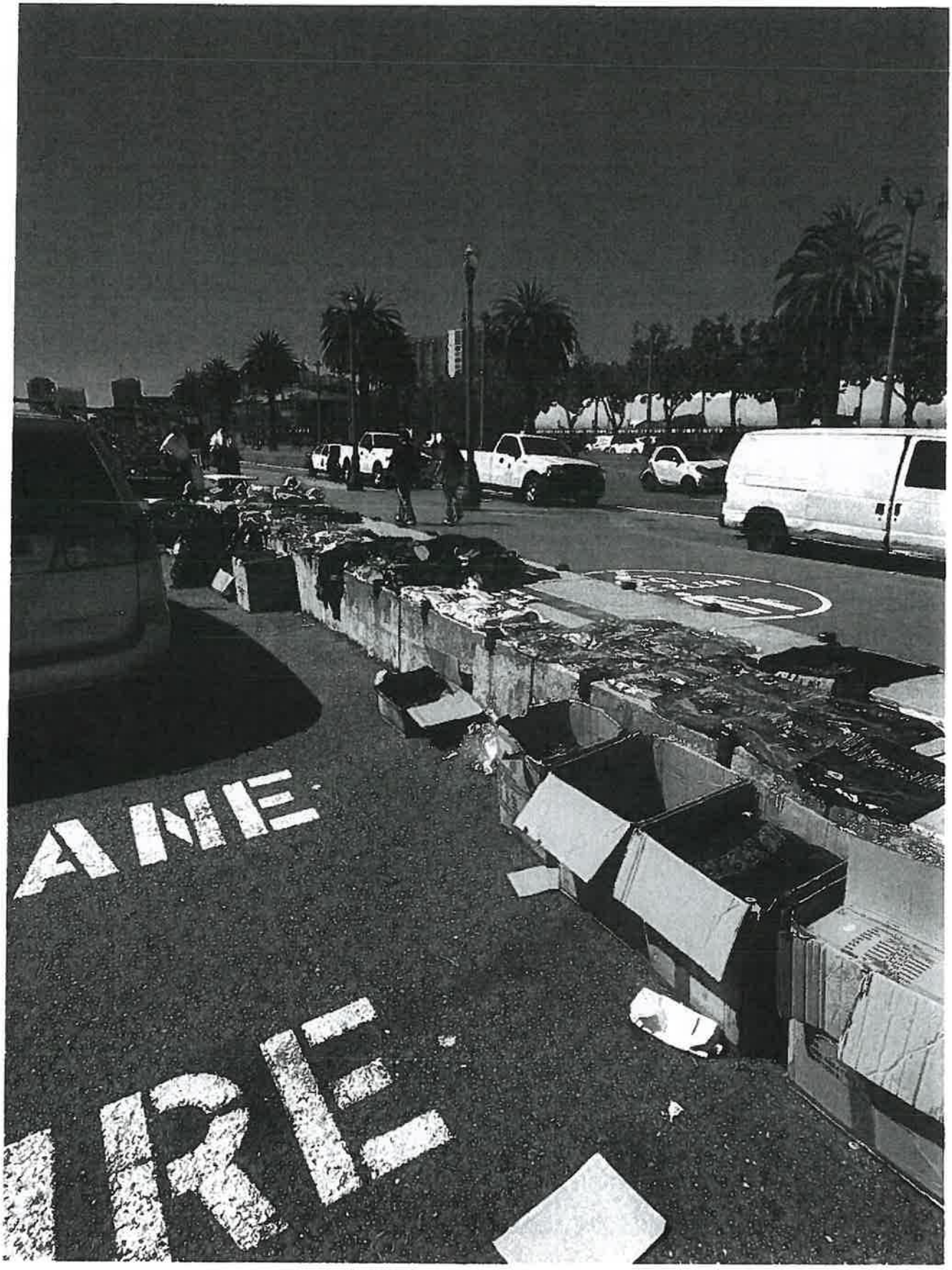

City and County of San Francisco
Public Works
Bureau of Street and Mapping
628-271-2000
NOTICE OF VIOLATION
Public Works Code
Department Violating
Refusal to Cease Vending - Relocate
Failure to Provide Proof of Ownership
Article 52, Sec 7.16.8
No table and chair permit.
MPC Code Sec
A-Frame Placement
Immediate
$100-1st
$250-2nd
$500
Each
Additional
Re-Inspected
Corrected
Not-corrected
Final Correction
Issued to
Name
Phone
Date
Location
Permit
Inspector
Phone 628-271-2000
Citation Number
Name(s) of Violator(s)
Issued and served
(Signature)
Department
Public Works
Phone #
BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $
PER DAY PER INCIDENT IS HEREBY IMPOSED
FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION HAS BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

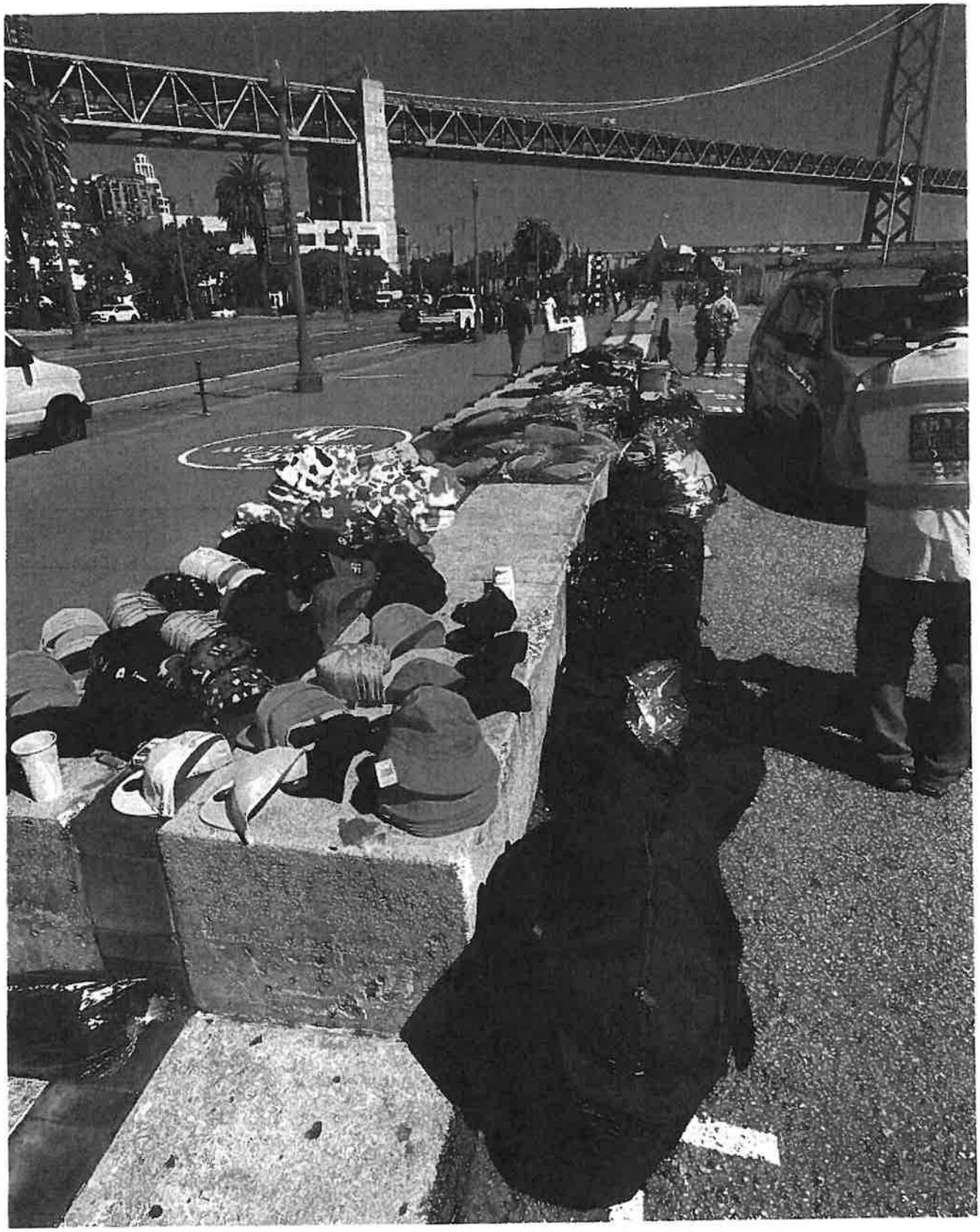

Crop

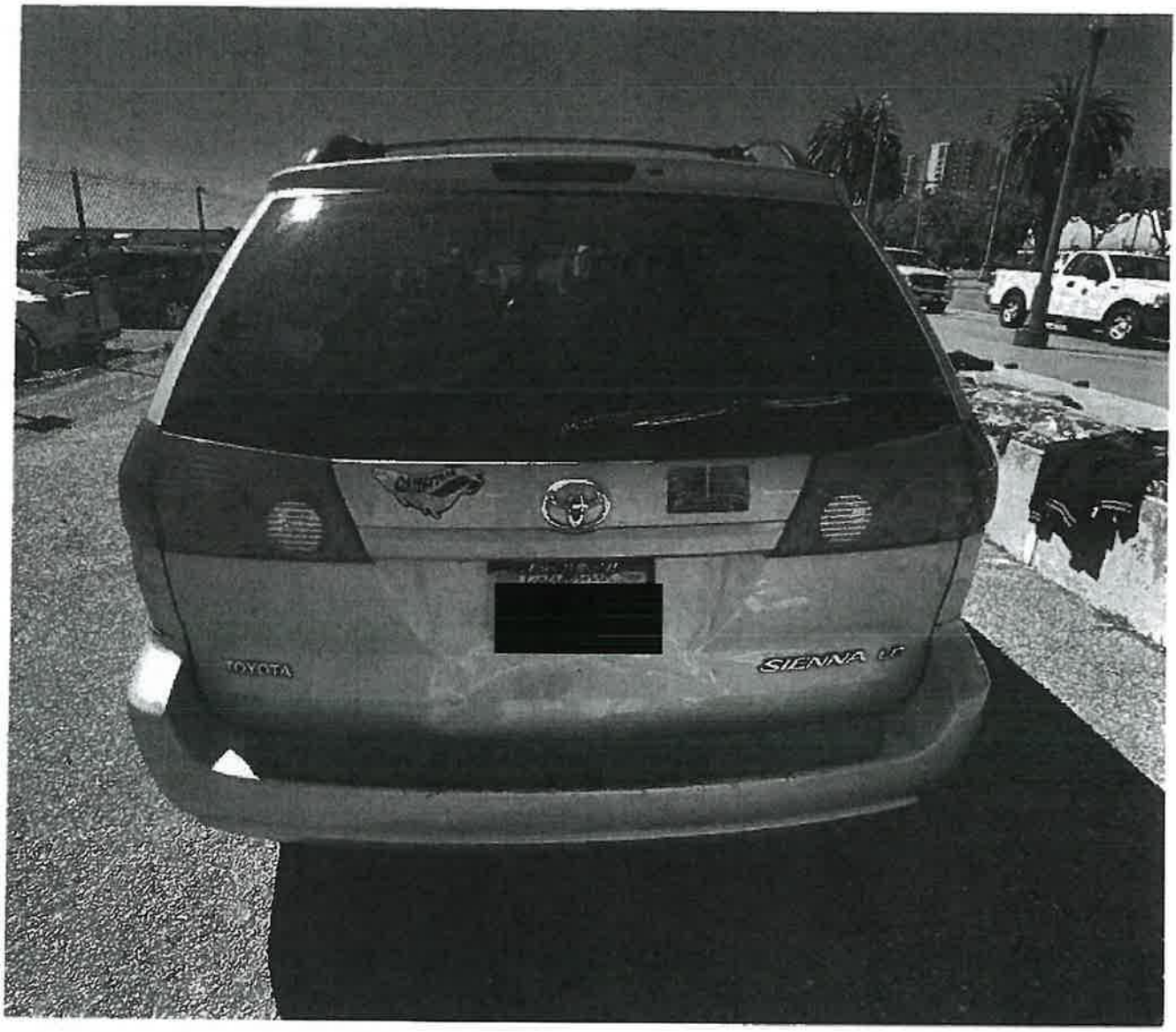



TRI

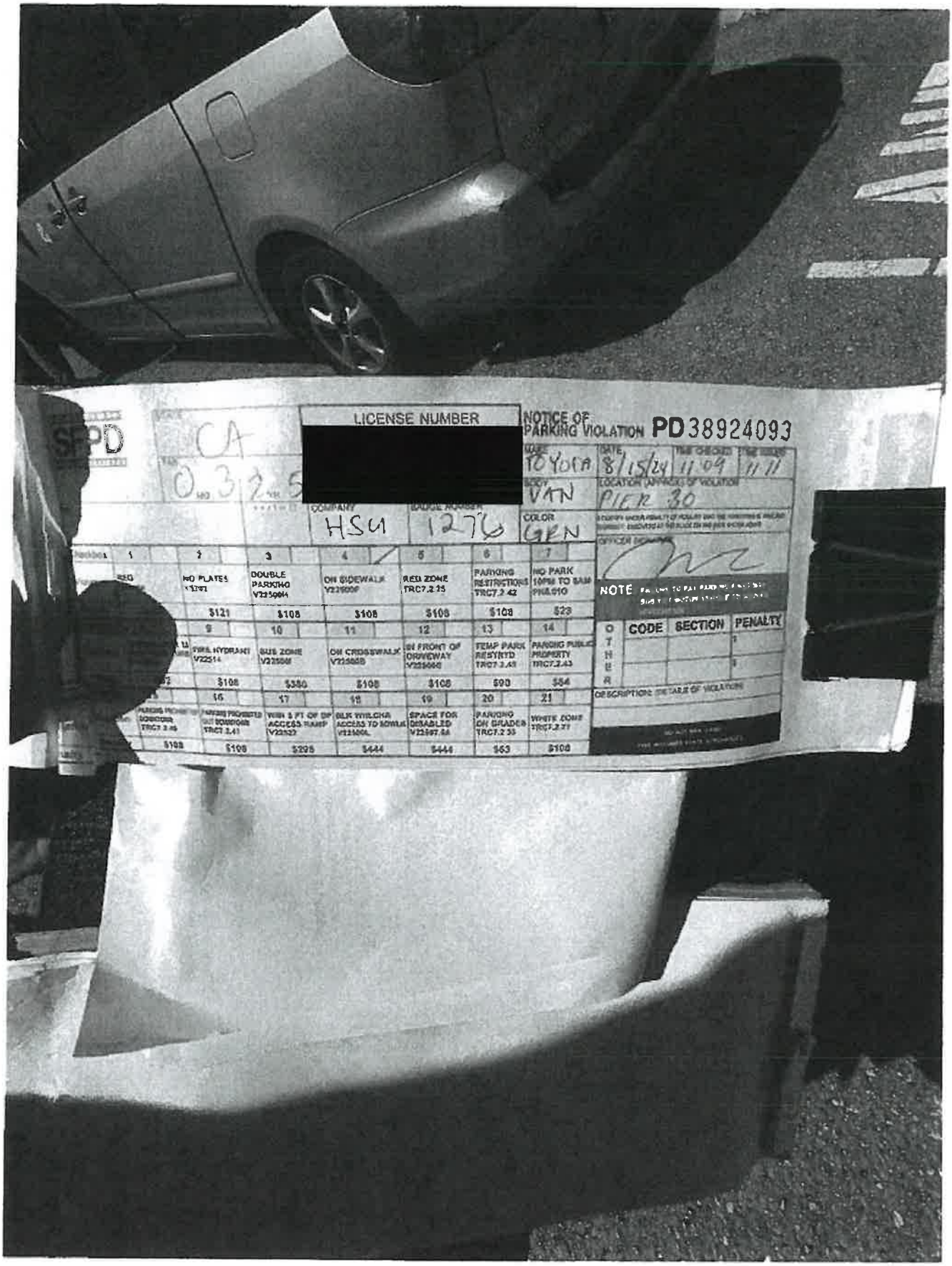



ANE
IRE




TOYOTA
SIENNA

EXPIRES
WEBB


SFPD
CA
LICENSE NUMBER
[redacted]
NOTICE OF PARKING VIOLATION PD38924093
TOYOTA
8/15/24
11:09
11 11
VAN
PIER 30
HSU
1276
GRN
NOTE
CODE
SECTION
PENALTY
OTHER
DESCRIPTION / DETAILS OF VIOLATION
1 REG
2 NO PLATES V3801 $121
3 DOUBLE PARKING V22500H $108
4 ON SIDEWALK V22500F $108
5 RED ZONE TRC7.2.15 $108
6 PARKING RESTRICTIONS TRC7.2.42 $108
7 NO PARK 10PM TO 6AM PW8.910 $23
8
9 FIRE HYDRANT V22514 $108
10 BUS ZONE V22500E $350
11 ON CROSSWALK V22500B $108
12 IN FRONT OF DRIVEWAY V22500C $108
13 TEMP PARK RESVTD TRC7.2.45 $93
14 PARKING PUBLIC PROPERTY TRC7.2.43 $84
15
16
17
18
19
20 PARKING ON GRADES TRC7.2.33 $63
21 WHITE ZONE TRC7.2.31 $108
$108
$108
$295
$444
$444

Mobile Vending Program Operation

Operation Recap / After Action Notes

Saturday March 8th, 2025

Narrative:

On Saturday, March 8th, 2025, Port Vendor Coordinator #2 and I participated in a coordinated operation under the direction of the Port Security Director to address unpermitted vending along the Embarcadero. The weather was clear, with temperatures around 55°F. This operation was a joint effort involving the Department of Public Health (DPH), the Department of Public Works (DPW), the San Francisco Police Department (SFPD), the San Francisco Fire Department (SFFD), and Port personnel. Additional details are available on the assignment page.

At approximately 1200 hours, we met with personnel from DPW, DPH, SFFD, and SFPD in the parking lot on the southwest corner of Bryant Street and the Embarcadero. After receiving briefings, we proceeded to the sidewalk in front of Pier 32, where we observed Savior Micallef. He had parked a green Toyota minivan ([redacted] on the sidewalk in violation of 22500F CVC. Micallef was seated outside the van in his mobile electric cart and had set up six tables, occupying approximately 28 linear feet of sidewalk space—taking up more than the two permitted vending locations. The tables displayed various items for sale, including Giants hats, jerseys, shirts, sweatshirts, campaign buttons, metal signs, and necklaces. Behind the tables, he had erected a skeleton frame for an awning, which was missing its covering, and used it to hang additional items, such as kids' Giants clothing, jerseys, and shirts. Micallef explained that he had applied for a permit from DPW and had submitted his application two days earlier, providing proof of submission. As a result, he was issued citation #030825-05-01 for violating Article 5.9, "Exceeding Permissible Use." In addition, SFPD Officer issued Citation #PD38924174 to the van for parking on the sidewalk in violation of 22500F CVC. Micallef was ordered to consolidate his merchandise into one permitted location.

At 1237 hours, we observed a white male adult, later identified as [redacted], standing on the sidewalk near the Ferry Building. He had set up two tables and a cardboard box displaying sunglasses for sale in an unpermitted location. [redacted] showed us his permit, number 24VDR-00067. DPW inspectors issued citation #030825-05-02 for violating Article 5.9, "Not at a designated vending location," and instructed him to pack up his merchandise and relocate to a permitted area.

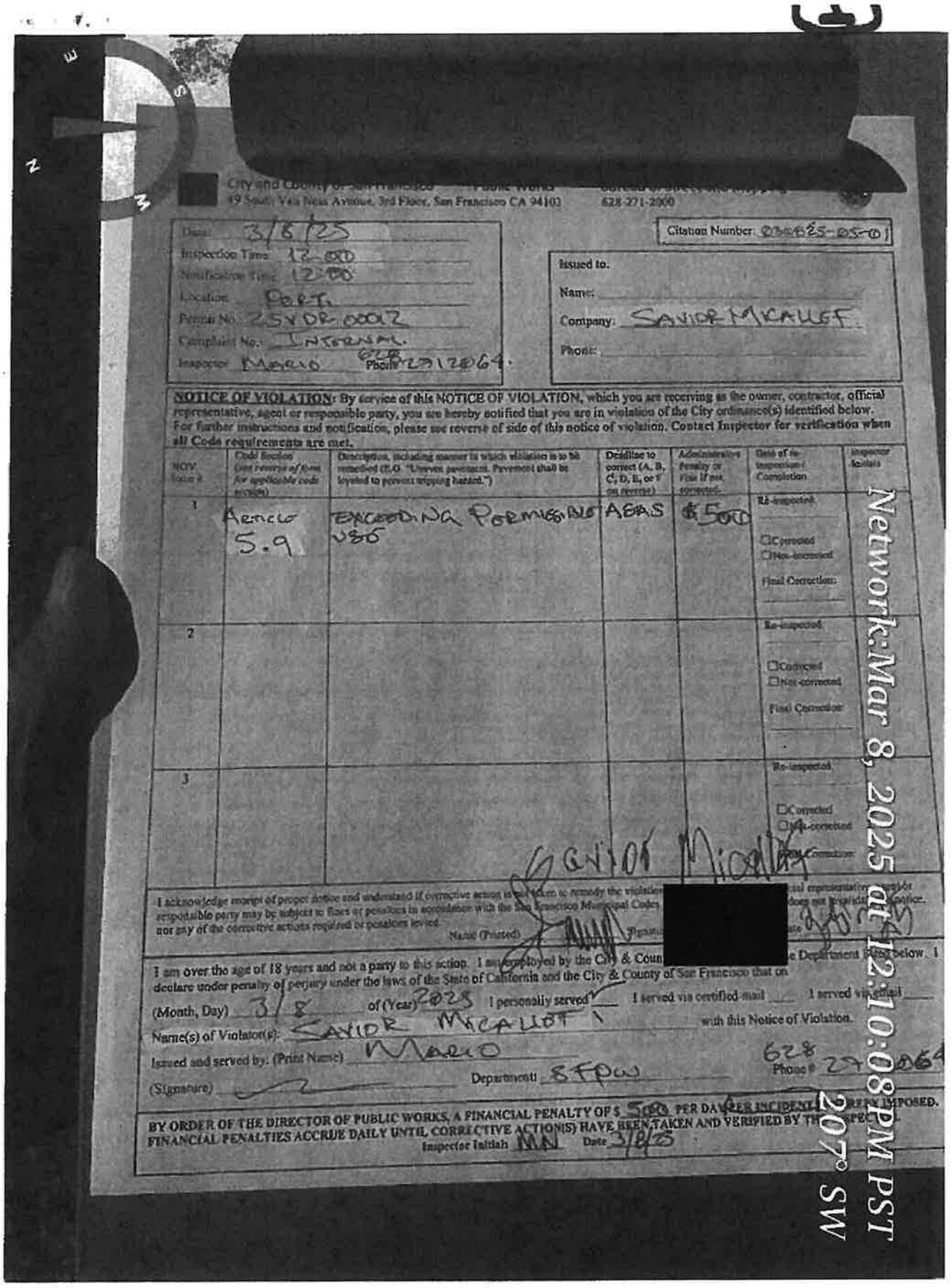
At 1251 hours, we noticed an unattended folding table in front of Pier 35. The table was covered with a checkered tablecloth and several plastic cups containing cut-up fruit. DPH personnel inspected the fruit and determined it violated health code regulations. The fruit was disposed of, and both the tablecloth and table were removed by DPW and transported to the storage facility.

Summary: DPW issued 2 Citations for Article 5.09

Transported 1 Table with tablecloth

SFPD Issued 1 parking Citation for 22500F CVC

DPW Disposed of food



[redacted]
City and County of San Francisco — Public Works
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103 — 628-271-2000

Date: 3/8/25
Inspection Time: 12:00
Notification Time: 12:00
Location: P.O.T.
Permit No: 25VOR-00012
Complaint No: INTERNAL
Inspector: MARIO Phone: 628 271 2064

Citation Number: 25-0625-05-01

Issued to:
Name:
Company: SAVIOR MCALLOT
Phone:

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse of side of this notice of violation. Contact Inspector for verification when all Code requirements are met.

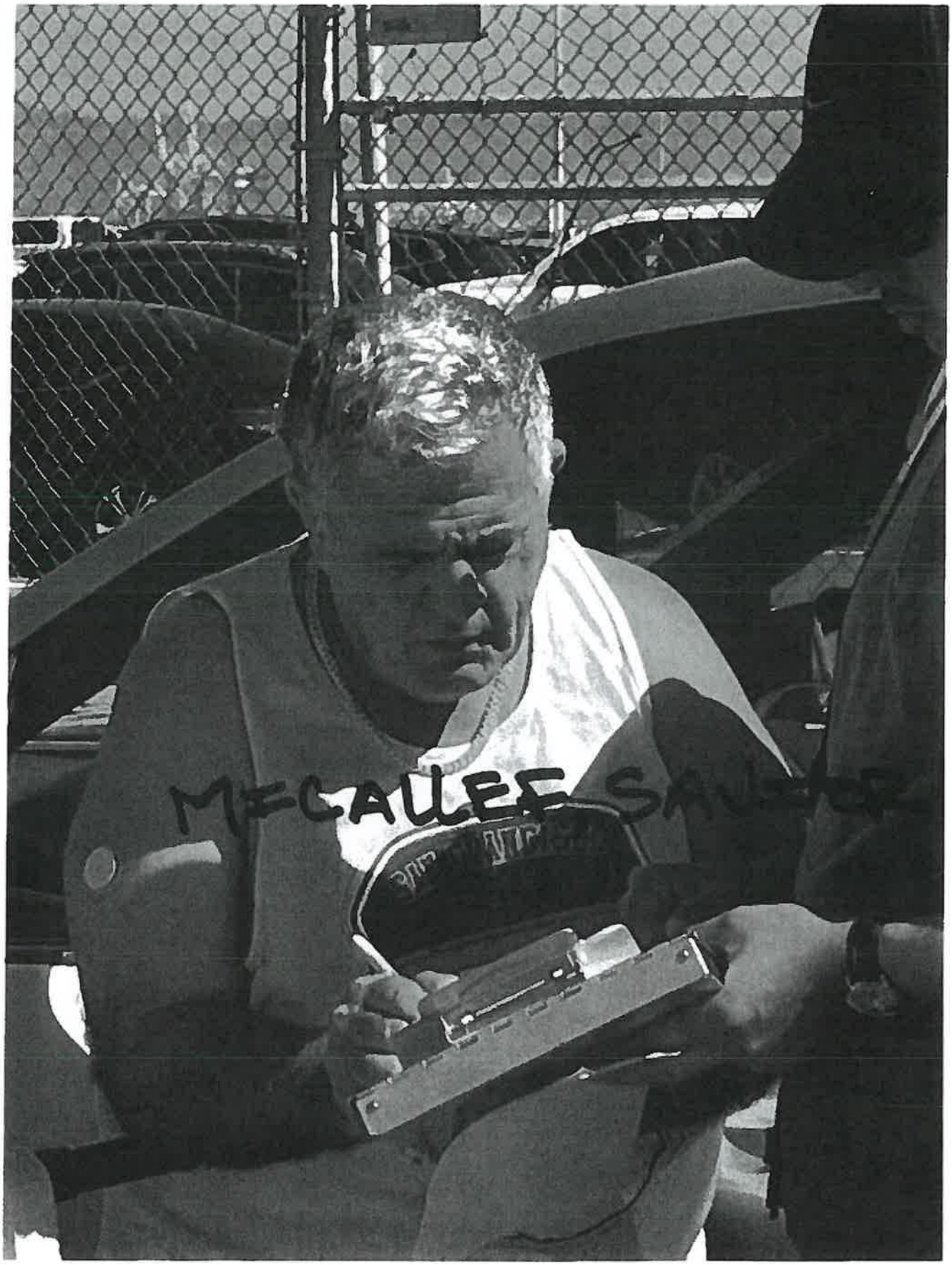
NOV Item #	Code Section (see reverse of form for applicable code section)	Description, including manner in which violation is to be remedied (E.G. "Uneven pavement. Pavement shall be leveled to prevent tripping hazard.")	Deadline to correct (A, B, C, D, E, or F (as directed)	Administrative Penalty or Fine if not corrected	Date of re-inspection / Correction	Inspector Initials
1	Article 5.9 V86	EXCEEDING PERMISSIBLE AREAS		$500	Re-inspected: ☐Corrected ☐Not-corrected Final Correction:	
2					Re-inspected: ☐Corrected ☐Not-corrected Final Correction:	
3					Re-inspected: ☐Corrected ☐Not-corrected Final Correction:	

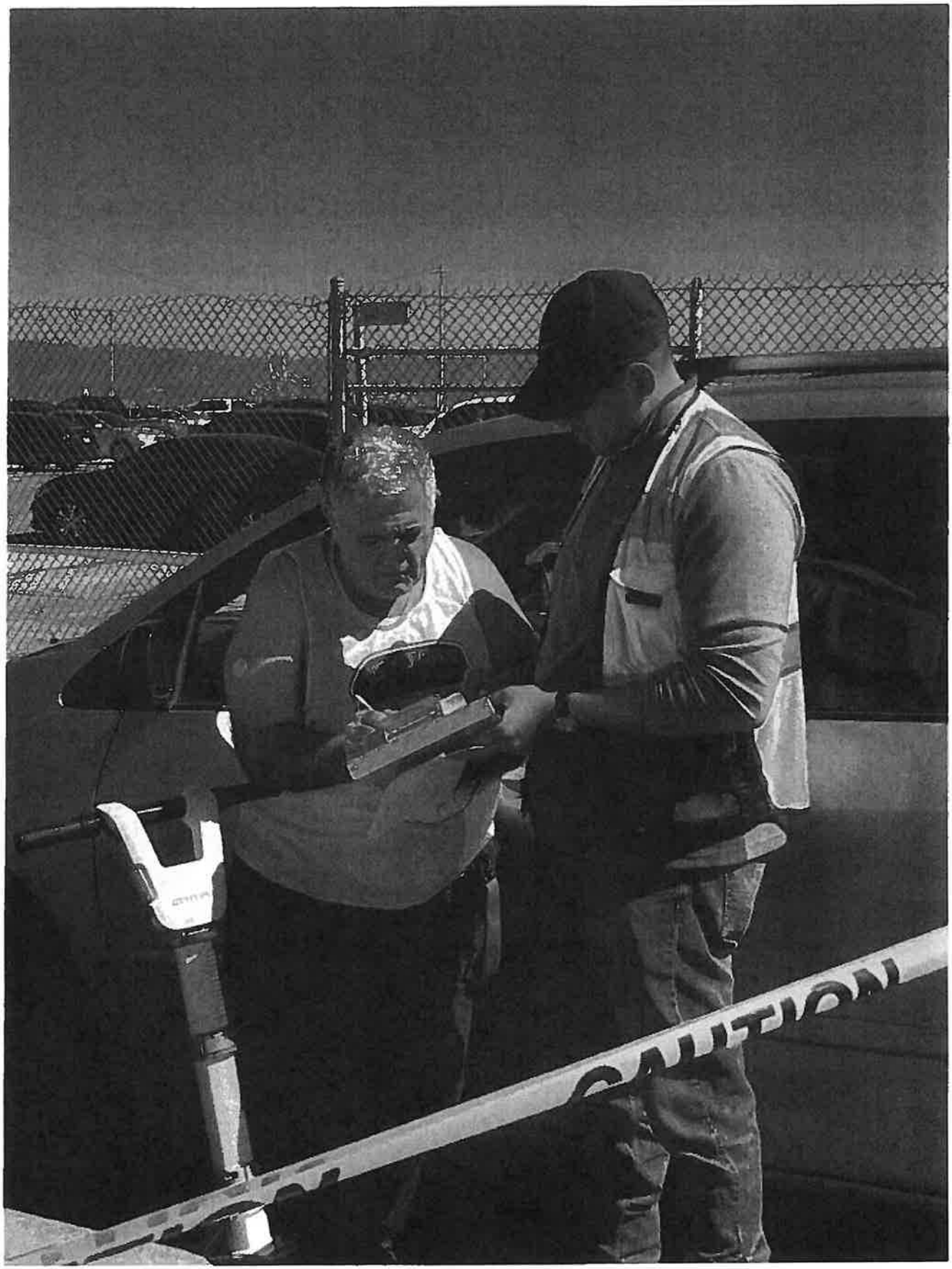
I acknowledge receipt of proper notice and understand if corrective action is not taken to remedy the violation[redacted] responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Codes nor any of the corrective actions required or penalties levied.
Name (Printed): SAVIOR MCALLOT Signature: [redacted] Date: 3/8/25

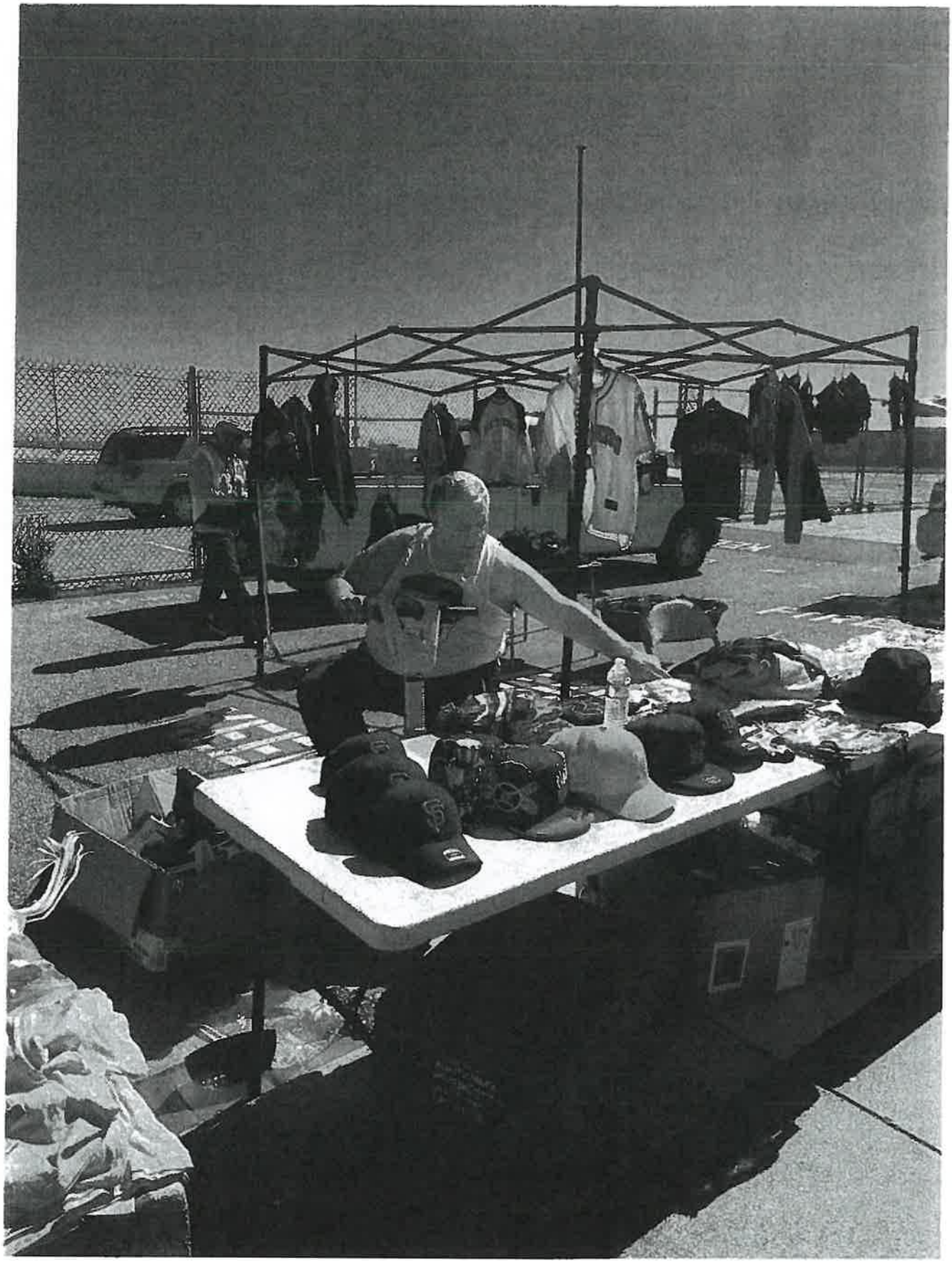
I am over the age of 18 years and not a party to this action. I am employed by the City & Coun[redacted] Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on
(Month, Day) 3/8 of (Year) 2025 I personally served ✓ I served via certified mail ___ I served via email ___
Name(s) of Violator(s): SAVIOR MCALLOT with this Notice of Violation.
Issued and served by: (Print Name) MARIO Department: SFPW 628 Phone # 271 2064
(Signature)

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $ 500 PER DAY PER INCIDENT [illegible] IMPOSED. FINANCIAL PENALTIES ACCRUE DAILY UNTIL, CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY TH[illegible] SPECTOR.
Inspector Initials: MM Date: 3/8/25

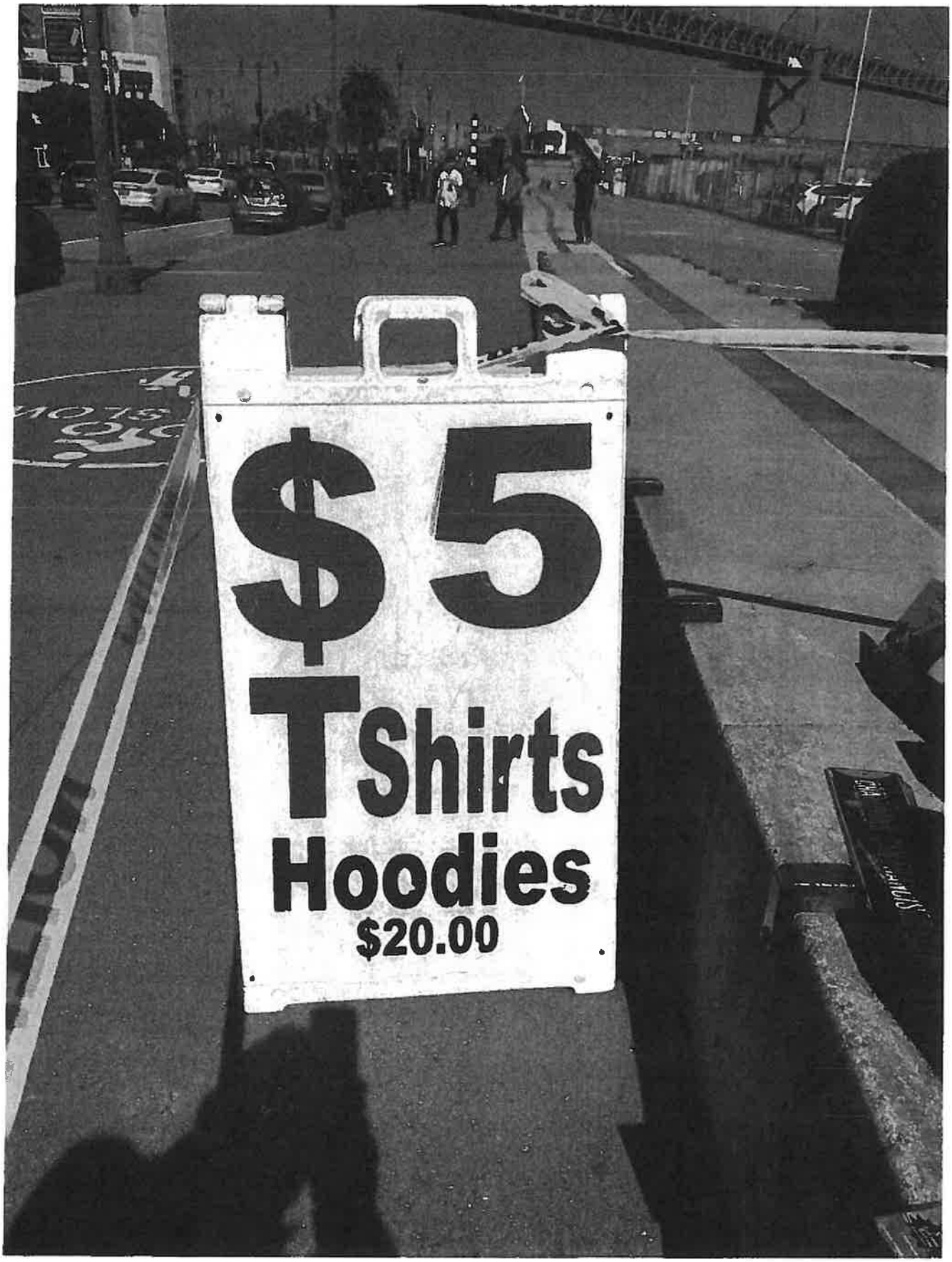
Network:Mar 8, 2025 at 12:10:08PM PST
207° SW


MCCALLEF


CAUTION



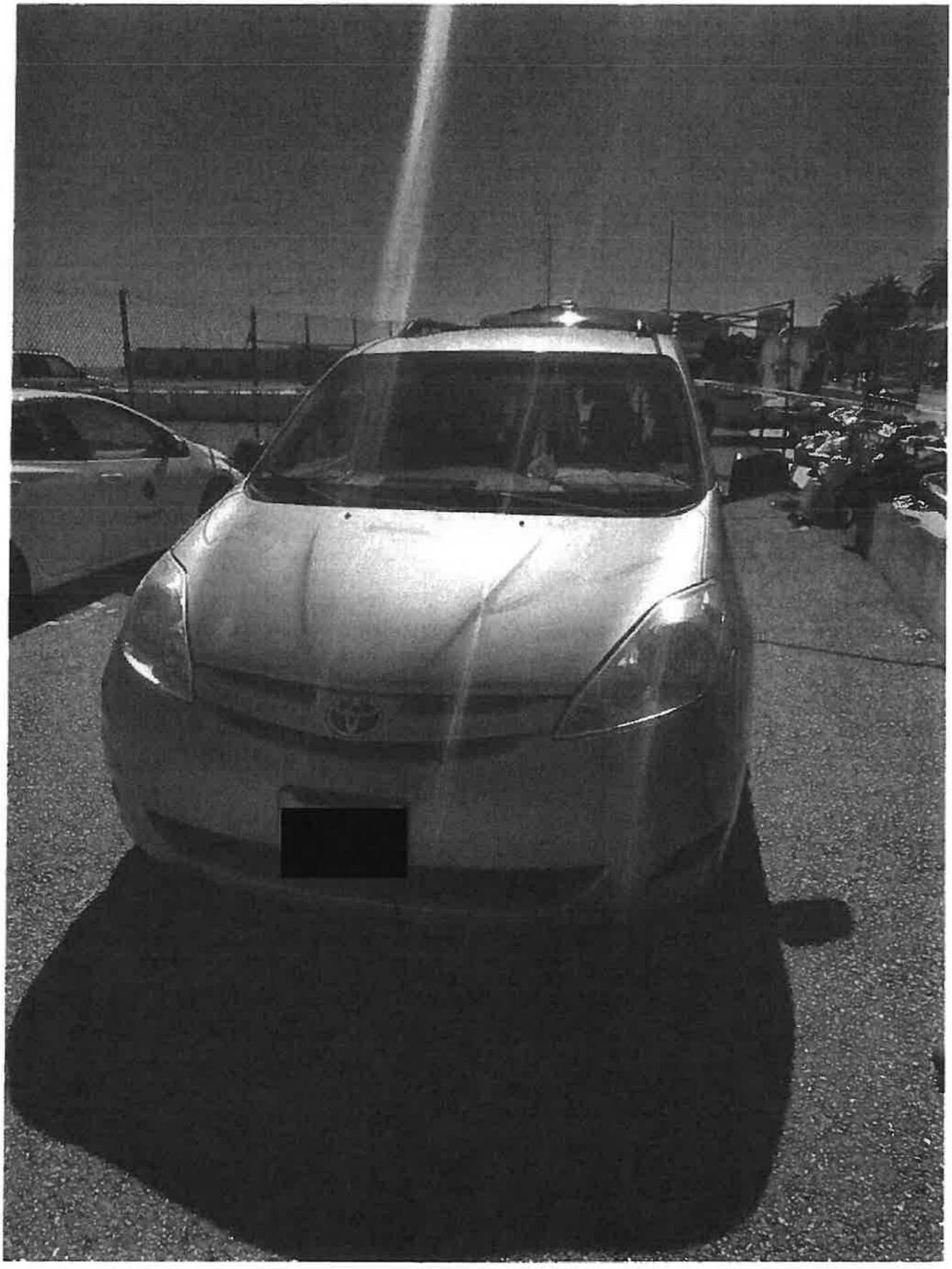

$5

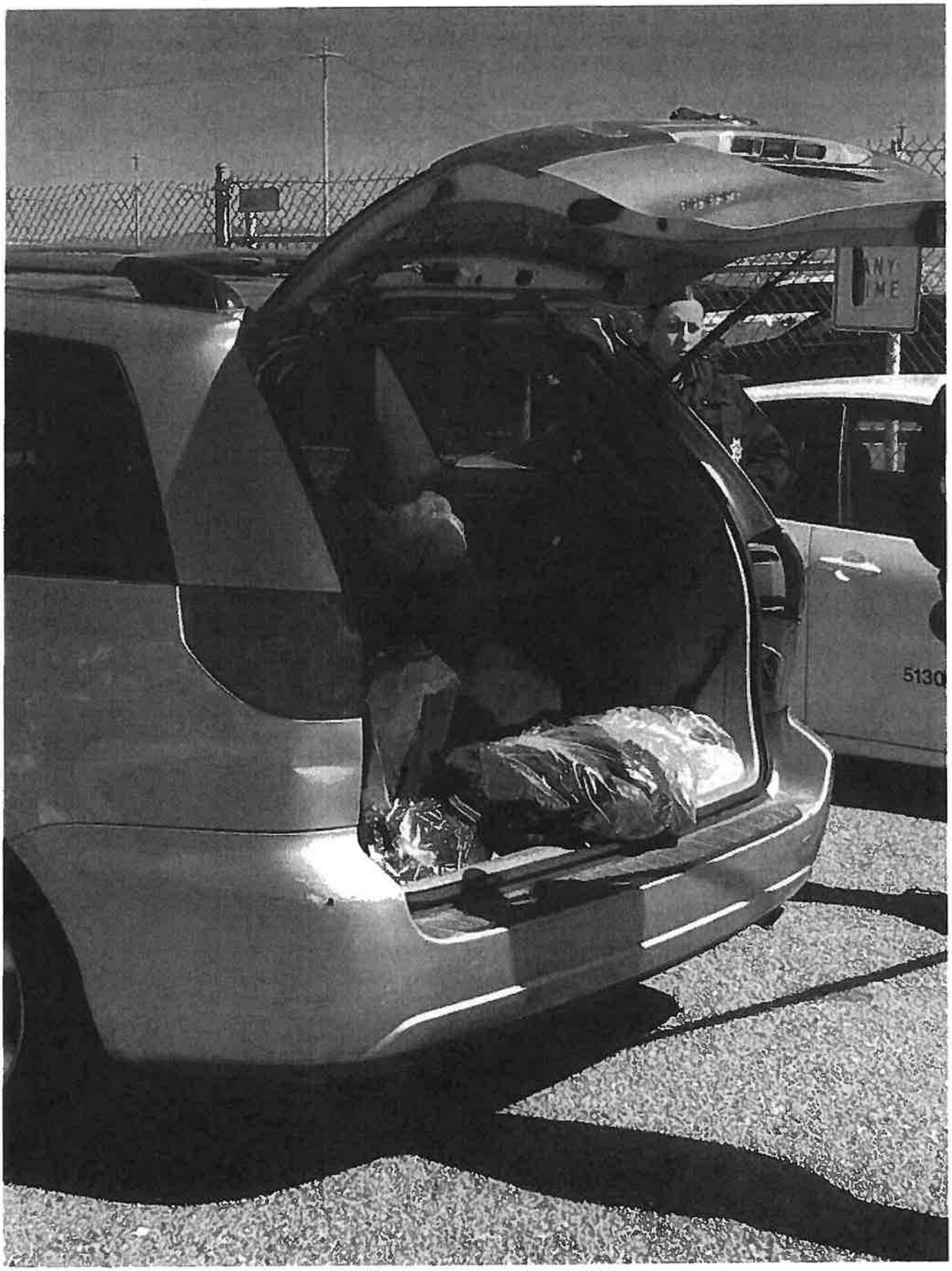

$5
T Shirts
Hoodies
$20.00

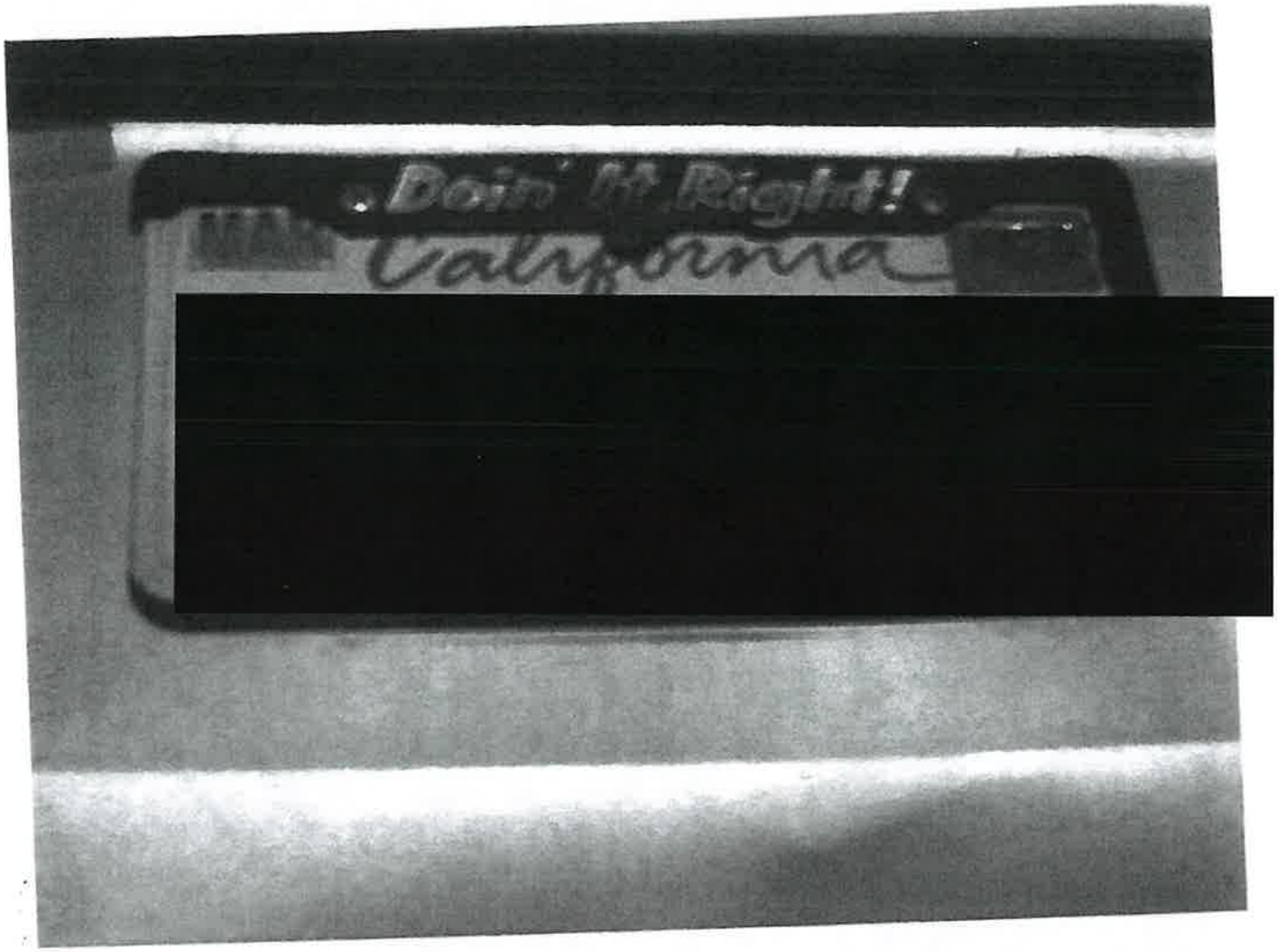

GIANTS
GIANTS

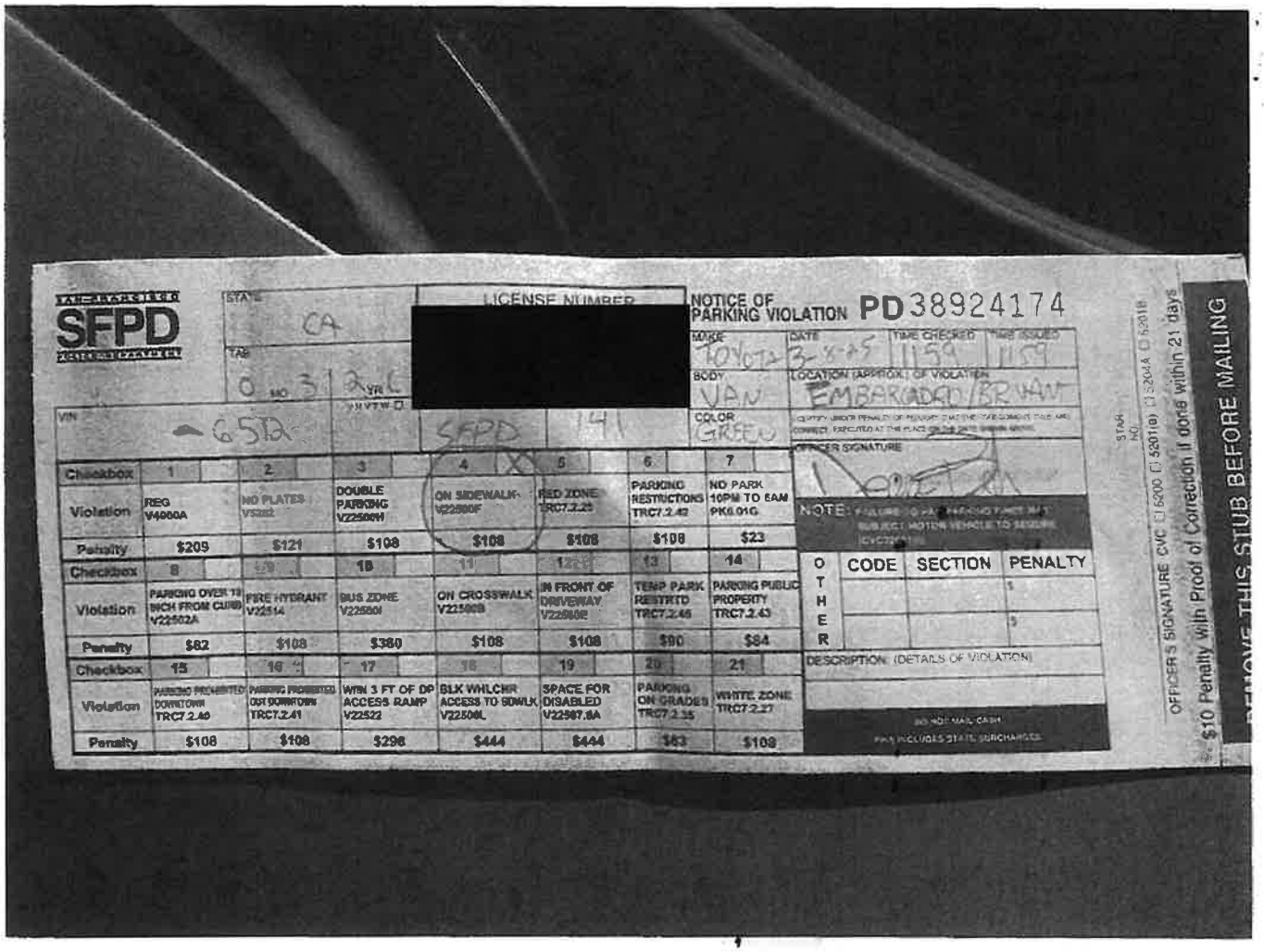



KED




ANY
IME
5130


Doin' It Right!
California



SAN FRANCISCO
SFPD
MUNICIPAL TRANSPORTATION AGENCY

STATE: CA
TAG: 0 MO 3 YR 2
VIN: 65D
LICENSE NUMBER: [redacted]
SFPD
141

NOTICE OF PARKING VIOLATION PD38924174

MAKE: TOYOTA
DATE: 3-8-25
TIME CHECKED: 1159
TIME ISSUED: 1159
BODY: VAN
LOCATION (APPROX.) OF VIOLATION: EMBARCADERO/BRYANT
COLOR: GREEN
OFFICER SIGNATURE

Checkbox	1	2	3	4	5	6	7
Violation	REG V4000A	NO PLATES V3202	DOUBLE PARKING V22500H	ON SIDEWALK V22500F	RED ZONE TRC7.2.25	PARKING RESTRICTIONS TRC7.2.42	NO PARK 10PM TO 6AM PK6.01G
Penalty	$209	$121	$108	$108	$108	$108	$23
Checkbox	8	9	10	11	12	13	14
Violation	PARKING OVER 18 INCH FROM CURB V22502A	FIRE HYDRANT V22514	BUS ZONE V22500I	ON CROSSWALK V22500B	IN FRONT OF DRIVEWAY V22500E	TEMP PARK RESTRTD TRC7.2.45	PARKING PUBLIC PROPERTY TRC7.2.43
Penalty	$82	$108	$380	$108	$108	$90	$84
Checkbox	15	16	17	18	19	20	21
Violation	PARKING PROHIBITED DOWNTOWN TRC7.2.40	PARKING PROHIBITED OUT DOWNTOWN TRC7.2.41	WITH 3 FT OF DP ACCESS RAMP V22522	BLK WHLCHR ACCESS TO SDWLK V22500L	SPACE FOR DISABLED V22507.8A	PARKING ON GRADES TRC7.2.35	WHITE ZONE TRC7.2.27
Penalty	$108	$108	$296	$444	$444	$83	$108

NOTE: FAILURE TO PAY PARKING FINE MAY SUBJECT MOTOR VEHICLE TO SEIZURE (CVC 22651)

OTHER

CODE	SECTION	PENALTY
		$
		$

DESCRIPTION: (DETAILS OF VIOLATION)

DO NOT MAIL CASH
FINE INCLUDES STATE SURCHARGES

STAR NO.

OFFICER'S SIGNATURE CVC 40200 40202(a) 42004 D 52018

$10 Penalty with Proof of Correction if done within 21 days

REMOVE THIS STUB BEFORE MAILING

Mobile Vending Program Operation
Operation Recap / After Action Notes
Wednesday July 9th, 2025

Narrative:

On Wednesday, July 9, 2025, I was assigned to an enforcement operation alongside the Port Security Director, the Port Emergency Manager and Mobile Vendor Coordinator #2. Our focus was addressing unpermitted vending activity in the vicinity of Oracle Park. The weather was mild and clear, with temperatures hovering around 63°F at Game Time. The San Francisco Giants were playing the Philadelphia Phillies with a start time of 1245hrs.

The operation was led by the Department of Public Health (DPH) and the San Francisco Fire Department (SFFD), with additional support from the Department of Public Works (DPW), the San Francisco Police Department (SFPD), and Port staff. Our team assembled at the South Beach Harbor Parking Lot at 1800 hours for a joint briefing with representatives from all participating agencies.

1) Following the briefing we proceeded on foot to Pier 38, where we made contact with the following permitted vendors.

- [redacted], **Permit #24VDR-00205**
- [redacted] **Permit #VDR24-00042**
- [redacted] **Permit #24VDR-00213**

Violeta and Marc were operating within Permit rules in assigned Vending locations. Elias was not in an authorized vending location and was issued a verbal warning by DPW Personnel and ordered to pack up his merchandise and leave the area.

2) We continued walking to Piers 30-32 where we contacted

- [redacted], **Permit #VDR25-00019 Number 070925/79/01**
- [redacted] **#VDR25-00025 Citation Number 070092579/02**
- **Savior Micallef, Permit #VDR-00012 Citation Number 07092579/03**

All 3 of them were operating in authorized vending locations but were not confined to the 10'x10' area required by the Permit. [redacted] was taking up an area of 10'x18', Savior was taking up an area of 12'x12', while [redacted] was occupying an area of 11'x18'. DPW Personnel issued each one of them a written citation in violation of Public Works Code 5.9.3.

Mobile Vending Program Operation

Operation Recap / After Action Notes

Wednesday July 9th, 2025

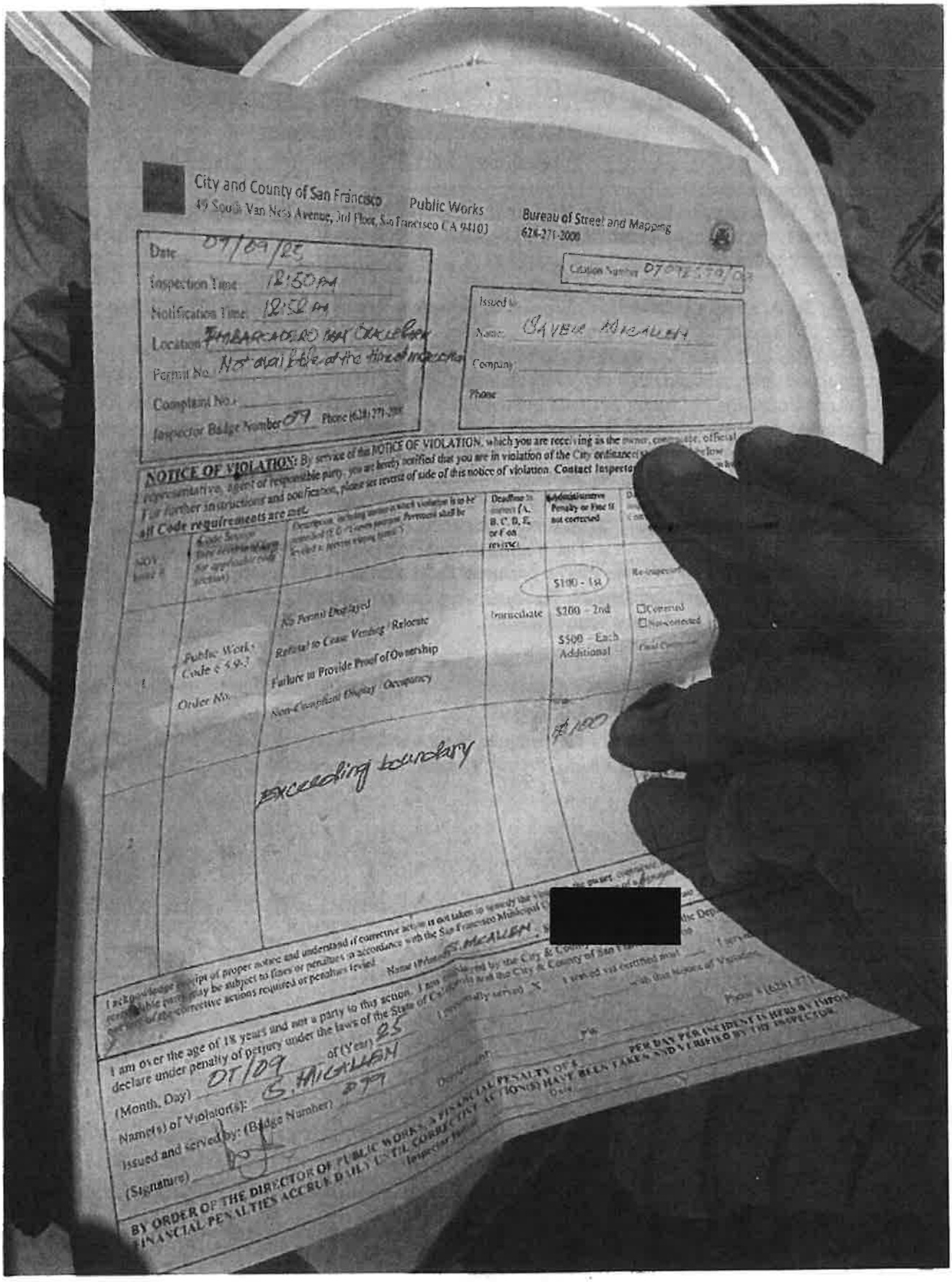
We responded back to the Marina Gate and walked along the walkway to the Lefty O'Doul Gate, continued around China Basin Park, and then back to the immediate area of the Ballpark where we spent the rest of our time.

3) At about 1445hours we observed 4 Hispanic males on the corner of 2nd and King Streets.

Each one of the Men were standing behind hot dog carts. We approached the men and 2 of them grabbed their carts and ran away while the other 2 appeared to be unaware as we walked up to them. Both carts had bacon wrapped hot dogs and vegetables frying on a cooking sheet. DPH personnel assessed the food and deemed it unsafe for consumption. Both of the men pleaded with DPH to let them take their carts and leave, to no avail. One of the men then left the area while the other stayed and gave his name to DPH Personnel as [redacted]. There were 2 QR Codes posted on the side of Mr. [redacted]'s Cart. One was a Venmo Code that came back to the name of [redacted] and one unnamed Zelle account. The other cart that was abandon had 2 QR Codes on it. The Venmo account came back to [redacted] while the 2nd code was an unnamed Zelle account. DPH completed an **Unpermitted Food Vendor Inspection Report**. The carts were transported to the storage facility by DPW Personnel, and all food items were discarded.

Recap: DPH seized 2 hot dog carts
DPH completed 1 Unpermitted Food Vendor Inspection Report
DPW issued 3 Vendor Permit Violation Citations Section 5.9.3 of the DPW Code

Liam Frost



City and County of San Francisco Public Works
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103 Bureau of Street and Mapping
628-271-2000

Date 07/09/25
Inspection Time 12:50 PM
Notification Time 12:52 PM
Location EMBARCADERO NW CORNER
Permit No. Not available at the time of inspection
Complaint No.:
Inspector Badge Number 099 Phone (628) 271-2...

Citation Number 07092570

Issued to:
Name: SAVEN MCALEER
Company:
Phone:

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, ... representative, agent of responsible party, you are hereby notified that you are in violation of the City ordinance ... For further instructions and notification, please see reverse side of this notice of violation. **Contact Inspector ... all Code requirements are met.**

NOV Item #	Code Section(s) (See reverse for applicable code section)	Description (including address at which violation is to be corrected (if O-1 needs purpose. Permittee shall be limited to permit expiry time.)	Deadline to correct (A, B, C, D, E, or F-see reverse)	Administrative Penalty or Fine if not corrected	Date Corrected / Re-inspection
1	Public Works Code § 99-3 Order No.	No Permit Displayed Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display - Occupancy	Immediate	$100 - 1st $200 - 2nd $500 - Each Additional	Re-inspection ☐ Corrected ☐ Non-corrected Final Date
2		exceeding boundary		$100	

I acknowledge receipt of proper notice and understand if corrective action is not taken in a timely manner, the responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Code. I understand the corrective actions required or penalties levied.

Name (Please Print): S. MCALEER

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco. I served the above-named person(s) in accordance with the City & County of San Francisco's policies established by the Department of Public Works.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(Month, Day) 07/09 (Year) 25

Name(s) of Violator(s): S. MCALEER

Issued and served by: (Badge Number) 099

(Signature)

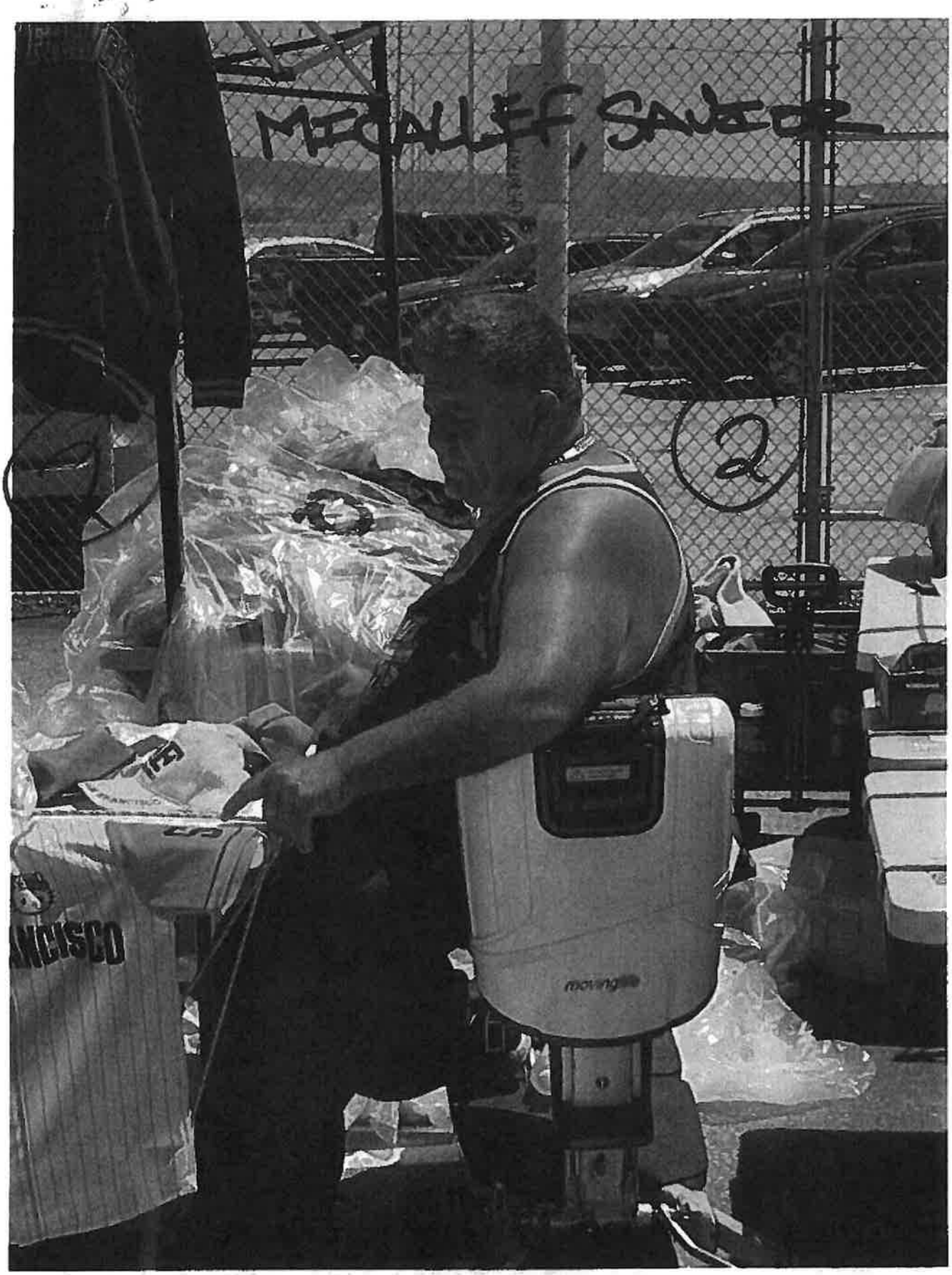
I served via certified mail ... with the Bureau of Violation ...

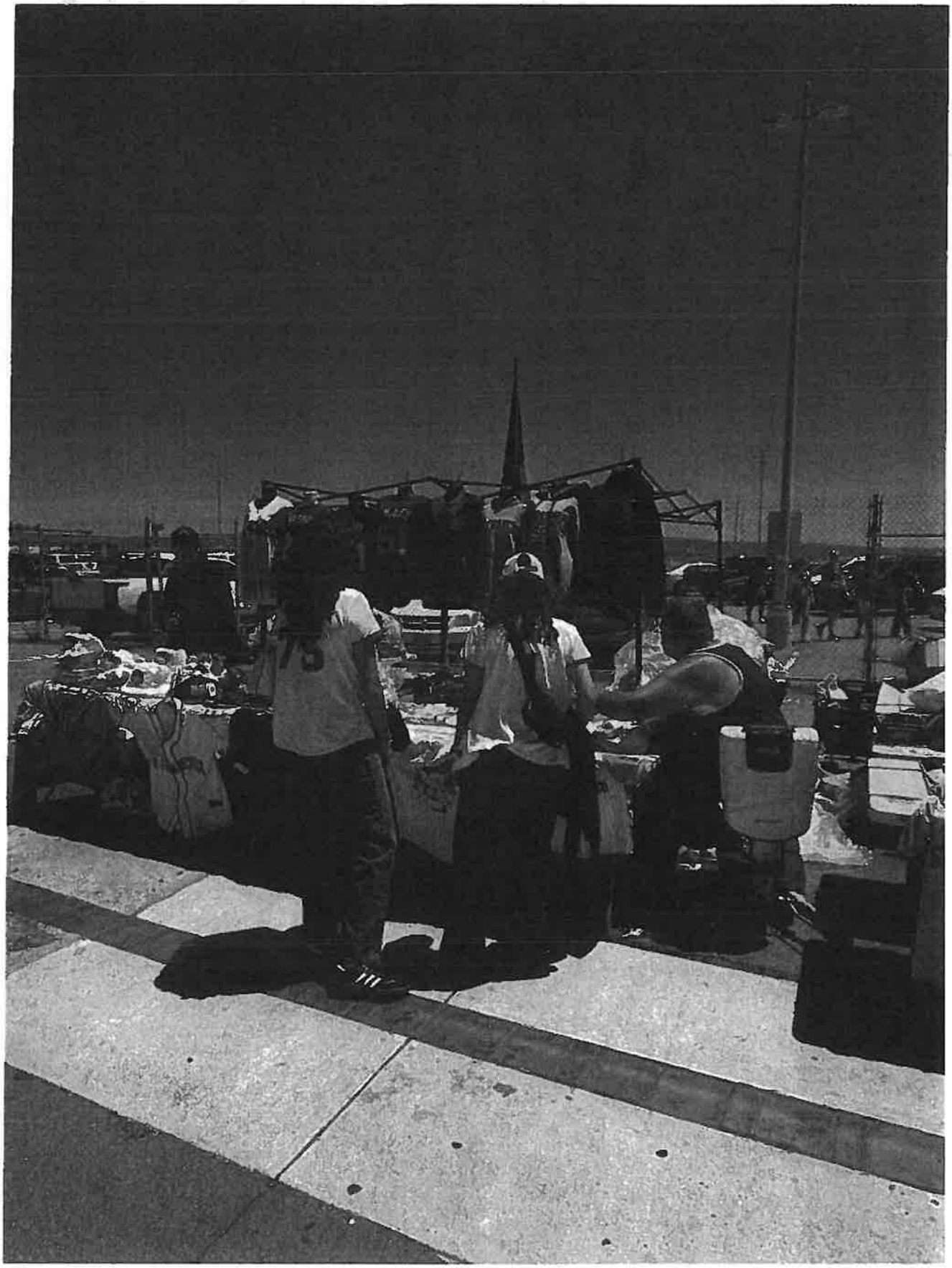
(personally served) X

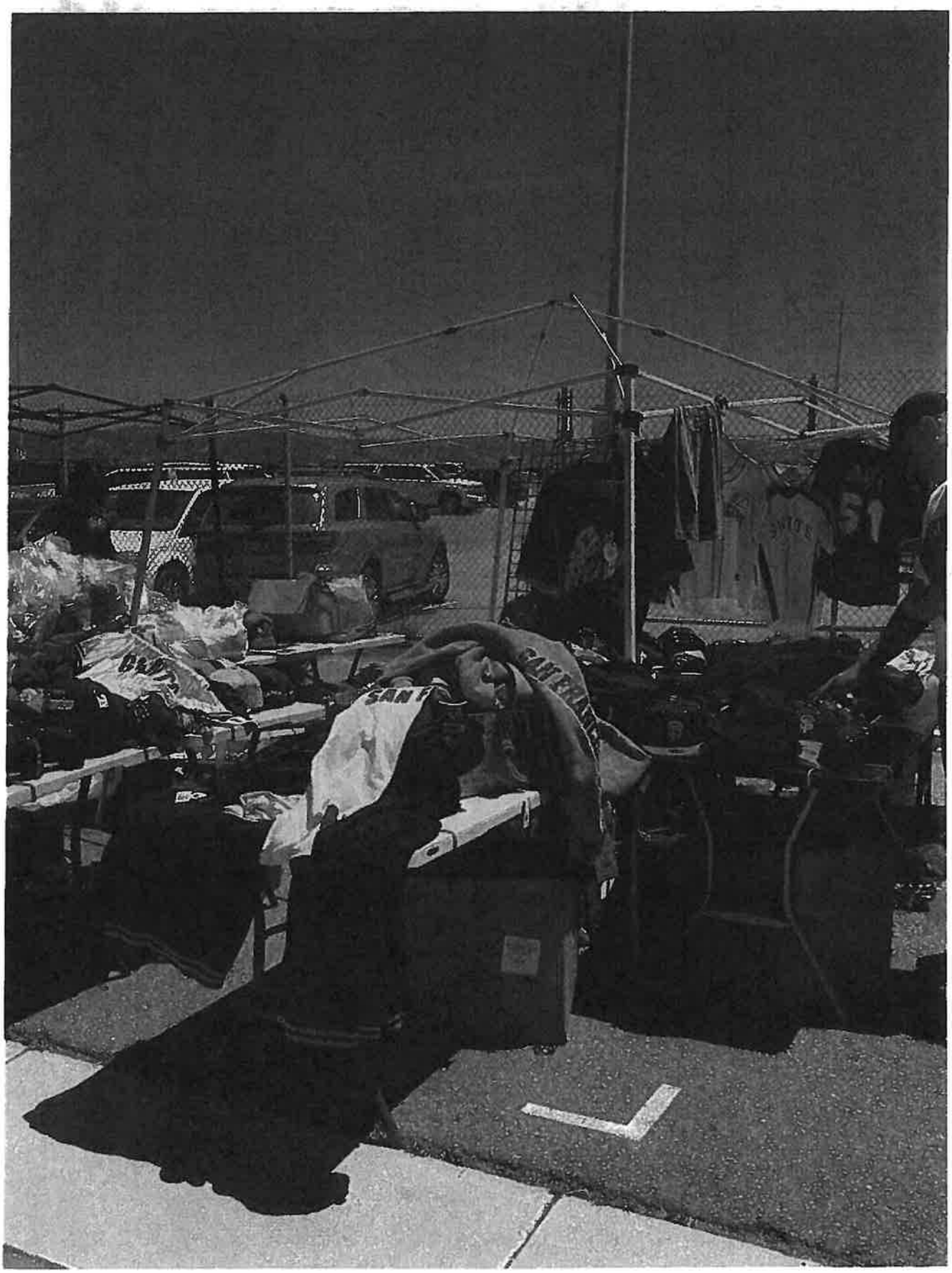
Phone # (628) 271-...

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $... PER DAY PER INCIDENT IS HEREBY IMPOSED FOR EACH AND EVERY VIOLATION(S) LISTED ABOVE. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Name ... Date ...


MEDALLE, SAUCE
2
ANCISCO







Mobile Vending Program Operation
After Action Notes

~ San Francisco Giants vs Los Angelas Dodgers ~

Saturday, July 12 2025 and Sunday, July 13, 2025

Today's date, Saturday, July 12, 2025, I was working with members from the SFPD, DPW and the MLB, as listed on the attached sign-in sheet. The skies were blue, it was 62 degrees at 1100hrs, with 23 MPH wind gusts expected and the high today will be 64 degrees.

Our focus today was to address the unpermitted vendors along the Embarcadero, and around the periphery of Oracle Park. On these two days, the San Francisco Giants were playing the Los Angelas Dodgers, and the scheduled game start time was 1305hrs on both days.

Port/DPW/SFPD/MLB personnel conducted a systematic check and assessment of individuals manufacturing, distributing, selling and or offering for sale, counterfeit and or infringing merchandise bearing MLB Marks; in and around Oracle Park and along the Embarcadero north to Pier 45. The actions of the afore mentioned constitute a criminal offense and or a civil infringement, dilution and or unfair competition.

Saturday, July 12, 2025:

1130hrs-

At approximately 1130hrs, we responded to Pier 30/32 as we know three of our regular vendors always set up there: Savior Micallef, [redacted] and [redacted]. These individuals have been known to sell and or offer for sale, counterfeit and or infringing merchandise bearing MLB Marks in the past. Upon taking a thorough assessment of the individuals' merchandise, some items were seized from each one of them, by MLB personnel. All items taken will be itemized and memorialized in the MLB Report.

Upon our arrival, SFPD saw that Mr. Micallef immediately started removing BB Hats from his display table and placed them into a black bag that was on the ground, behind his display table; they were subsequently seized by MLB Personnel. When I measured Savior Micallef's vending footprint, using my "Meter Man" Roll-A-Tape, I found it to be 20' Wide x 16' Deep, which far exceeded his authorized 10' x 10' footprint. Since Mr. Micallef has been verbally warned, has been given a written warning and he has been cited on several occasions, he was cited again today. DPW issued Mr. Micallef Cite #071225-003-001, for his 5.9.3 PW Code Violation for non-compliant display as he was selling counterfeit and or infringing merchandise bearing MLB Marks and for having a non-compliant display as it exceeded our regulated 10' x 10' footprint; today's violation carried a $1,000.00 fine. It was noted that Mr. Micallef's preferred method for payment is Cash App or Venmo; Savior Micallef [redacted]

When I measured [redacted]'s vending footprint, using my "Meter Man" Roll-A-Tape, I also found it to be 20' Wide x 16' Deep, which far exceeded his authorized 10' x 10' footprint. Since Mr. [redacted] has been verbally warned, has been given a written warning and he has been cited for the same violation in the past, he was cited again today.

DPW issued Mr. [redacted] Cite #071225-003-002, for his 5.9.3 PW Code Violation for having a non-compliant display as he was selling counterfeit and or infringing merchandise bearing MLB Marks and for having a non-compliant display as it exceeded the regulated 10' x 10' size regulation; today's violation carried a $500.00 fine.

When I measured [redacted]' vending footprint, using my "Meter Man" Roll-A-Tape, I found it to be within our 10' x 10' footprint guidelines. Since Mr. Bates has been verbally warned, has been given written warnings and he has been cited in the past, he was cited again today. DPW issued Mr. [redacted] Cite #071225-003-003, for his 5.9.3 PW Code Violation for having a non-compliant display as he was selling counterfeit and or infringing merchandise bearing MLB Marks; today's violation carried a $500.00 fine. Mr. [redacted]s accepted method for payment was not visible.

Mr. Bates' preferred method for payment is Venmo as he had a Venmo QR code placard in his wagon: [redacted]

1300hrs-
At approximately 1300hrs, we responded over to Pier 48/Shed A where [redacted] has his display area set up. I photographed [redacted]s merchandise. Although some of [redacted] merchandise displayed, such as "Lilo & Stitch," Disney, "Hello Kitty" by Sanrio and Bugs Bunny, which is by Warner Brothers, are all counterfeit and or infringing merchandise; no action was taken against him on this date. We left the scene w/o incident.

1325hrs-
At approximately 1325hrs, we responded over to 236 King Street where we saw [redacted]z. Mr. [redacted] had several tables set up, displaying a variety of baseball related merchandise. Using my "Meter Man" Roll-A-Tape, I measured his area to be 29' long x 8' to the curb. Upon taking a thorough assessment of Mr. [redacted]s merchandise, some items were deemed counterfeit and or infringing merchandise bearing MLB Marks so it was seized by MLB personnel. All items taken will be itemized and memorialized in the MLB Report. DPW did not act on the length of Mr. [redacted]s table set up at this time.

1340hrs-
At 1340hrs, we saw 2 hot dog vendors near Lucky Strike Bowl. Upon seeing us, they fled, with their carts, west on 3rd Street and did not return. Unfortunately, they left their vehicle behind and since it was P/UA in a white Zone: Dodge Caravan, Gold, [redacted]

SFPD issued the vehicle a citation for the violation: Cite #PD38855423. It should be noted that the VIN on the vehicle was conveniently covered with papers, but no action was taken on it at this time.

1350hrs-
We saw Mr. [redacted], who was set up and selling his Bobbleheads, near Pier 38. Unfortunately, Mr. [redacted] was not in a Port designated vending location. It should be noted that Mr. [redacted] has been verbally warned on numerous occasions. On this date, DPW issued Mr. [redacted] a written warning for his 5.9.3 PW code violation: Cite #071225-003-004.

1354hrs-
Next to Mr. [redacted] was [redacted]. Upon taking a thorough assessment of Ms. [redacted] merchandise, some items were deemed counterfeit and or infringing merchandise bearing MLB Marks so it was seized by MLB personnel. All items taken will be itemized and memorialized in the MLB Report. No further action was taken.

1420hrs-
We were informed by SFPD that a call for service came out at Pier 33 about individuals selling alcohol; refer to **SFPD CAD #251931743** for additional information. We arrived on scene at 1424hrs and the individuals were still there. Upon arrival, I saw [redacted] standing behind the table with 2 H/F's (Mr. [redacted] was cited for the same violation, same location on July 4, 2025 by the SFPD). On the table was a blk/whi tablecloth, plastic cups filled with sliced fruit, 2 bottles of Tajin, alcoholic beverage drink mixes, such as Clamato and Squirt and several bottles of Tequila. The 2 H/F's immediately took the bottles of tequila, threw them into their wagon and fled south along the Embarcadero.

In addition to the afore mentioned, there were several H/F's and H/M's at that location with their respective hot dog carts. Upon seeing us arrive, they fled in all directions. The only things left behind was their garbage. It was so bad that Port personnel were called in to clean the Embarcadero from Alcatraz Landing, north to Pier 35.

As we were assisting by cleaning up the mess and garbage that was left behind, Mr. [redacted] returned as he wanted the cup of money and the speaker that was left on the table. I gave him both. Since nobody claimed the food items, drink mixes and table (Not even Mr. [redacted]), it was all disposed of by DPW and Port personnel.

It should be noted that on the table, there was a QR Code for Venmo and Zelle. The Venmo Code was [redacted] Below that was [redacted] and Deposit to my checking [redacted]

Sunday, July 13, 2025:

Today's date, Sunday, July 13, 2025, Port Personnel were working with members from the SFPD, and the MLB, as listed on the attached sign-in sheet. The skies were blue, it was 61 degrees at 1100hrs, with 12 MPH wind gusts expected. Many people were already out along the Embarcadero and in attendance at the ball game.

- Our focus again on this date was to address the unpermitted vendors along the Embarcadero, and around the periphery of Oracle Park. The San Francisco Giants were playing the Los Angelas Dodgers, and the scheduled game start time was 1305hrs.

Port/SFPD/MLB personnel conducted systematic checks and assessments of individuals manufacturing, distributing, selling and or offering for sale, counterfeit and or infringing merchandise bearing MLB Marks; in and around Oracle Park and along the Embarcadero north to Pier 45. The actions of the afore mentioned constitute criminal offense and or civil infringement, dilution and or unfair competition:

1130hrs-
At approximately 1130hrs, we responded to Pier 30/32 as we know 3 of our regular vendors always set up there: Savior Micallef, [redacted]. These individuals have been known to sell and or offer for sale, counterfeit and or infringing merchandise bearing MLB Marks in the past and all 3 were cited on yesterday's date for the afore-mentioned violation.

Upon taking an assessment of the individuals' merchandise, items were seized from all 3 of them, by MLB personnel. All items taken today were deemed counterfeit and or infringing merchandise bearing MLB Marks. All items will be itemized and memorialized in the MLB Report.

1210hrs-
As we were walking past the [redacted], which is located at Pier 28 ½, on the Embarcadero, we saw that they were advertising that they were selling "Beat LA" T-shirts. Upon further inspection of the merchandise, MLB found all the items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. MLB spoke with Ms. [redacted] the bar Manager, the citation was completed, and copies were provided to Ms. [redacted]

1235hrs-
As we were approaching 3rd St and King St, we saw a H/F and H/M, who had 2 tables set up in front of 200 King Street and they were selling a variety of LA Dodgers merchandise. There was also a wagon full of merchandise next to them and a cooler full of beer under the table.

Upon further inspection of their merchandise, MLB found some of their items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. The individuals now identified as [redacted] were cited accordingly by MLB.

The couple stated that they drove up from Los Angelas to sell their merchandise at today's game and didn't know they needed a permit to do so. We explained the process of obtaining a permit and since they did not possess one today, they were instructed to pack up their merchandise and leave the area, to which they complied.

1300hrs-
We continued walking south on King Street when we saw [redacted] who is known to us. Mr. [redacted] was set up in front of 298 King St (Safeway). Upon the inspection of Mr. [redacted] merchandise, MLB found some of his items to be counterfeit and or infringing merchandise bearing MLB Marks; it was seized, and he was cited accordingly by MLB.

While conversing with Mr. [redacted] he presented me with his Business Registration Certificate: #11684809. Although Mr. Fahey possessed a Business Reg. Certificate, I learned that he did not renew his Seller's Permit through DPW for this year. I then informed him that he had to shut down for the day and leave the area, to which he complied.

1312hrs-
While walking across the 3rd Street, Lefty O'Doul Bridge, we saw that a B/M set up a table on the S/E side, and he was selling a variety of SF Giants baseball merchandise. Through our conversation, we learned that his name was [redacted]. Upon further inspection of their merchandise, MLB found some of his items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. Since Mr. [redacted] did not possess a valid Seller's Permit, he was instructed to pack up his remaining items and leave the area to which he complied.

1338hrs-
While driving past Pier 30/32, we saw a H/M selling a variety of SF Giants BB hats. The H/M, identified as [redacted], had a table set up along the promenade and it had a variety of SF Giants hats displayed on it. Upon further inspection of Mr. [redacted]s merchandise, MLB found some of his items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. Since Mr. [redacted] does not possess a valid Seller's Permit, he was told to leave the area to which he complied.

1350hrs-
At 1350hrs, we responded to Pier 33/Alcatraz Landing. Upon arrival, we saw numerous hot dog vendors running away with their carts, in all directions. There was 1 table set up that was selling alcoholic beverages, and they took off running with the tequila bottles, but they left their table and garbage behind. It was a chaotic scene! Once things settled down, Port clean-up crews were called in to haul away the vendors debris that was left behind.

One of the vendors followed the Port Truck to Pier 45 where they attempted to take back some of the discarded property, to no avail.

1400hrs-
Down by Queen's Louisiana Po-Boy Café, (Between Pier 33 -35) there were 2 H/F's selling a variety of merchandise: Sunglasses, Serape's, SF Giants BB Hats, and sweatshirts with SF Giant's logos on them. Where the H/F was set up is not a Port authorized vending location and the H/F does not have a Seller's Permit. While conversing with the H/F, she refused to tell us her name and although she was filming our actions, when I took a picture of her, she became extremely irate but there was no further incident.

Upon inspection of the H/F's merchandise, MLB found some of her items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. Upon completion of the MLB paperwork, the H/F refused to sign it nor did she want a copy of it for her records; she refused everything.

Since neither H/F possessed a valid Seller's Permit, they were told to leave the area.

Conclusion:
Due to the SF Giants / LA Dodgers Series taking place at Oracle Park, our team initiated a coordinated operation over the past two days involving several members from the Port, SFPD, DPW and MLB. The primary objective was to target the distribution and sale of counterfeit and infringing merchandise being sold in the area.

Our efforts began with a systematic inspection and thorough assessment of various individuals and establishments suspected of engaging in these illegal activities. The operation yielded significant results, with a substantial quantity of counterfeit and infringing goods seized. This outcome reflects the dedication and persistence of everyone involved in the operation.

Saturday, July 12, 2025
MLB: Citations – 5
MLB: Counterfeit Items Confiscated - 420
DPW: Notice of Violation – 4
SFPD: Citations – 2

Sunday, July 13, 2025
MLB: Citations – 9
MLB: Counterfeit Items Confiscated - 320

brand
security corp

July 14, 2025

Chantell Green
Major League Baseball
1271 Avenue of the Americas
New York, NY 10020

Re: MLB 2025 Enforcement
Los Angeles Dodgers vs. San Francisco Giants
Our Ref: 068-2025

Dear Ms. Green:

Pursuant to your request, on July 12 and 13, 2025, BSC Investigator William Eason assisted the San Francisco Port Authority and the San Francisco Police Department with counterfeit merchandise enforcement throughout the San Francisco Bay Area for the San Francisco Giants vs. Los Angeles Dodgers Series. The San Francisco Department of Public Works also assisted in enforcement efforts by providing reconnaissance and intelligence on various vendors throughout the city.

Over the two days, twelve vendors were contacted in the San Francisco Bay Area. Eleven of the twelve vendors were served with cease-and-desist letters and voluntarily surrendered their counterfeit merchandise. One vendor refused to identify themself and abandoned their counterfeit merchandise.

The vendors were formally identified as follows:

Name: [redacted]

27943 Seco Canyon #224
Santa Clarita, CA 91350
T 213 975-0007
www.brandsecuritycorp.com
License #PI20517

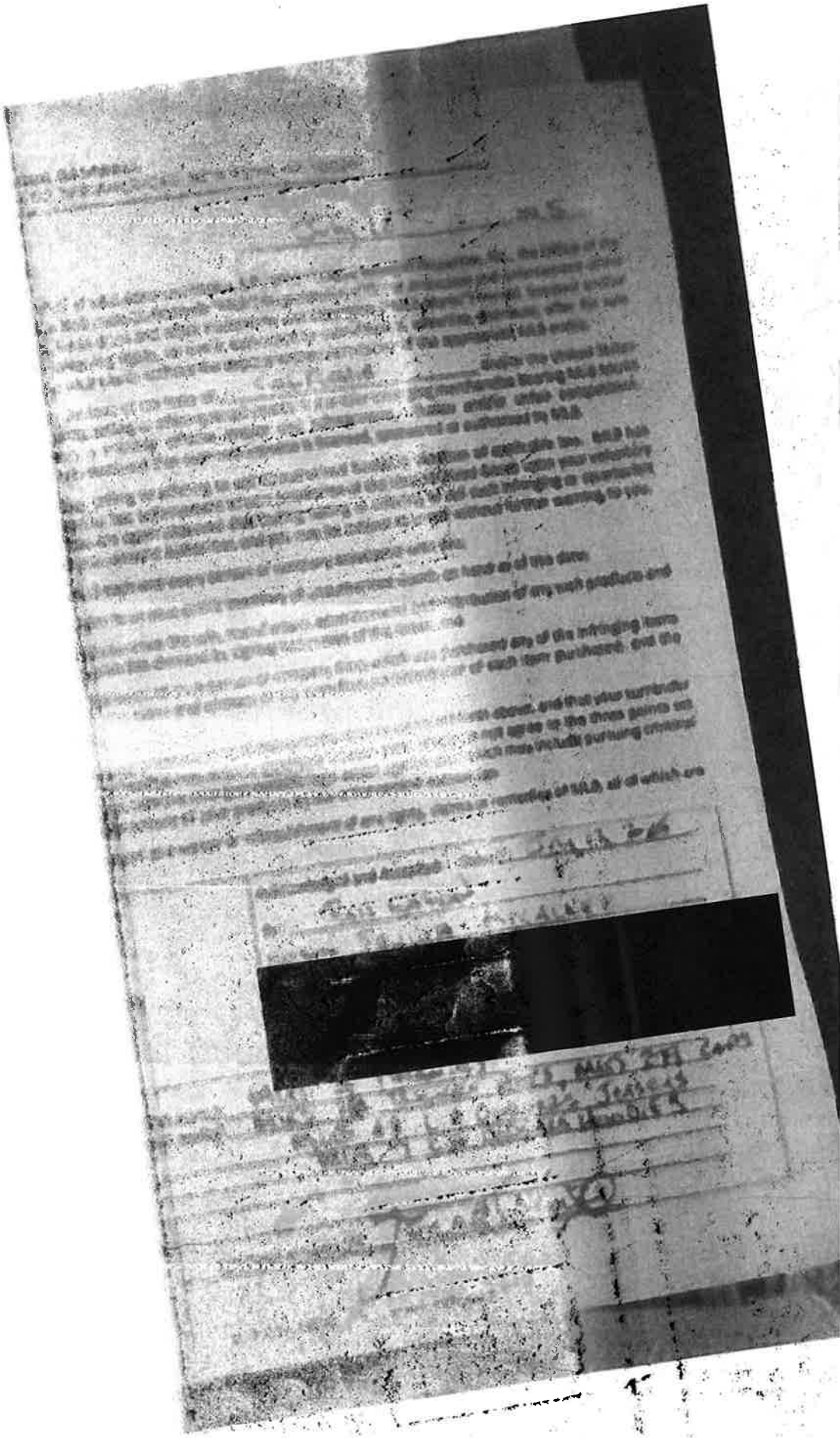
Name: Savior Micallef (Contacted Twice)

[redacted]

Items: 9 MLB Beanies, 26 MLB Bucket Hats, 292 MLB Caps, 48 MLB Nike Jerseys, 7 MLB Hoodies

[redacted]


McALLEN



Photographs of the counterfeit items recovered.













The following items were recovered on July 12, 2025, and July 13, 2025:

Trademark	Type of Product	Amt	Street Value	Total Street Value	MSRP	Total MSRP
MLB	Beanies	19	$15.00	$285.00	$30.00	$570.00
MLB	Bucket Hats	41	$20.00	$820.00	$40.00	$1640.00
MLB	Caps	533	$20.00	$10,660.00	$30.00	$15,990.00
MLB	Hoodies	7	$20.00	$140.00	$43.00	$301.00
MLB	Nike Jerseys	66	$50.00	$3,300.00	$385.00	$25,410.00
MLB	Jackets	13	$50.00	$650.00	$150.00	$1,950.00
MLB	T-Shirts	70	$20.00	$1,400.00	$75.00	$5,250.00
MLB	Fan Chain	1	$20.00	$20.00	$26.00	$26.00
MLB	Straw Hats	6	$20.00	$120.00	$44.00	$264.00
	Total	**756**		**$17,395.00**		**$51,401.00**

A total of **756** counterfeit MLB items were recovered, with an estimated street value of **$17,395.00** and an estimated MSRP of **$51,401.00**. Brand Security Corporation retained all evidence.

This concludes our game enforcement report. The photos and documents are attached for your review. As always, should you have any questions or comments, I can be reached at (213) 975-0007.

Sincerely,



Heather Holdridge
HMH/ms

Photographs of the counterfeit items recovered.














Los Angeles

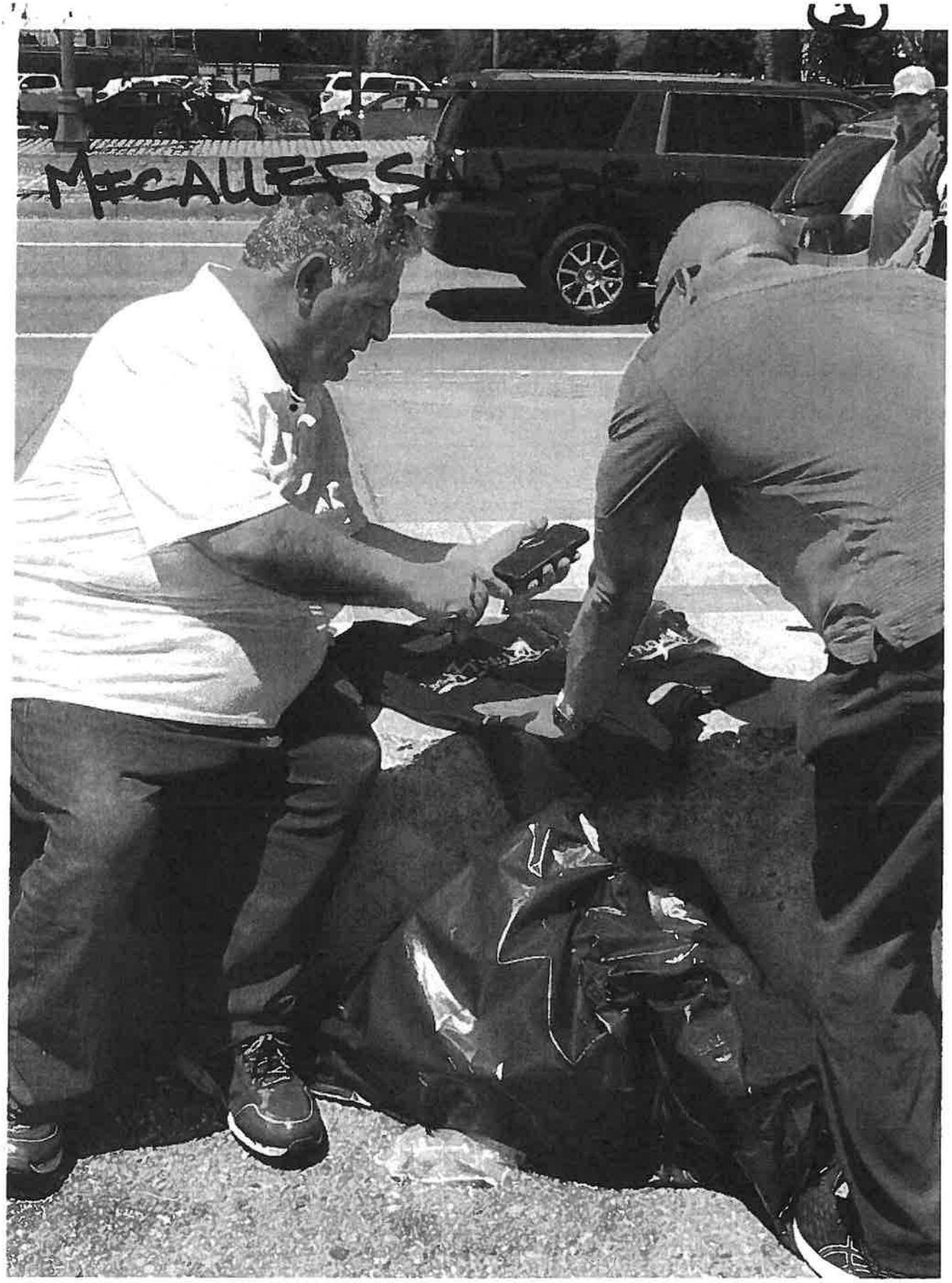

GIANTS






BEAT LA
HI DIVE





[redacted] City and County of San Francisco Public Works
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103
Operations- Code Enforcement Division
628-271-2000

Date: 7/11 2025
Inspection Time: 12:20pm
Notification Time: 12:20pm
Location: Pier 30-32
Permit No.:
Complaint No.: Initial
Inspector 093 Phone 628-271-2000

Citation Number 0712 [redacted] of 1

Issued to:
Name: Savior Micallef
Company:
Phone: [redacted]

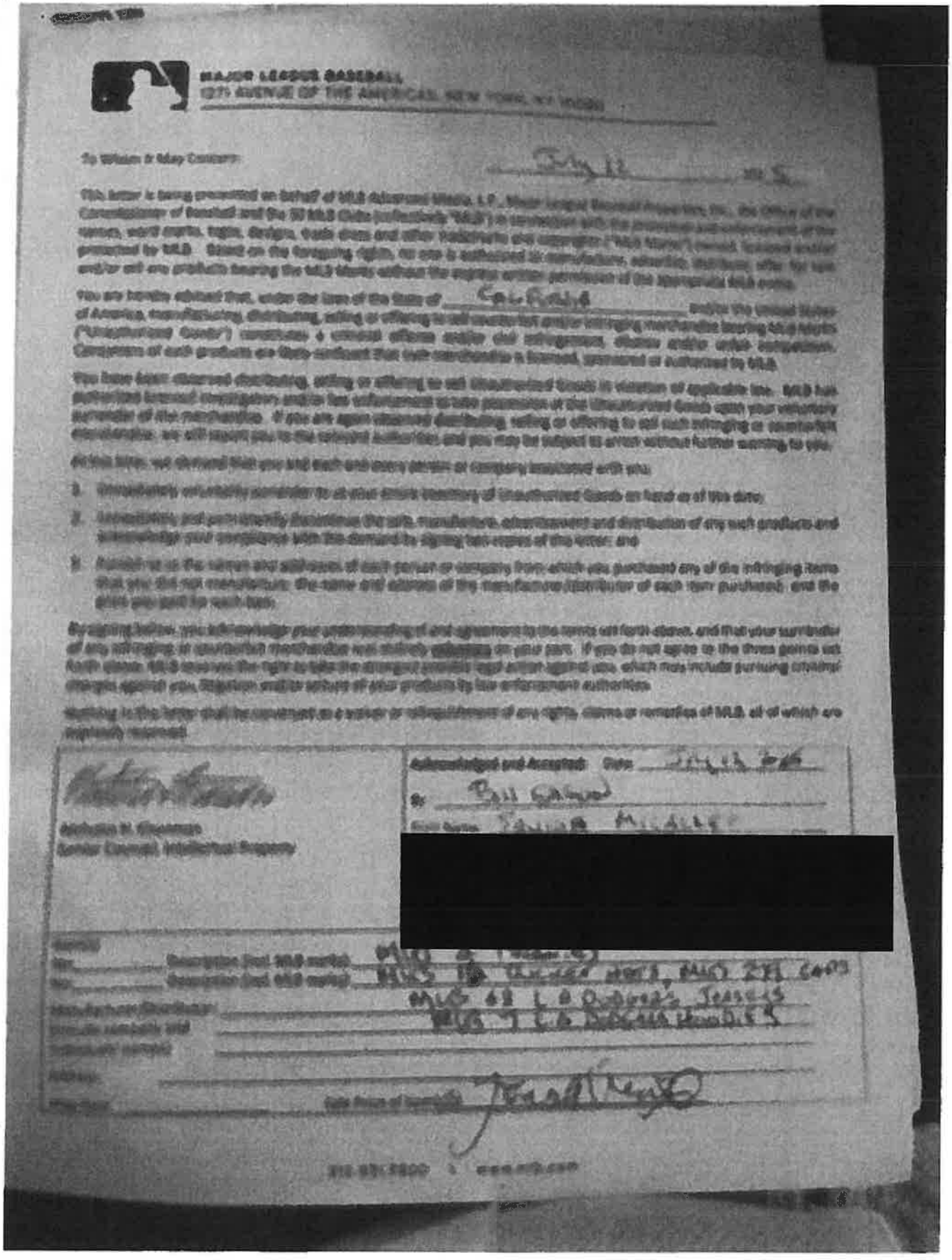
NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse of side of this notice of violation. **Contact Inspector for verification when all Code requirements are met.**

NOV Item #	Code Section (see reverse of form for applicable code section)	Description, including manner in which violation is to be remedied (E.G. "Uneven pavement. Pavement shall be leveled to prevent ongoing hazard.")	Deadline to correct (A, B, C, D, E, or F as directed)	Administrative Penalty or Fine if not corrected	Date of re-inspection/ Compliance	Inspector Initials
1	Public Works Code 3.9.3	Unpermitted Vending Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non- Compliant Display / Occupancy 30" 13	Immediate	$250-1st $500- 2nd $1000 Each Additional	Re-inspected: ☐Corrected ☐Not-corrected Final Correction:	
2					Re-inspected: ☐Corrected ☐Not-corrected Final Correction:	
3					Re-inspected:	

I acknowledge receipt of proper notice and understand if corrective action is not taken to remedy the viola... responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal C... ...ice any of the corrective actions required or penalties levied.
Name (Printed): Savior Micallef Signa...

I am over the age of 18 years and not a party to this action. I am employed by the City & Co... ...Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on
(Month, Day) 7/11 of (Year) 2025 I personally served X I served via certified mail ___ I served via email ___
Name(s) of Violation(s): Savior Micallef with this Notice of Violation.
Issued and served by: (Print Name) 093
(Signature): Department: Public Works Phone #: 628-271-2000

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $_____ PER DAY PER INCIDENT IS HEREBY IMPOSED. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.
Inspector Initials: [redacted] Date: 7/11/25



MAJOR LEAGUE BASEBALL
[redacted]

To Whom It May Concern:

May 12 20[redacted]

This letter is being presented on behalf of MLB Advanced Media, L.P., Major League Baseball Properties, Inc., the Office of the Commissioner of Baseball and the 30 MLB Clubs (collectively "MLB") in connection with the promotion and enforcement of the names, world marks, logos, designs, trade dress and other trademarks and copyrights ("MLB Marks") owned, licensed and/or protected by MLB. Based on the foregoing rights, no one is authorized to manufacture, advertise, distribute, offer for sale and/or sell any products bearing the MLB Marks without the express written permission of the appropriate MLB entity.

You are hereby advised that, under the laws of the State of California and/or the United States of America, manufacturing, distributing, selling or offering to sell counterfeit and/or infringing merchandise bearing MLB Marks ("Unauthorized Goods") constitutes a criminal offense and/or civil infringement, dilution and/or unfair competition. Consumers of such products are likely confused that such merchandise is licensed, sponsored or authorized by MLB.

You have been observed distributing, selling or offering to sell Unauthorized Goods in violation of applicable law. MLB has authorized licensed investigators and/or law enforcement to take possession of the Unauthorized Goods upon your voluntary surrender of the merchandise. If you are again observed distributing, selling or offering to sell such infringing or counterfeit merchandise, we will report you to the criminal authorities and you may be subject to arrest without further warning to you.

At this time, we demand that you and each and every person or company associated with you:

1. Immediately and voluntarily surrender to us your entire inventory of Unauthorized Goods on hand as of the date;
2. Immediately and permanently discontinue the sale, manufacture, advertisement and distribution of any such products and acknowledge your compliance with the demand by signing two copies of this letter; and
3. Furnish us the names and addresses of each person or company from which you purchased any of the infringing items that you did not manufacture, the name and address of the manufacturer/distributor of each item purchased, and the price you paid for each item.

By signing below, you acknowledge your understanding of and agreement to the terms set forth above, and that your surrender of any infringing or counterfeit merchandise was entirely voluntary on your part. If you do not agree to the three points set forth above, MLB reserves the right to take the strongest possible legal action against you, which may include pursuing criminal charges against you, litigation and/or seizure of your products by law enforcement authorities.

Nothing in this letter shall be construed as a waiver or relinquishment of any rights, claims or remedies of MLB, all of which are expressly reserved.

Anthony M. Ehrlinger
Senior Counsel, Intellectual Property

Acknowledged and Accepted Date: May 12 20[redacted]

By: Bill Gallo

Print Name: James Mullen

[redacted]

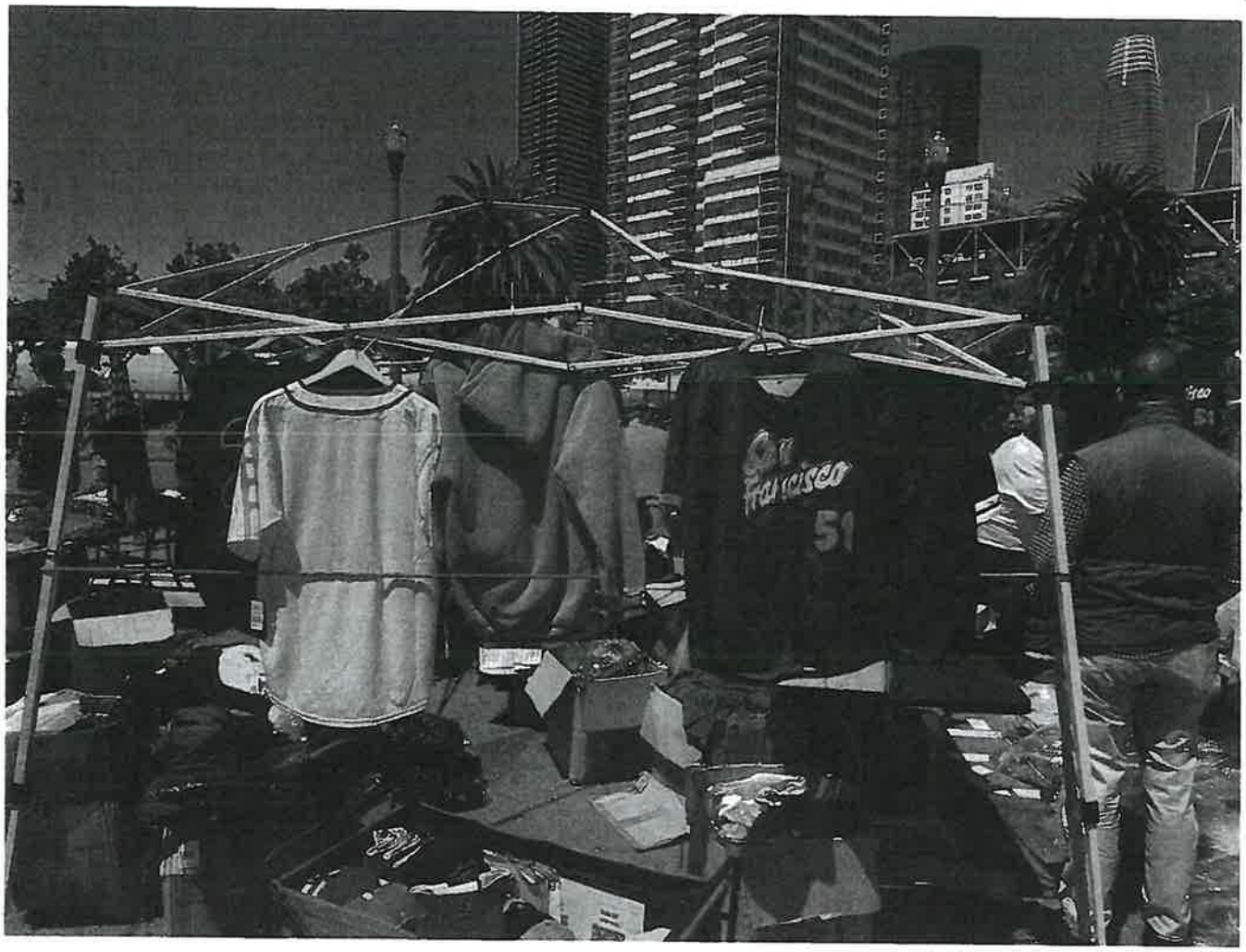
Quantity
Size _____ Description (incl. MLB marks) MLB 2 Pocket
Size _____ Description (incl. MLB marks) MLB 18 Cubs Hats, MLB 2XL Coats
MLB 48 L.A Dodgers Jerseys
MLB 7 L.A Dodgers Hoodies
Manufacturer/Distributor: _____
Phone number and _____
contact person: _____
Address: _____
Price Paid: _____ Date Items Purchased: May 12

[redacted]


51
51
26
51
51


51
51



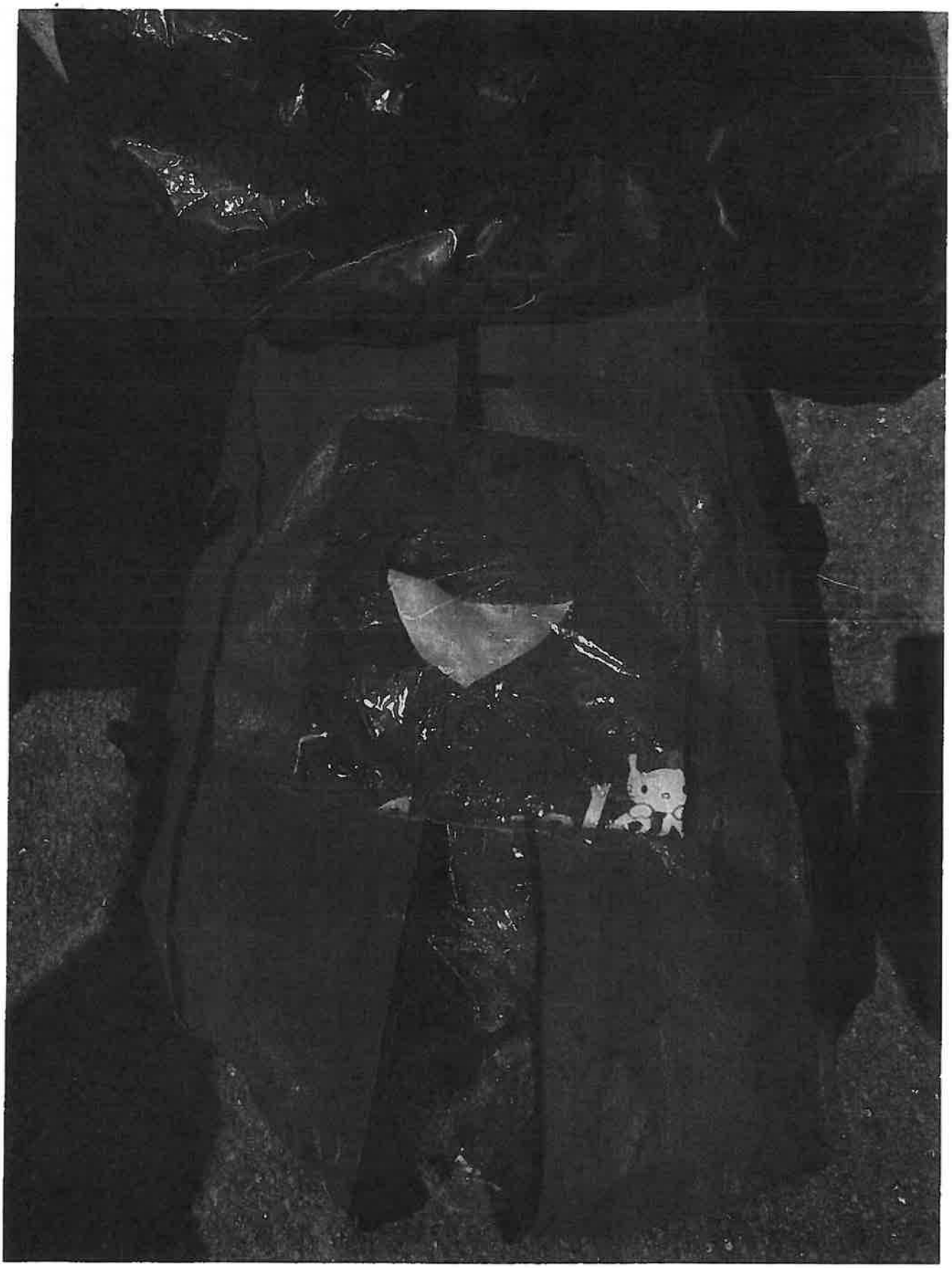

San
Francisco
51

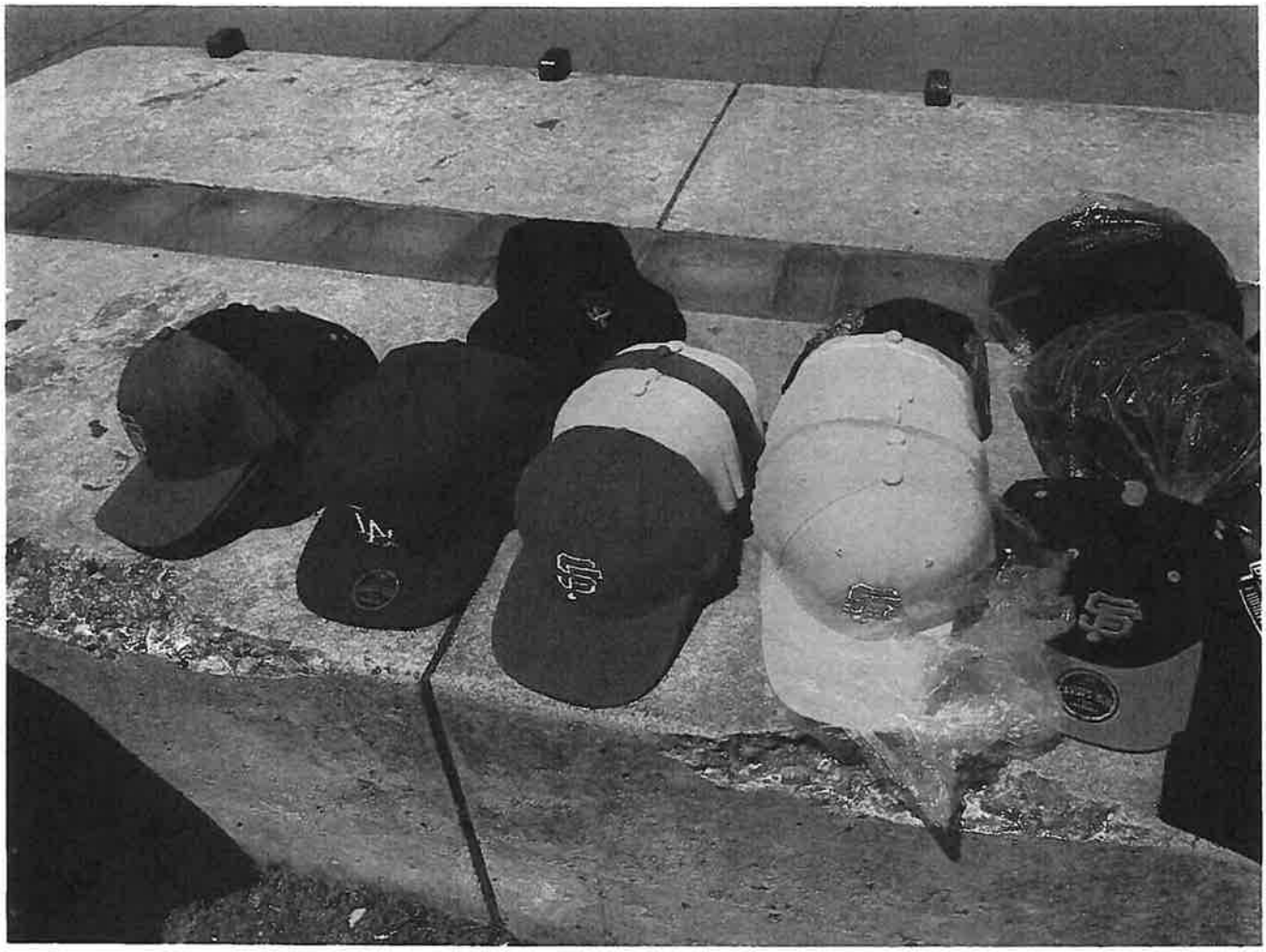




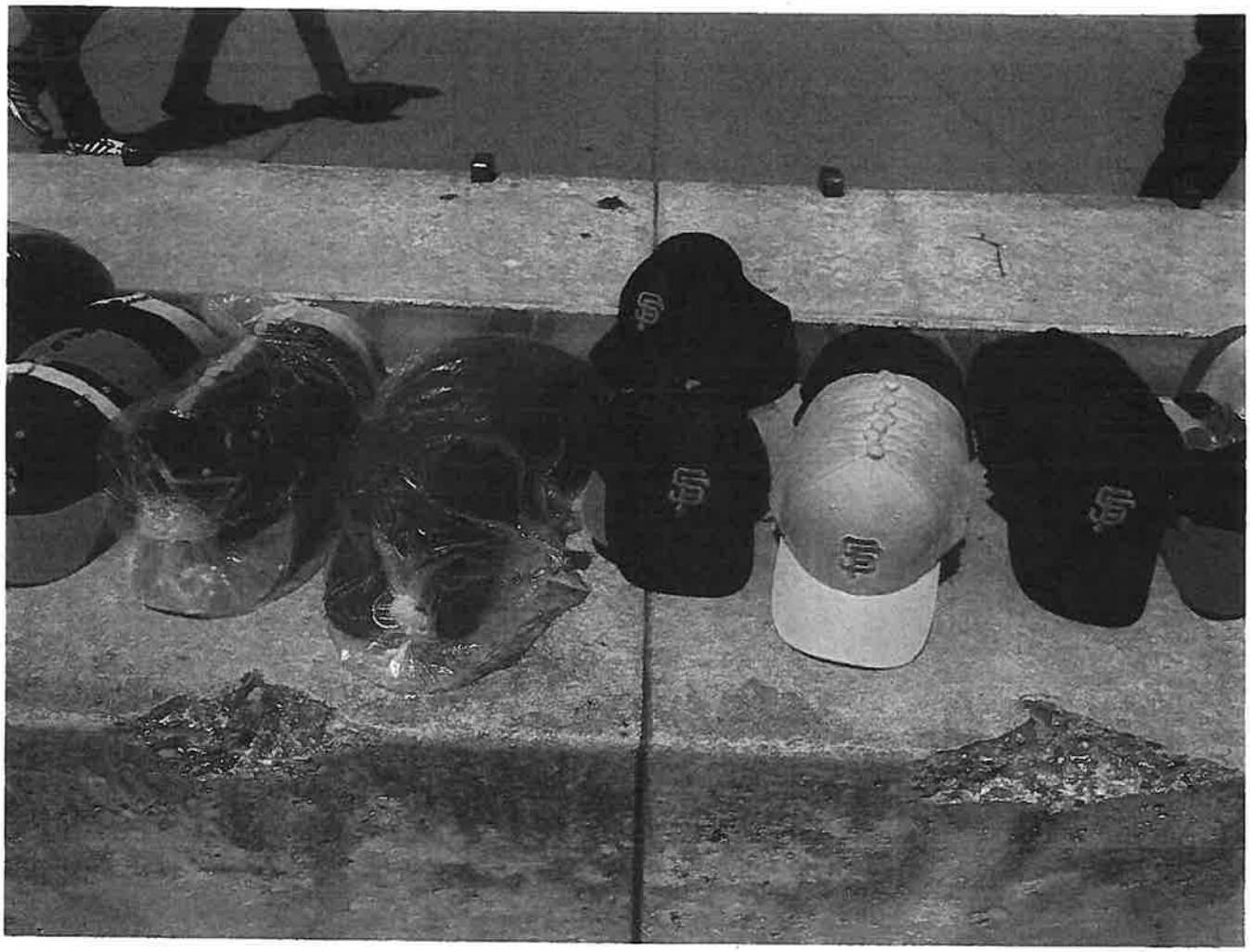
OSFA











11:44

◀ Camera

5G+

Venmo

Send Money, Split Expenses

GET

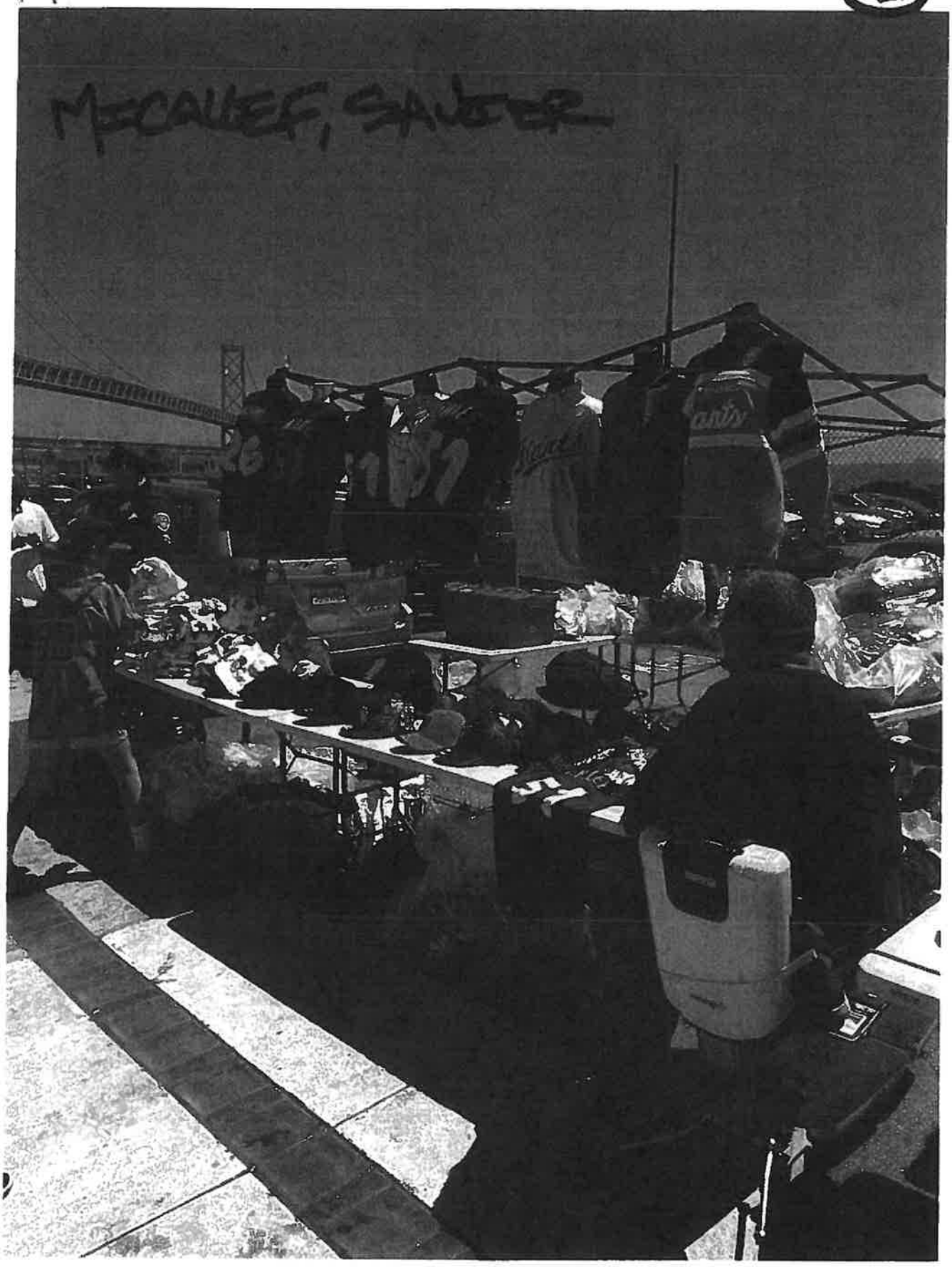
venmo

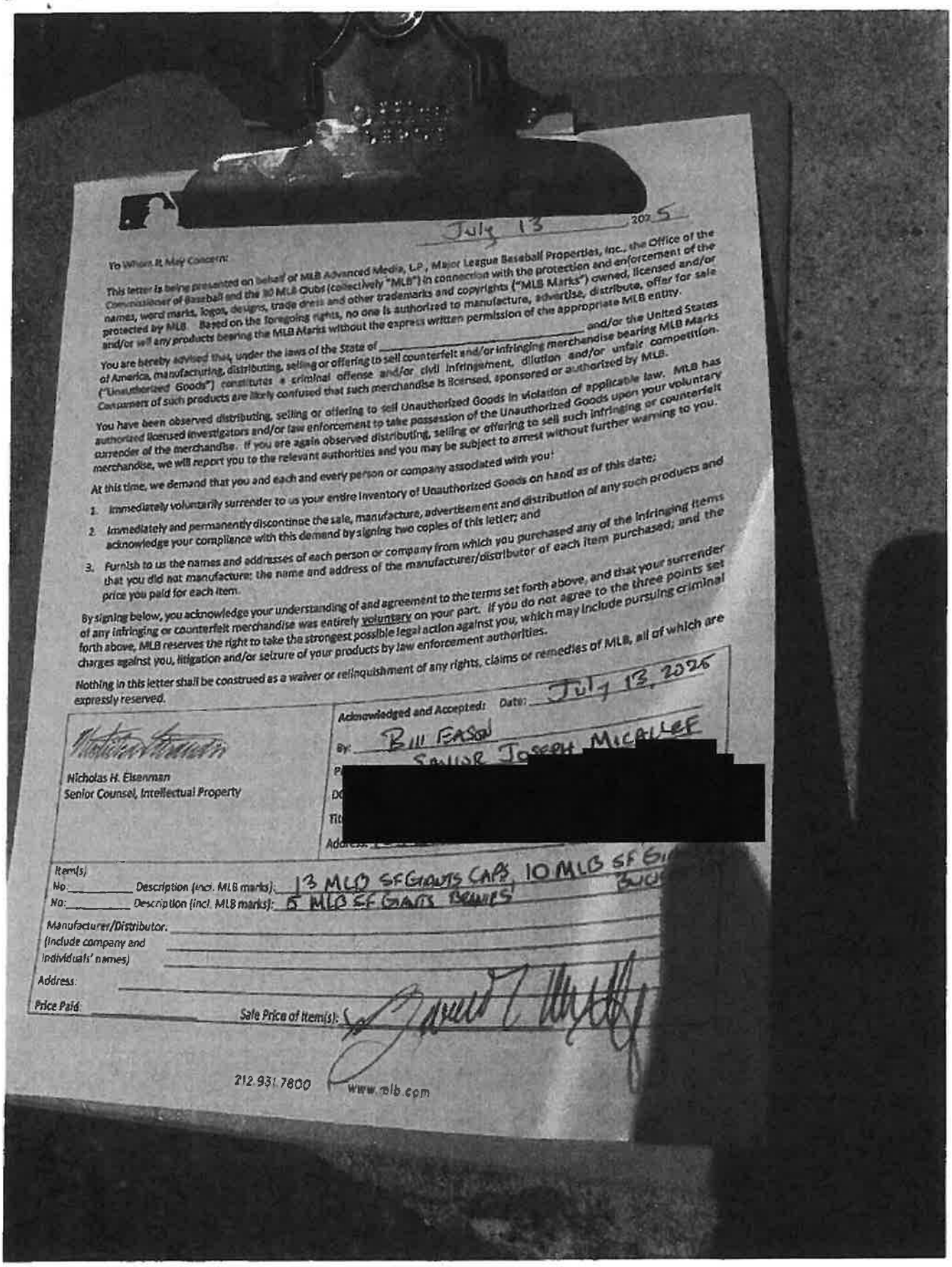


Savior Micallef

[redacted]

Sign in to pay this


MCCALLEF, SAWYER



July 13 2025

To Whom It May Concern:

This letter is being presented on behalf of MLB Advanced Media, L.P., Major League Baseball Properties, Inc., the Office of the Commissioner of Baseball and the 30 MLB Clubs (collectively "MLB") in connection with the protection and enforcement of the names, word marks, logos, designs, trade dress and other trademarks and copyrights ("MLB Marks") owned, licensed and/or protected by MLB. Based on the foregoing rights, no one is authorized to manufacture, advertise, distribute, offer for sale and/or sell any products bearing the MLB Marks without the express written permission of the appropriate MLB entity.

You are hereby advised that, under the laws of the State of _____ and/or the United States of America, manufacturing, distributing, selling or offering to sell counterfeit and/or infringing merchandise bearing MLB Marks ("Unauthorized Goods") constitutes a criminal offense and/or civil infringement, dilution and/or unfair competition. Consumers of such products are likely confused that such merchandise is licensed, sponsored or authorized by MLB.

You have been observed distributing, selling or offering to sell Unauthorized Goods in violation of applicable law. MLB has authorized licensed investigators and/or law enforcement to take possession of the Unauthorized Goods upon your voluntary surrender of the merchandise. If you are again observed distributing, selling or offering to sell such infringing or counterfeit merchandise, we will report you to the relevant authorities and you may be subject to arrest without further warning to you.

At this time, we demand that you and each and every person or company associated with you:

1. Immediately voluntarily surrender to us your entire inventory of Unauthorized Goods on hand as of this date;
2. Immediately and permanently discontinue the sale, manufacture, advertisement and distribution of any such products and acknowledge your compliance with this demand by signing two copies of this letter; and
3. Furnish to us the names and addresses of each person or company from which you purchased any of the infringing items that you did not manufacture; the name and address of the manufacturer/distributor of each item purchased; and the price you paid for each item.

By signing below, you acknowledge your understanding of and agreement to the terms set forth above, and that your surrender of any infringing or counterfeit merchandise was entirely voluntary on your part. If you do not agree to the three points set forth above, MLB reserves the right to take the strongest possible legal action against you, which may include pursuing criminal charges against you, litigation and/or seizure of your products by law enforcement authorities.

Nothing in this letter shall be construed as a waiver or relinquishment of any rights, claims or remedies of MLB, all of which are expressly reserved.

Nicholas H. Eisenman
Senior Counsel, Intellectual Property

Acknowledged and Accepted: Date: July 13, 2025

By: BILL FASOU

P: [redacted]

DO: [redacted]

Title: [redacted]

Address: [redacted]

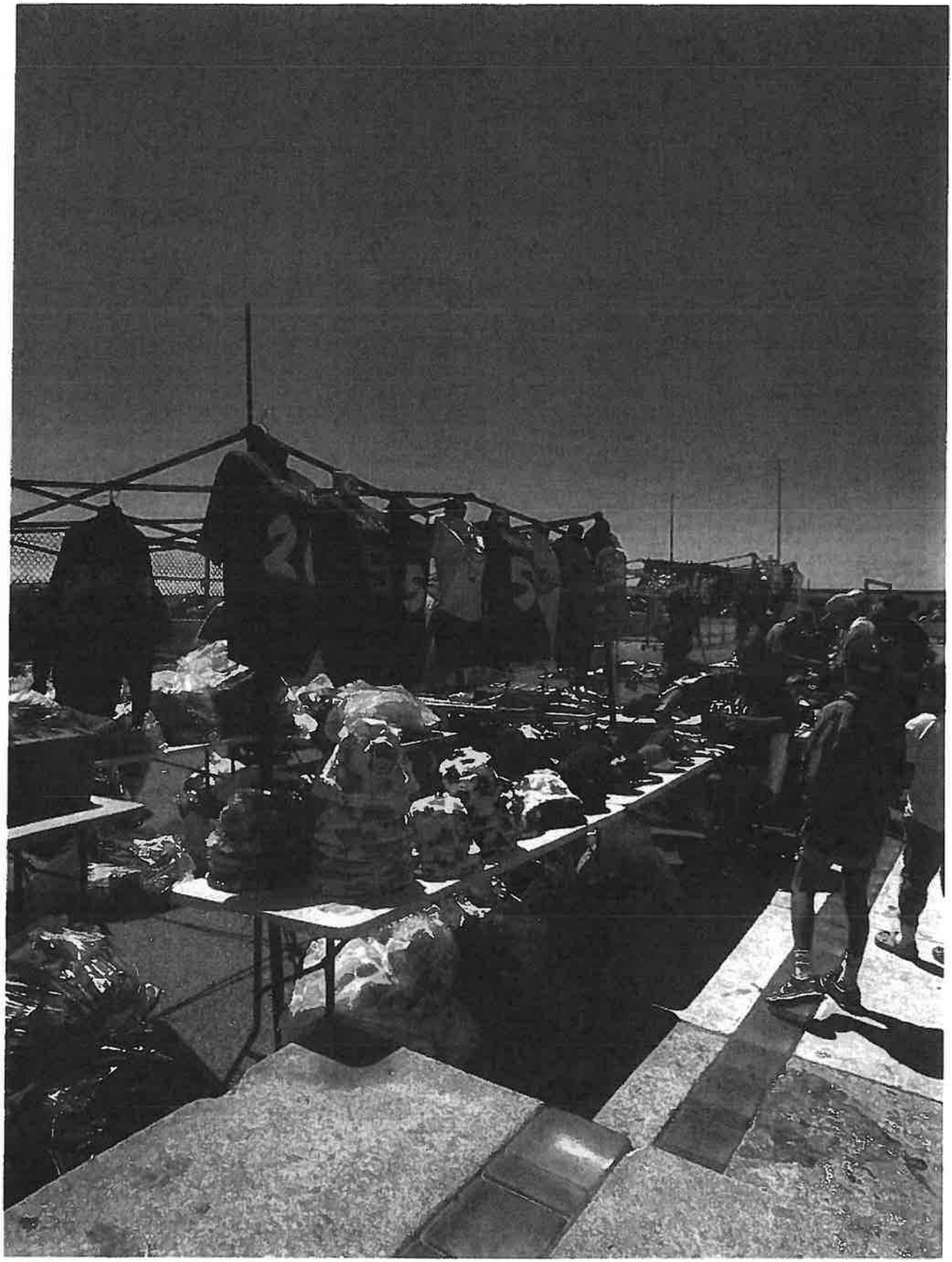
Item(s)
No. _____ Description (incl. MLB marks): 13 MLB SF GIANTS CAPS 10 MLB SF GI BUC
No: _____ Description (incl. MLB marks): 5 MLB SF GIANTS BEANIES

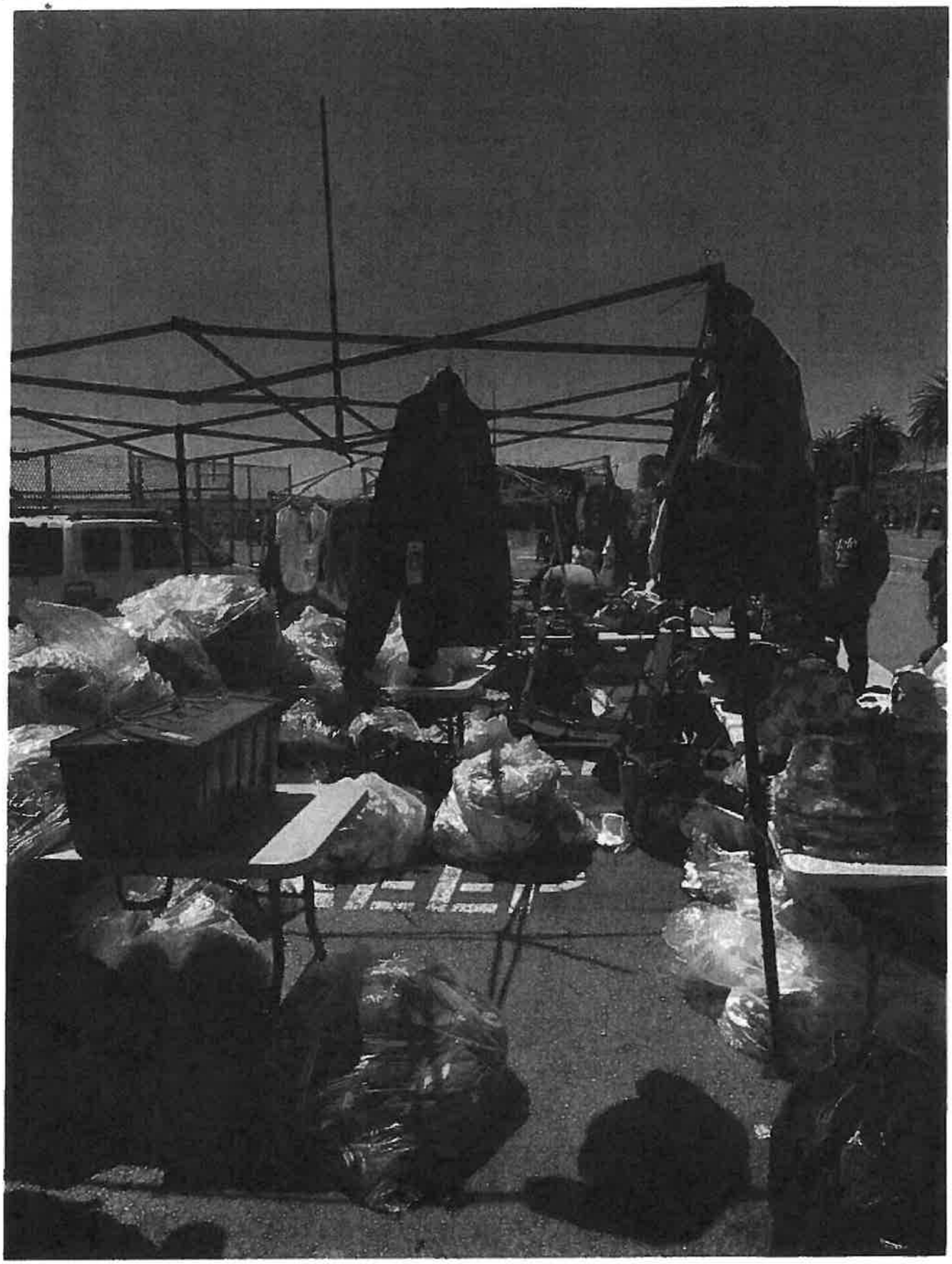
Manufacturer/Distributor: _____
(include company and individuals' names)

Address: _____

Price Paid: _____ Sale Price of Item(s): $ _____

212 931 7800 www.mlb.com







Outlook

Board of Appeals Materials

From Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>
Date Fri 10/31/2025 7:33 AM
To bigsaves49@gmail.com <bigsaves49@gmail.com>
Cc BoardofAppeals (PAB) <boardofappeals@sfgov.org>; DPW-StreetVendorPermit <StreetVendorPermit@sfdpw.org>

5 attachments (10 MB)

Respondent's Brief - Appeal 25-040 Savior Micallef (Final 10.30.25).pdf; Exhibit 1 Article 5.9.pdf; Exhbit 2 Vending Order206887.docx.pdf; Exhibit 3 9-8-2022 Port Vending Regulations.pdf; Compressed from Exhibit 4 -- Public Works Records for Savior Micallef_Redacted_2.pdf;

Good Morning Savior,

I have attached materials that have been submitted to the Board of Appeals in advance of our hearing next week.

If you have questions about the process or anything related to Board of Appeals I would advise you to reach out to them, if you have questions related to vending or permits you are always welcome to reach out to the team,

Gregory P. Slocum
Commercial Permit Manager
San Francisco Public Works | City and County of San Francisco
49 South Van Ness, 3rd Floor | San Francisco, CA 94103

EXHIBIT I.

Street Vending Permit 25VDR-00012

City and County of San Francisco
San Francisco Public Works - Bureau of Street Use and Mapping
49 South Van Ness Ave, Suite 300 - San Francisco, CA 94103
sfpublicworks.org - tel (628) 271-2000

25VDR-00012
(Original: 24VDR-00031)
Renewed

Savior Micallef

Street Vendor Permit

Address :

Cost: $111.00

Block: Lot: Zip:

Name: Savior J Micallef

Days_Of_Operation	Sunday,Monday,Tuesday,Wednesday,Thursday,Friday,Saturday
Permit_FrontPage_Conditions	Permittee is required to abide by all terms of Article 5.9 of the Public Works Code and Public Works Order 206,887 and any successor rules or regulations, including all applicable right-of-way path of travel requirements in the course of their vending operations. Public Works Orders may be reviewed by visiting the Public Works website at https://sfpublicworks.org/services/permits/public-works-orders Permittee is required to abide by Penal Code 350 in California which may be reviewed at https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=PEN&sectionNum=350. Permittee is prohibited from vending any counterfeit, stolen, harmful, or dangerous items, noise-making devices, or items that are prohibited by law, such as alcohol, cannabis, and firearms. Violations may result in a revocation of your permit Permittees vending in the Port of San Francisco's jurisdiction are required to also abide by the regulations outlined in this document: https://sfpublicworks.org/sites/default/files/9-8-2022%20Port%20Vending%20Regulations.pdf.
Goods_Sold	Merchandise
Vendor_Type	Stationary Vendor
Business_Account_Number	1157026
Permit_Location_Description	Port of San Francisco
HoursOfOperation	10:00 AM - 7:00 PM
Permit_Start_Date	11/16/2024
Permit_End_Date	11/15/2025
PermitteeName	Savior Micallef
PermitteeEmail	bigsaves49@gmail.com
PermitteePhone	(650) 771-5614
SecondaryName	
SecondaryEmail	
SecondaryPhone	
Goods_Sold_Desc	t-shirts, hoodies, jackets, hats

Printed : 3/5/2025 9:30:33 AM

No Street segments

No Exceptions

No Diagram submitted

EXHIBIT J.

Public Works' Correspondence Log with Savior Micallef

Public Works Communication Log With Savior Micallef

DPW Staff Member	Date	Time	Reference To Which DPW Order No.	Type of Interaction	Purpose of Interaction	Email Thread File Name
Gregory Slocum	2/27/2025	2:07PM	Not related to any DPW Order No. This is for Savior's Port Permit Renewal.	Email	Gregory followed up with Savior about his permit renewal. Gregory told him he would need to pay for his $500 NOV fine first, before we issued his $110 renewal invoice.	02_27_2025 Savior J Micallef Email Thread - Greg Emailing Savior About His Renewal
Travis Kwong	8/20/2025	8:20AM	DPW Order No. 212000	Email	Travis emailed Savior about his revocation hearing.	Exhibit B - Savior J Micalef Email Correspondence
Travis Kwong	8/20/2025	2:08PM	DPW Order No. 212000	Phone Call	Travis had to call him about his revocation because Savior doesn't check his emails.	Exhibit B - Savior J Micalef Email Correspondence
Travis Kwong	9/25/2025	12:09PM	DPW Order No. 212110	Email	Travis emailed Savior about his revocation hearing result.	Exhibit B - Savior J Micalef Email Correspondence
Gregory Slocum	10/31/2025	7:33AM	DPW Order No. 212110	Email	Gregory emailed the BOA materials to Savior.	Savior J Micalef Emails Thread - Greg Emailing BOA Materials to Savior

Outlook

Fw: Follow up on Call

From Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>
Date Wed 11/19/2025 5:07 PM
To Kwong, Travis (DPW) <travis.kwong@sfdpw.org>

Please add to log

From: Slocum, Gregory (DPW)
Sent: Thursday, February 27, 2025 2:07 PM
To: bigsaves49@gmail.com <bigsaves49@gmail.com>
Cc: Khin, Emily (DPW - Contractor) <emily.khin@sfdpw.org>
Subject: Follow up on Call

Good Afternoon Savior,

Thanks for your time today, it's always good to connect with the people we serve.

I followed up with Emily and she indicated that the $110 you referenced is *only* for renewal. You have a $500 Notice of Violation fine that needs to be cleared before we would charge or issue you for the renewal. She indicated if you still had an invoice you would be able to pay the fine at the kiosk (I did not want you to expect to leave $110 lighter and be surprised by additional fine).

SAN FRANCISCO PUBLIC WORKS
Gregory P. Slocum
Commercial Permit Manager
San Francisco Public Works | City and County of San Francisco
49 South Van Ness, 3rd Floor | San Francisco, CA 94103

Outlook

Fw: Hearing for Revocation of Street Vending Permit 25VDR-00012 - Savior J Micallef

From DPW-StreetVendorPermit <StreetVendorPermit@sfdpw.org>
Date Thu 9/25/2025 2:07 PM
To Longaway, Alec (BOA) <alec.longaway@sfgov.org>
Cc Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>; Bustos, Kimberly (DPW) <kimberly.bustos@sfdpw.org>
Bcc Kwong, Travis (DPW) <travis.kwong@sfdpw.org>

1 attachment (253 KB)
Order212110.pdf;

Good afternoon Alec,

Please the email below that I sent to Savior. The attached pdf is the signed order.

Thanks,

Travis Kwong
San Francisco Public Works | City and County of San Francisco
49 South Van Ness Ave., Suite 1600 | San Francisco, CA 94103
sfpublicworks.org · twitter.com/sfpublicworks

Please keep in mind that appointments are required for in-office visits.

From: DPW-StreetVendorPermit <StreetVendorPermit@sfdpw.org>
Sent: Thursday, September 25, 2025 12:09 PM
To: savior micallef <bigsaves49@gmail.com>
Cc: Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>; Thomas, Kyle (PRT) <kyle.thomas@sfport.com>
Subject: Re: Hearing for Revocation of Street Vending Permit 25VDR-00012 - Savior J Micallef

Good afternoon Savior,

Public Works has determined to uphold the revocation of the permit. Please see attached Order.

This Order and determination may be appealed to the Board of Appeals within 15 days of September 18, 2025.

Board of Appeals
49 South Van Ness Ave, Suite 1475 (14th Floor) San Francisco, CA 94103
Phone: 628-652-1150
Email: Boardofappeals@sfgov.org
Note: Office Visits by Appointment Only

Thanks,

Travis Kwong
San Francisco Public Works | City and County of San Francisco
49 South Van Ness Ave., Suite 1600 | San Francisco, CA 94103
sfpublicworks.org · twitter.com/sfpublicworks

Please keep in mind that appointments are required for in-office visits.

From: DPW-StreetVendorPermit
Sent: Wednesday, August 20, 2025 8:20 AM
To: savior micallef <bigsaves49@gmail.com>
Cc: Slocum, Gregory (DPW) <gregory.slocum@sfdpw.org>; Thomas, Kyle (PRT) <kyle.thomas@sfport.com>
Subject: Hearing for Revocation of Street Vending Permit 25VDR-00012 - Savior J Micallef

Good morning Savior,

I am sharing with you a Hearing Order (see attached PDF) for our public hearing for your permit's revocation on 8/27.

You may cut and paste the link contained on this Order into a browser:
https://us06web.zoom.us/j/85182001179

If you would like to call in, or enter a Zoom Webinar ID, this information is also located on the attachment. You are welcome to share this notice, this meeting is open to the public, and there will be an opportunity for public comment. If anyone would like to make a comment but cannot attend, they are welcome to submit it to me in writing ahead of time, and I will ensure that we provide the hearing officer with comments.

Please let me know if you have any questions. I will provide a brief overview at hearing, answer any questions the hearing officer may have, you will also have an opportunity to speak if you so choose.

Best,

Travis Kwong
San Francisco Public Works | City and County of San Francisco
49 South Van Ness Ave., Suite 1600 | San Francisco, CA 94103
sfpublicworks.org · twitter.com/sfpublicworks

Please keep in mind that appointments are required for in-office visits.

APPEAL NO. 25-040

(REVOCATION OF STREET VENDOR PERMIT-SAVIOR MICALLEF)

SUPPLEMENTAL BRIEF SUBMITTED BY THE APPELLANT FOR THE HEARING ON JANUARY 28, 2026

First of all I would like to thank the city of San Francisco for allowing us vendors to sell our merchandise at the ballgames.

I have been a vendor at (Pac-Bell) Oracle Park (outside Park) since they opened in the year 2000. Prior to that I worked at Candle-stick Park at the ballgames.

I started my Freshman year at Serra High School as a legal vendor working for Stevens (Steven Enterprises & Volume Sources at all the Professional and Big Colleges games in Bay Area as well as Cow Palaces since 1978 to my College years 1983. I worked at Oakland

Coliseum, Stamford & Cal Berkeley football games. During Jr College I also worked as security for S.F. Giants & the State of Ca security at Most events at the Cow Palace.

I started working outside events at stadiums after I finish College at SDSU in 1984. I worked at Candlestick Park 49er & Giants games. So I have been doing this for many of years. I have been trying to follow the rules. However lately the people selling at the games have been increased by many types of

vendors. There are various items. Food, alcohol, tickets, etc. Sometimes it gets out of hand and I see why the city is taking action

I looked at all the paper-work presented most of it is from the first time I met Kyle and people working for the post and D.P.W that was 2 years ago when I was sell my good on the big cement blocks (20 feet long x 5 feet). Since I got my permit through the city. I have been working in a 10X10 tent so I don't know why

those pictures are still being showed. I am trying to move forward with permit and do what ever the City wants me to do. This is my livelyhood. Being a vendor is what I have been doing for over 40 yrs. I appreciate the city for giving me the opertunity to vend. Being a vendor is what I enjoy. I left the stadium scene for a period of 10 years to open a store. It was nice to try some-thing new, however retail stores are real difficult nowadays Due to people shopping online.

*I also returned all counterfeit items back to person who sold them to me.

In conclusion the Port and DPW are doing a pretty good job at regulating illegal Sales at the stadium however there are still illegal vendors who have been working right in front of my stand all season and they never got rid Of that one person. They told me about the person but never fix the problem. I understand this is a new program and it may take time.

I thank you for allowing me to do what I have been doing for so many years under my current condition. Thank You

Sasior Miccolo

APPEAL NO. 25-040

(REVOCATION OF STREET VENDOR PERMIT, SAVIOR MICALLEF)

DOCUMENTS SUBMITTED FOR THE HEARING ON NOVEMBER 5, 2025 (ITEM NOT HEARD ON THAT DAY)

BOARD OF APPEALS, CITY & COUNTY OF SAN FRANCISCO

Appeal of
SAVIOR MICALLEF,)
Appellant(s))
)
vs.)
)
SAN FRANCISCO PUBLIC WORKS)
BUREAU OF STREET USE & MAPPING,)
Respondent

Appeal No. **25-040**

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN THAT on September 25, 2025, the above named appellant(s) filed an appeal with the Board of Appeals of the City and County of San Francisco from the decision or order of the above named department(s), commission, or officer.

The substance or effect of the decision or order appealed from is the ISSUANCE on September 18, 2025, of Public Works Order No. 212110 (The Public Works Department revoked Street Vendor Permit No. 25VDR-00012 because of a history of non-compliance and violation of City rules and regulations beginning on October 7, 2023).

ORDER NO. 212110

FOR HEARING ON January 28, 2025

Address of Appellant(s):	Address of Other Parties:
Savior Micallef, Appellant(s) 566 Bayshore Circle San Bruno, CA 94066	N/A

Date Filed: September 25, 2025

CITY & COUNTY OF SAN FRANCISCO
BOARD OF APPEALS

PRELIMINARY STATEMENT FOR APPEAL NO. 25-040

I / We, **Savior Micallef**, hereby appeal the following departmental action: **ISSUANCE of Public Works Order No. 212110 (revocation of Street Vending Permit No. 25VDR-00012)** by the **San Francisco Public Works Department,** which was issued or became effective on **September 18, 2025**, to **Savior Micallef** .

BRIEFING SCHEDULE:

Appellant's Brief is due on or before: 4:30 p.m. on **October 16, 2025**, **(no later than three Thursdays prior to the hearing date)**. The brief may be up to 12 pages in length with unlimited exhibits. It shall be double-spaced with a minimum 12-point font. An electronic copy shall be emailed to: boardofappeals@sfgov.org, julie.lamarre@sfgov.org, and gregory.slocum@sfdpw.org

Respondent's and Other Parties' Briefs are due on or before: 4:30 p.m. on **October 30, 2025**, **(no later than one Thursday prior to hearing date)**. The brief may be up to 12 pages in length with unlimited exhibits. It shall be doubled-spaced with a minimum 12-point font. An electronic copy shall be emailed to: boardofappeals@sfgov.org, julie.lamarre@sfgov.org, and bigsaves49@gmail.com

Hard copies of the briefs do NOT need to be submitted to the Board Office or to the other parties.

Hearing Date: **Wednesday, November 5, 2025, 5:00 p.m., Room 416 San Francisco City Hall, 1 Dr. Carlton B. Goodlett Place.** The parties may also attend remotely via Zoom. Information for access to the hearing will be provided before the hearing date.

All parties to this appeal must adhere to the briefing schedule above, however if the hearing date is changed, the briefing schedule MAY also be changed. Written notice will be provided of any changes to the briefing schedule.

In order to have their documents sent to the Board members prior to hearing, **members of the public** should email all documents of support/opposition no later than one Thursday prior to hearing date by 4:30 p.m. to boardofappeals@sfgov.org. Please note that names and contact information included in submittals from members of the public will become part of the public record. Submittals from members of the public may be made anonymously.

Please note that in addition to the parties' briefs, any materials that the Board receives relevant to this appeal, including letters of support/opposition from members of the public, are distributed to Board members prior to hearing. All such materials are available for inspection on the Board's website at www.sfgov.org/boa. You may also request a hard copy of the hearing materials that are provided to Board members at a cost of 10 cents per page, per S.F. Admin. Code Ch. 67.28.

The reasons for this appeal are as follows:

See attachment to the Preliminary Statement of Appeal.

Appellant or Agent:

Signature: Via Email

Print Name: Savior Micallef, appellant

I would like to appeal this decision because The port and Dpw say I have been selling merchandise that were illegal. I did not have them for sale. They were in a bag underneath my table because I was planning to return them to the guy who sold them to me who worked down the road on Embarcadero. He promised to come by and pick him up for me and he did not. That's why they were in my stand. I cannot go to my car because I am the only one working the stand and I am handicap. The other two stands right next to me sell the same merchandise and I have pictures to prove it the merchandise I am talking about our supposed to be illegal and then the porch says we cannot sell hello Kitty merchandise and he said he was gonna come with paperwork that says we can't. It seems like everything we sell, which is not much this year has a problem. We have been buying official merchandise and merchandise that we can sell and try to follow the RULES as best as we can, however, Mr. Thomas wants to open bags that are closed, which is illegal when I have a customer, he says you have a customer then I go and help the customer and when I turn around, he is opening bags and I have witnesses to seeing himdo so

Docusign Envelope ID: 0EE65294-4A84-4BF1-AE9C-A278C05FE31D

San Francisco Public Works
General – Director's Office
49 South Van Ness Ave., Suite 1600
San Francisco, CA 94103
(628) 271-3160 www.SFPublicWorks.org

Public Works Order No: 212110

9/18/2025

On August 27, 2025, pursuant to Public Works Order No. 212000 a Public Works hearing was held to consider the revocation of a Street Vendor Permit number 25VDR-00012 for Savior J Micallef.

Public Works staff provided a history of non-compliance and violation with City rules and regulations beginning on 10/07/2023.

Following Public Works' presentation, time was made available for the appellant to present, and the public to comment. The appellant spoke and two members of the public commented.

Henceforth, Public Works is upholding the denial of this permit application request.

APPEAL:

This Order and determination may be appealed to the Board of Appeals within 15 days of September 18th, 2025.

Board of Appeals

49 South Van Ness Ave, Suite 1475 (14th Floor) San Francisco, CA 94103

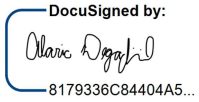
Phone: 628-652-1150

Email: Boardofappeals@sfgov.org

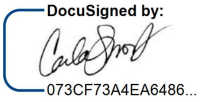
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X 

Degrafinried, Alaric
0954 Director of Strategic Initiative

X 

Short, Carla
Director of Public Works

APPELLANT(S) DID NOT SUBMIT A BRIEF

BRIEF(S) SUBMITTED BY RESPONDENT DEPARTMENT(S)

October 30, 2025

President John Trasviña

Vice President Jose Lopez

Commissioner Rebecca Saroyan

Commissioner Rick Swig

City and County of San Francisco

Board of Appeals

49 South Van Ness, Suite 1475

San Francisco, CA 94103

Subject: Respondent's Brief (Appeal No. 25-040, Micallef vs. SFPW-BSM)

Dear President Trasviña, Vice President Lopez, Commissioner Saroyan, and Commissioner Swig:

The Department of Public Works ("Public Works") submits this respondent's brief for Appeal No. 25-040.

Introduction

The Board of Appeals should uphold Public Works' revocation of the vending permit of appellant Savior Micallef ("Appellant") based on Appellant's multiple failures to comply with the City's vending laws, regulations, and requirements. Article 5.9 of the Public Works Code authorizes the Public Works Director to "revoke or suspend a Vendor's permit" upon the occurrence of a "fourth violation within twelve months of the first violation." (S.F. Pub. Works Code Sec. 5.9-11(c)(1)(D).) The record reflects clearly that Appellant committed four violations within a twelve-month period, and Appellant's extensive record of noncompliance paired with

Appellant's utter disregard for the City's vending laws, regulations, and requirements provide more than sufficient grounds for the Public Works Director to revoke Appellant's permit. Failure to uphold the permit revocation would discourage good faith vendors from obtaining and/or complying with the terms of the required vending permits.

Background Facts

Appellant contests Public Works' revocation of Permit No. 25VDR-00012, claiming "[t]he port and Dpw say I have been selling merchandise that were (*sic*) illegal. I did not have them for sale." (Attachment to Appellant's Preliminary Statement of Appeal.) Yet Appellant has demonstrated flagrant disregard for and noncompliance with Article 5.9 of the San Francisco Public Works Code (attached as Exhibit 1), Public Works Order No. 206887 (the "City Vending Regulations," attached as Exhibit 2), and the Port of San Francisco's Administrative Regulations for Mobile Vendors, dated September 9, 2022 ("Port Vending Regulations," attached as Exhibit 3, together with Article 5.9 and the City Vending Regulations, the "City Vending Laws"). Indeed, Appellant has received warnings or citations due to Appellant's noncompliant or unlawful vending activities on at least ten separate occasions over the course of 22 months, between October 2023 and July 2025, as briefly summarized below. (See Exhibit 4 – Public Works Records for Savior Micallef, Permit No. 25VDR-00012 at 1.)

On October 7, 2023, the California Department of Alcohol Beverage Control cited Appellant for a violation of Business and Professions Code Section 23300, for selling alcoholic beverages without a license at Pier 33. On April 5, 2024, Appellant received a written warning for a violation of Public Works Code Section 5.9-3, which requires vendors to maintain and display permits. Days later, on April 7, 2024, Appellant was cited for unpermitted vending; despite receiving Citation No. 4724-001-007, subject to a $250 administrative penalty, Appellant

refused to cease vending and failed to provide proof of ownership of the merchandise he was selling at Pier 30/32.

The City's enforcement efforts against Appellant have been reasonably restrained. On April 24, 2024, the appellant was issued a verbal warning for an additional violation of Public Works Code Section 5.9-3 at Embarcadero and Bryant. Later that day, Appellant received an additional written warning for the same issues at the same site.

Less than one month later, on May 19, 2024, Appellant was issued Citation No. 51924-001-014, subject to a $100 administrative penalty, for the following violations of Article 5.9 of the Public Works Code: vending without a permit at Pier 32 (S.F. Pub. Works Code Sec. 5.9-3(a), (b)), failing to provide proof of ownership of the merchandise in question (S.F. Pub. Works Code Sec. 5.9-3(c)), and refusing to cease vending and relocating (S.F. Pub. Works Code Sec. 5.9-11(d)).

On August 15, 2024, Appellant received a $500 citation for violating Public Works Code Section 5.9-3 for the following violations of Article 5.9 of the Public Works Code: vending without a permit (S.F. Pub. Works Code Sec. 5.9-3(a), (b)), failing to provide proof of ownership of merchandise (S.F. Pub. Works Code Sec. 5.9-3(c)), and refusing to cease vending (S.F. Pub. Works Code Sec. 5.9-11(d)). Despite receiving the notice of violation, Appellant continued to leave piles of clothing merchandise strewn upon the entirety of a 60-foot-long sidewalk bench that was intended for the use and enjoyment of pedestrians and visitors (Exhibit 4 at p.14 of 103.). For purposes of the permit revocation at issue in this appeal, the Notice of Violation issued on August 15, 2024, is the "First Violation."

On March 8, 2025, Appellant received a citation from San Francisco Police Department for a violation of California Vehicles Code Section 22500(f) for parking a car on the sidewalk, in addition to a citation from Public Works for violating Article 5.9 of the Public Works Code (the "Second Notice of Violation"). Although Appellant failed to display a permit to vend, he had applied for a permit under the City Vending Laws days earlier. Public Works cited Appellant for "exceeding permissible use" of the sidewalk under a vending permit in violation of Public Works Code Section 5.9-8(b) and Port Vending Regulations sections 5.c and 6.b. Appellant later received a Permit #VDR-00012, which is subject to the City Vending Laws.

On July 9, 2025, Appellant was issued a Notice of Violation (the "Third Notice of Violation") for violating Public Works Code Article 5.9 for failing to display Appellant's vending permit, refusing to cease vending (S.F. Pub. Works Code Sec. 5.9-3(b)), failing to provide proof of ownership (S.F. Pub. Works Code Sec. 5.9-3(c)), and vending outside of the permitted 10' by 10' vending area specified under Appellant's permit (S.F. Pub. Works Code Sec. 5.9-8(b), Port Vending Regulations Sec. 5.c, 6.b).

On July 12, 2025, representatives from Major League Baseball accompanied Port and Public Works personnel to assist City staff in identifying counterfeit merchandise sold in violation of California Penal Code Section 350. Major League Baseball representatives identified merchandise being sold by the Appellant as unauthorized or counterfeit, and Major League Baseball's legal counsel immediately issued Appellant a "cease-and-desist" letter. Due to Appellant's failure to adhere to federal, state, and local laws, such as California Penal Code Section 350 and Port Vending Regulations section 6.q (prohibiting vending of counterfeit goods), in violation of Appellant's permit and the City Vending Laws, Public Works issued a Notice of Violation (the "Fourth Notice of Violation"). Notably, just one day later, on July 13,

2025, representatives of Major League Baseball returned to the same location of the prior day's enforcement activity and identified Appellant's additional violations of California Penal Code Section 350 and served Appellant with a cease-and-desist letter on the grounds of copyright infringement.

As a result of multiple verbal and written warnings, and the issuance of more than four Notices of Violation within 12 months, the Port requested that Public Works revoke Appellant's street vendor permit. A Public Works hearing to consider the matter occurred on August 27, 2025, after which the Public Works Director upheld Public Works' recommendation that Appellant's permit be revoked.

San Francisco Vendor Permit Requirements

In San Francisco, no person may "Vend" on any City property without obtaining a permit pursuant to Article 5.9 of the Public Works Code. To Vend includes "[t]o sell, offer for sale, expose or display for sale, solicit offers to purchase or lease, or barter Food or Merchandise." (S.F. Pub. Works Code Sec. 5.9-2.) Vendors in possession of a permit must comply with various requirements in Article 5.9 of the Public Works Code as well as the applicable Public Works Orders and regulations including Public Works Order No. 206887 (the "City Vending Regulations"). On property within the jurisdiction of the Port of San Francisco, vendors must also comply with the Port of San Francisco's Administrative Regulations for Mobile Vendors, dated September 9, 2022 ("Port Vending Regulations").

The Department of Public Works ("Public Works") may issue a Notice of Violation for "any violation of Article 5.9, or the Rules and Regulations … that occurs on a public right-of-way … or any other street, sidewalk, alley, walkway, or pedestrian path available to the public."

(S.F. Pub. Works Code Sec. 5.9-11(b).) The Port Vending Regulations state: "In addition to prohibitions on the sale of the sale of alcohol, cannabis, other controlled substances, ammunition, animals, counterfeit goods, firearms, or tobacco, which exist in local, state, or federal law, Mobile Vendors are prohibited from Vending any harmful or dangerous items or noise-making devices." (Port Vending Regulations citing Op. Std. §§3.a – 3.b.)

Violations of the City Vending Laws subject the vendor to a graduated set of administrative fines under state and local law. For vending with a permit in violation of the City's Vending Laws, Notices of Violation are subject to an administrative fine equal to $100 for the first violation, an administrative fine of $200 for a second violation within 12 months of the first violation, an administrative fine equal to $500 for a third violation, and each subsequent violation, within 12 months of the first violation. "In addition to any other authorized enforcement activity, *the Director may revoke or suspend a Vendor's permit for the remainder of its term upon a fourth violation within 12 months of the first violation*." ((S.F. Pub. Works Code Sec. 5.9-11(c).) (*Id*. (emphasis added).)

Analysis

This appeal is straightforward. Under the applicable City Vending Laws, Appellant's conduct and receipts of four notices of violation within a twelve-month period authorize Public Works' revocation of Appellant's vending permit. Appellant's receipt of the First Notice of Violation on August 15, 2024, the Second Notice of Violation on March 8, 2025, the Third Notice of Violation on July 9, 2025, and the Fourth Notice of Violation on July 12, 2025, satisfies the conditions for revocation under Public Works Code Section 5.9-11(c). The time between August 15, 2024, and July 12, 2025, is less than twelve months. In addition, Appellant's conduct following the receipt of these Notices of Violation demonstrates repeated

and flagrant violations of the City Vending Laws. While Appellant sought and obtained a vending permit, Appellant regularly fails to display that permit, occupies space beyond that allowed for permitted vendors, refuses to timely comply with the reasonable requests of enforcement officials, and engages in the sale of counterfeit merchandise openly and notoriously. The Public Works Director properly exercised the Director's authority and discretion to revoke Appellant's permit. Upholding the revocation will subject Appellant to the higher penalties authorized under state and local law for any future violations of the City Vending Laws.

Conclusion

The Board of Appeals should uphold the City's revocation of Appellant's permit. Failure to do so would discourage other vendors' good faith compliance with the City Vending Laws, particularly requirements that vendors keep public property and right-of-way adequately accessible and useable by San Francisco pedestrians and visitors. Failure to uphold the Director's revocation would foster and exacerbate the sale of counterfeit merchandise on City property. Allowing vendors to violate the City Vending Laws with impunity would further hinder San Francisco's efforts to emerge and recover from the post Covid-19 economic malaise.

EXHIBIT 1

San Francisco Public Works Code, Article 5.9

("PERMIT REGULATIONS FOR VENDORS")

ARTICLE 5.9:

PERMIT REGULATIONS FOR VENDORS

Sec. 5.9-1. General Background and Findings.
Sec. 5.9-2. Definitions.
Sec. 5.9-3. Permit Required; Mandatory Display; Proof of Purchase.
Sec. 5.9-4. Vendor Permit Type.
Sec. 5.9-5. Permit Application; Fee.
Sec. 5.9-6. Vending Restrictions and Requirements.
Sec. 5.9-7. Exemptions.
Sec. 5.9-8. Delegation of Authority for Rulemaking.
Sec. 5.9-9. Good Neighbor Policies.
Sec. 5.9-10. Outreach and Education.
Sec. 5.9-11. Enforcement.
Sec. 5.9-12. Reporting Required.
Sec. 5.9-13. Undertaking for the General Welfare.
Sec. 5.9-14. Severability.

SEC. 5.9-1. GENERAL BACKGROUND AND FINDINGS.

(a) The City and County of San Francisco ("City") is committed to supporting the growth of City jobs and providing space for new and expanding businesses, while maintaining public health, safety, and welfare.

(b) United Nations Plaza ("UN Plaza") is a 1.66-acre public square that is a key entrance point to the City's busy Civic Center. UN Plaza has longstanding public safety, health, and welfare challenges due in part to unregulated vending and criminal activity in the area. Unregulated vending contributes to congestion at UN Plaza resulting in the obstruction of pedestrian and chair-user access to the public right-of-way, obstruction of first responders' lines of sight, and concealment of unlawful activity. Unregulated vending at UN Plaza fuels unlawful activity that leads to a high volume of 9-1-1 calls, incident reports, and arrests in and around UN Plaza's immediate vicinity, including 4,046 calls for service, 168 incident reports, and 62 arrests at UN Plaza, in 2021 alone.

(c) UN Plaza is home to the Heart of the City Farmers' Market ("Market"), a nonprofit, independent, farmer-operated food justice organization, that has served San Francisco's low-income Tenderloin neighborhood since 1981. The Market is the largest farmers' market Electronic Benefits Transfer ("EBT") program in California, allowing CalFresh, CalWorks, and other cash benefit recipients to access food and cash benefits. Over 20,000 customers rely on the Market for groceries in large part because there are no supermarkets in the Tenderloin neighborhood. Recently, public safety concerns due to unregulated vending and criminal activity have caused the Market to lose five vendors. The unregulated vending and accompanying criminal activity at UN Plaza impact the ability of the City to provide a safe and accessible Market for the public, including families, children, and seniors, as well as the farmers who sell their goods.

(d) UN Plaza is heavily patronized year-round. Pre-pandemic, about 25,000 daily weekday San Francisco Municipal Railway ("MUNI") and Bay Area Rapid Transit ("BART") public transit riders would access the Civic Center station near UN Plaza, and about 3,500 City, state, and federal employees would make their way to work by passing through UN Plaza. Ridership on BART and Muni have continued to rebound since the depths of the pandemic, particularly in 2021, as much of the economy has reopened and many members of the community have received the COVID-19 vaccine. Further, congestion at UN Plaza is heightened on days that the Market is in operation.

(e) Vending, because it has a relatively low barrier to entry, encourages entrepreneurship, represents a significant sector of San Francisco's local economy, and provides economic opportunity for people to support themselves and their families, which is a City priority.

(f) A well-designed vending program is beneficial because it: (1) provides minimum standards for vending, including vendors' equipment; (2) safeguards pedestrian and chair-user movement on sidewalks, streets, and other public spaces; (3) prevents unsanitary conditions and ensures that trash and debris are removed by vendors; and (4) prevents or minimizes public health, safety, or welfare hazards caused or exacerbated by unregulated vending.

(g) In 2018, then-Governor Jerry Brown signed Senate Bill 946 ("SB 946"), which decriminalized street vending across California and constrained local regulatory authority. SB 946 seeks to create entrepreneurial and economic development opportunities for immigrant and low-income communities, increase consumers' access to desired goods, contribute to a safe and dynamic public space, and promote the safety and welfare of the public by encouraging local authorities to support and properly regulate vending.

(h) The City seeks to prioritize health and safety while expanding economic opportunities for those who aspire to vend lawfully in a manner consistent with SB 946. The City recognizes that regulation of vending benefits the City as a whole, as it leads to orderly commerce and safeguards public health. The City seeks to provide vendors with the ability to operate in a safe and professional manner that enhances the public's experience while providing increased economic opportunities. To achieve these goals, the City needs to

restrict and limit vending in certain areas and under certain circumstances to prevent or minimize public health, safety, and welfare concerns, while ensuring that the permit application process is accessible to all vendors, including vendors with limited business experience and limited English proficiency.

(i) In 2021, the Port of San Francisco initiated a vending program pursuant to Ordinance No. 118-21 to accommodate vending, including vendors' equipment, while safeguarding pedestrian and chair-user movement on sidewalks, streets, and other public spaces; to prevent unsanitary conditions and ensure trash and debris are removed by vendors; and to protect the scenic and natural character of the Port of San Francisco's parks and waterfront, and the recreational opportunities the areas provide, to ensure the Port's streetscape can remain a vibrant and dynamic marketplace, with unparalleled historic, scenic, and recreational value that can be safely enjoyed by all, which program shall be discontinued and merged with the vending program authorized for the City in this ordinance.

(j) This ordinance creates a vending program that provides for permitting and regulation of street vendors on City property that is both meaningfully enforceable and consistent with SB 946.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

SEC. 5.9-2. DEFINITIONS.

For the purpose of this Article 5.9, the following words and phrases have the following meanings:

Administrative Citation. An administrative fine for a violation of this Article 5.9, as described in Section 5.9-11.

Certified Farmers' Market. A farmers' market operated in accordance with California Health Code Section 440(d) and Chapter 10.5 (commencing with section 47000) of Division 17 of the California Food and Agricultural Code, as each may be amended, and any implementing regulations.

City. The City and County of San Francisco.

Department. The Department of Public Works.

Director. The Director of the Department of Public Works or the Director's designee.

Enforcement Official. Officers, employees, and contractors of the Department, and of such other departments and agencies of the City that the Director authorizes to assist in carrying out enforcement functions in a Memorandum of Understanding or otherwise.

Food. Any pre-packaged food, foodstuffs, confectionary, condiment, or beverage for human consumption that a Vendor is reselling in its original packaging.

Hallidie Plaza. The area defined by Section 2.01(b) of the Park Code.

Merchandise. Any item that is neither Food, nor unpackaged food, nor food that is cooked or prepared onsite, and that is not an art or craft regulated under Article 24 (Regulating Street Artists) of the Police Code.

Notice of Violation. A Notice of Violation for a violation of this Article 5.9, as described in Section 5.9-11.

Roaming Vendor. A Vendor that moves from place to place and stops intermittently to complete a Vending transaction.

Rules and Regulations. The Rules and Regulations of Vendors as described in Section 5.9-8 of this Article.

Sidewalk Vendor. Sidewalk Vendor has the meaning set forth in California Government Code Section 51036, as it may be amended.

Stationary Vendor. A Vendor that Vends from one or more fixed locations.

Swap Meet. A swap meet operated in accordance with Article 6 (commencing with section 21660) of Chapter 9 of Division 8 of the California Business and Professions Code, as it may be amended, and any regulations adopted in accordance with that chapter, as they may be amended.

Vend (and variations such as Vends, Vending). To sell, offer for sale, expose or display for sale, solicit offers to purchase or lease, or barter Food or Merchandise. Vending includes offering free samples of Food or Merchandise that are also for sale, negotiating fees for Food or Merchandise, or soliciting customers to enter into commercial agreements.

Vendor. A person or entity that Vends Food or Merchandise from a pushcart, pedal-driven cart, wagon, or other nonmotorized conveyance, or from one's person or a stand, display, showcase, table, rack, or other movable structure. The term Vendor includes but is not limited to Roaming Vendor, Sidewalk Vendor, and Stationary Vendor. In addition, if a Vendor Vends as an employee or agent of another person or entity, that person or entity is also a Vendor. The term Vendor does not include a person or entity that Vends from a Mobile Food Facility as defined by Public Works Code Section 184.80.

United Nations Plaza. The area defined by Section 2.01(b) of the Park Code.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

SEC. 5.9-3. PERMIT REQUIRED; MANDATORY DISPLAY; PROOF OF PURCHASE.

(a) No person may Vend on any City property, including a public right-of-way (as that term is defined in Public Works Code Section

2.4.4) or any other street, sidewalk, alley, walkway, or pedestrian path available to the public, except on property regulated by Article 7 of the Park Code, without first having obtained either a Roaming Vendor permit or a Stationary Vendor permit pursuant to this Article 5.9.

(b) A Vendor shall prominently display a valid Vendor permit that corresponds with the Vendor's business activity while Vending in accordance with this Article 5.9.

(c) Upon request by an Enforcement Official, a Vendor shall immediately provide proof of ownership or authorization to sell the Food and/or Merchandise that the Vendor is Vending.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

SEC. 5.9-4. VENDOR PERMIT TYPE.

(a) The Department shall issue Vending permits to applicants under Section 5.9-5. Each Vendor permit must:

(1) Include a photograph of the Vendor to prevent the sale or transfer of the permit.

(2) Identify whether the permit authorizes the permittee to Vend Food, Vend Merchandise, or Vend both Food and Merchandise, except as provided in subsection (b).

(b) Notwithstanding subsection (a), the Department may issue a time-limited Vendor permit to a nonprofit corporation that is exempt from federal taxation under 26 U.S.C. Section 501(c)(3), as it may be amended, and which permit may apply to multiple Vendors as further described in the permit.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

SEC. 5.9-5. PERMIT APPLICATION; FEE.

(a) **Department Permit.** The Department shall establish a uniform application process through which a Vendor may request, and upon approval receive, a Vendor permit. The application process shall be easily accessible to individuals with limited business experience and limited English language proficiency. The permit application shall require:

(1) The name, phone number, and current mailing address of the Vendor.

(2) A description of the Food and/or Merchandise that the Vendor intends to Vend.

(3) The locations where the Vendor requests to Vend.

(4) An attestation by the Vendor that the Vendor procured the Food and/or Merchandise, whether new or used, through a transaction authorized by law, including but not limited to, bartering and foraging.

(5) For any Food and/or Merchandise to Vend, whether new or used, an attestation by the Vendor that the Vendor will maintain proof of ownership or authorization to sell the Food and/or Merchandise and will produce the documentation of same immediately upon request.

(6) A certification by the Vendor that to the Vendor's knowledge and belief, the information submitted for the permit application is true.

(7) Proof of Identity, as described in Administrative Code Section 95.2 and as it may be amended, of the Vendor.

(8) If the Vendor is an agent of an individual, company, partnership, corporation, or other entity (each a "principal"), the name and business address of the principal.

(9) The Vendor's California seller's permit number (California Department of Tax and Fee Administration sales tax number), if applicable.

(10) Any other information deemed relevant by the Department.

(b) **Confidentiality of Permit Application Data.** The Department shall maintain confidentiality of Vendor's personal identifying information to the extent permitted by law. The Department shall inform applicants about the circumstances under which the information they provide in the application could become public or be disclosed.

(c) **Additional Permit Conditions.**

(1) Each permit that applies to a Vendor that uses an energy source, including but not limited to propane, butane, or battery, shall be conditioned on the Vendor obtaining approval from the Fire Marshal and complying with sections of the Fire Code that apply to the use of flammable gas, flammable liquids, compressed gas, open flames, and other energy sources. Separate fees may apply and be payable to the Fire Marshal.

(2) Each permit for Food Vending shall be conditioned on the Vendor obtaining a permit to operate a food facility from the Department of Public Health pursuant to Health Code Section 452, as it may be amended. Separate fees may apply and be payable to the Department of Public Health.

(3) Each Vendor permit issued pursuant to this Article 5.9 and the approval, as applicable, of the Fire Marshal (see subsection (c)(1)) and/or the Department of Public Health (see subsection (c)(2)), shall authorize inspection by the City of the Vendor's operations at any time during operating hours, as long as the inspecting agency provides at least 48-hours' notice.

(4) The applicable conditions of this subsection (c) are preconditions to the issuance of a Vendor permit. Lapse or revocation of approvals, as applicable, from the Fire Marshal or Department of Public Health shall, by operation of law, automatically invalidate any Vendor permit without further action by the Department.

(d) **Permit Fee.** The Department shall identify the reasonable regulatory costs for the administrative enforcement and any adjudication of this Article 5.9, including but not limited to the Department's costs to issue permits, perform investigations, conduct inspections, issue administrative citations or other enforcement actions, and audit permittees. The Department shall charge applicants for each Vendor permit and permit renewal an amount that does not exceed the reasonable regulatory costs described in this subsection (d), and may include the actual costs that other agencies, boards, commissions, or departments of the City incur in connection with the processing or administration of this Article 5.9, which fee shall be waived in accordance with California Business and Professions Code Section 16102, as it may be amended, and as applicable. After consulting with the Controller, and by no later than two months after the effective date of the ordinance in Board File No. 211292 establishing this Article 5.9, the Department shall publish on its website a schedule of all fees charged by the Department under this Section 5.9-5, and shall submit that fee schedule to the Clerk of the Board of Supervisors for inclusion in Board File No. 211292. The permit fee shall be adjusted annually in accordance with Public Works Code Section 2.1.2.

In addition, separate annual fees may apply and be payable to the Tax Collector, Department of Public Health, and the Fire Marshal for any approvals required by each department.

(e) **Permit Fee Waiver.** The Department shall adopt regulations via Director's Order authorizing the Director to fully waive fees for new permits and partially waive fees for permit renewals, for reasons including, but not necessarily limited to, economic hardship and a Vendors' status as a nonprofit corporation exempt from federal taxation under 26 U.S.C. Section 501(c)(3), as it may be amended. The partial waiver of renewal fees shall be on a sliding scale and the amount waived shall be determined based on the economic hardship of each individual Vendor or the financial circumstances of a nonprofit corporation.

(f) **Permit Expiration.** Each Vendor permit shall expire if not renewed by its Renewal Date in subsection (g)(1) unless revoked or unless the Director determines on issuance of the permit that the particular circumstances warrant a permit term of less than one year.

(g) **Permit Renewal.**

(1) Each Vendor permit may be renewed annually so long as the Vendor remains in compliance with this Article 5.9, including payment of all fees due to the City and compliance with the Good Neighbor Policies in Section 5.9-9. The permit renewal date ("Renewal Date") shall be the date that the Director issues the decision to renew the permit or conditionally renew the permit, and shall be the same day of the year, selected by the Director, for all Vendor permits.

(2) Each Vendor permit renewed by the Department shall be operative for 90 days from the date of renewal, but shall become inoperative if by the end of that 90-day period, the Vendor has not obtained approvals, as applicable, from the Fire Department and Department of Public Health. A permittee shall still owe the renewal fee in subsection (d) if the Vendor permit becomes inoperative under this subsection (g)(2), and shall not be entitled to a refund or proration as a result of the Vendor permit becoming inoperative.

(3) Pursuant to Section 76.1 of Article 2 of the Business and Tax Regulations Code, the fees in subsection (d), above, for renewing a Vendor permit shall be due and payable annually on or before March 31, for the 12-month period commencing with the most recent Renewal Date prior to March 31. If a permittee ceases Vending between the Renewal Date and the next March 31, such permittee shall still owe the fees due on that March 31 for the entire 12-month period commencing with the most recent Renewal Date prior to March 31, and shall not be entitled to any refund or proration.

(h) **Application Denial; Appeal.**

(1) The Department may reject an application for a Vendor permit for any of the following reasons:

(A) the applicant failed to provide any required information or prerequisite approvals identified in this Section 5.9-5, or provided incorrect or incomplete information, and failed to correct the application within a reasonable time identified by the Department;

(B) the applicant knowingly presented false and material information or knowingly omitted material information;

(C) the applicant previously received a permit, which permit was revoked pursuant to Section 5.9-11, and the revocation occurred within one year of the application;

(D) the applicant submitted a substantially similar application that was rejected within the past year;

(E) the proposed Vending location may lead to or exacerbate objective safety, health, and welfare concerns; or

(F) good cause, including but not limited to violations of federal, state, or City law that in the Department's judgment are relevant to whether the applicant would perform as a Vendor in a lawful manner.

(2) The applicant may appeal the Department's rejection of an application for a Vendor permit in writing to the Director within 30 days of the rejection. The Director may investigate the rejection and consider any claims by the applicant, and shall either affirm or reverse the rejection within a reasonable time following receipt of the written appeal. Upon denial of a permit by the Director, an applicant may appeal the Director's decision, to the Board of Appeals, in accordance with Section 8 of the Business and Tax Regulations Code, as amended from time to time.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No.

240439, App. 7/12/2024, Eff. 8/12/2024)

SEC. 5.9-6. VENDING RESTRICTIONS AND REQUIREMENTS.

(a) **Certified Farmers' Market or Swap Meet.** No person, without written approval of the Director, may Vend within the immediate vicinity of a permitted Certified Farmers' Market or a permitted Swap Meet during the operating hours of that Certified Farmers' Market or Swap Meet.

(b) **Temporary Special Permit.** No person, without written approval of the Director, may Vend within the immediate vicinity of a temporary special permit issued by the City that authorizes the temporary use of, or encroachment in or on, the sidewalk or other public area, including an encroachment permit, special event permit, or temporary event permit for purposes including filming, parades, or outdoor concerts. This prohibition against Vending shall be effective only for the limited duration of the temporary special permit. Any notice, business interruption mitigation, or other rights provided to affected businesses or property owners under the temporary special permit shall also be provided to any Vendor whom the Director previously specifically permitted to operate within the immediate vicinity of the temporary special permit during the period that the temporary special permit is effective.

(c) **United Nations Plaza.** No person, without written approval of the Director may Vend at UN Plaza, unless it is an approved seller in the course of a permitted Certified Farmers' Market. The Director, in consultation with the General Manager of the Recreation and Park Department or the General Manager's designee, may approve a Vending permit at UN Plaza if the Director finds that the issuance of such a permit would not objectively undermine public health, safety, or welfare.

(d) **Hallidie Plaza.** The Director, in consultation with the General Manager of the Recreation and Park Department or the General Manager's designee, may approve a Vending permit at Hallidie Plaza if the Director finds that the issuance of such a permit would not objectively undermine public health, safety, or welfare.

(e) **Residential Zones.** Stationary Vendors may not operate in any RH (Residential, House) districts as defined in the Planning Code.

(f) **Hours of Operation.** Each Vendor permit shall include permissible Vending hours, which shall be consistent and not in conflict with any limitations on hours of operation imposed by federal, state, and City laws, including but not limited to the Police Code and the Planning Code Zoning Control Tables, on other businesses or uses on the streets on which the Vendor operates. Each Vendor shall not Vend at times other than the hours authorized in the Vendor's permit.

(g) **Business Registration.** Each Vendor shall register with the Tax Collector pursuant to Article 12 (Business Registration) of the Business and Tax Regulations Code, if applicable. Separate fees may apply and be payable to the Tax Collector.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

SEC. 5.9-7. EXEMPTIONS.

(a) This Article 5.9 does not govern:

(1) Food products being sold as part of a fundraiser by a non-profit entity; or

(2) the sale of an art or craft regulated under Article 24 (Regulating Street Artists) of the Police Code; or

(3) the operation of, or any sale within, a Certified Farmers' Market; or

(4) the operation of, or any sale within, a permitted Swap Meet; or

(5) Vending on property regulated by Article 7 of the Park Code; except UN Plaza and Hallidie Plaza; or

(6) Vending within areas permitted under Article 6 (Interdepartmental Staff Committee on Traffic and Transportation ("ISCOTT")) of the Transportation Code.

(b) This Article 5.9 does not supersede or alter Article 24 (Regulating Street Artists) of the Police Code. A Vendor permit authorizing the permittee to Vend either Merchandise or Food and Merchandise in accordance with Section 5.9-4 may also Vend an art or craft regulated under Article 24 (Regulating Street Artists) of the Police Code if the Vendor has obtained a Street Artist Certificate under Article 24 of the Police Code.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

SEC. 5.9-8. DELEGATION OF AUTHORITY FOR RULEMAKING.

(a) **Rules and Regulations Authorized.** The Department, in consultation with the Office of Economic and Workforce Development and the Human Rights Commission, may adopt Rules and Regulations related to the administration and enforcement of this Article 5.9, in order to further the purposes of this Article 5.9, and to promote public health, safety, or welfare. The Rules and Regulations may include but are not necessarily limited to:

(1) Standards for approving permits.

(2) Additional requirements regulating the time, place, and manner of Vending, including prohibiting Vending in certain locations, if the Rules and Regulations are directly related to objective health, safety, or welfare concerns.

(3) Notice requirements of new Rules and Regulations regarding the time, place, and manner of Vending, including locations where Vending is prohibited.

(4) The process for granting fee waivers.

(5) Requirements to maintain sanitary conditions.

(6) Requirements necessary to ensure compliance with the Americans with Disabilities Act of 1990 (Public Law 101-336), as it may be amended, and other disability access standards.

(7) Requirements necessary to ensure the public's use and enjoyment of natural resources and recreational opportunities.

(8) Requirements necessary to prevent an undue concentration of commercial activity that unreasonably interferes with the scenic and natural character of a park.

(9) The process for selecting organizations to accept donated goods pursuant to Section 5.9-11(f)(3).

(10) Any other Rules and Regulations in order to further the purposes of this Article 5.9 and promote public health, safety, or welfare.

(b) **Port of San Francisco.** The Port Commission and its Executive Director, in consultation with the Department, may adopt additional requirements regulating the time, place, and manner of Vending within the regulatory jurisdiction of the Port of San Francisco, including prohibiting Vending in certain locations, if the rules and regulations are directly related to objective health, safety, or welfare concerns. Such Rules and Regulations may impose, but are not limited to imposing, (1) further requirements to maintain sanitary conditions; (2) requirements necessary to ensure compliance with the Americans with Disabilities Act of 1990 (Public Law 101-336), as it may be amended, and other disability access standards; (3) requirements necessary to ensure the public's use and enjoyment of natural resources and recreational opportunities; or (4) requirements necessary to prevent an undue concentration of commercial activity that unreasonably interferes with the scenic and natural character of a park.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

SEC. 5.9-9. GOOD NEIGHBOR POLICIES.

(a) Vendors shall operate in accordance with the following good neighbor policies:

(1) Vendors shall be individually responsible for any garbage, detritus, or debris that directly results from their Vending activity;

(2) Vendors shall contain noise and odors within the immediate area of the Vendor so as not to cause a nuisance to neighbors;

(3) Vendors shall urge patrons to not litter and to maintain the safety, cleanliness, quiet, peace, and orderliness of the area; and

(4) Vendors shall provide for proper and adequate storage and disposal of garbage, detritus, and debris.

(b) The Director may adopt additional and/or more specific good neighbor policies as long as they are consistent with the principles in this Section 5.9-9.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

SEC. 5.9-10. OUTREACH AND EDUCATION.

(a) The Department shall conduct extensive outreach and education in a manner that is accessible to all Vendors, including Vendors with limited business experience and limited English proficiency, in order to provide Vendors sufficient notice regarding the requirements of this Article 5.9, including information about the application process and good neighbor policies, as well as any applicable Rules and Regulations.

(b) The Department shall also provide Vendors information about:

(1) How to obtain assistance filling out the permit application.

(2) Workforce development opportunities and job placement programs.

(c) The Department shall conduct extensive outreach and education prior to the operative date for enforcement of this Article 5.9 as stated in Section 5.9-11(a).

(d) If this Article 5.9 is modified to include new requirements or if the Department adopts new Rules and Regulations, the Department shall conduct additional outreach and education for a period of 4 weeks in a manner that is accessible to all Vendors, including Vendors with limited business experience and limited English proficiency, before Enforcement Officials may issue a Notice of Violation concerning a new requirement or new Rule and Regulation pursuant to Section 5.9-11.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

SEC. 5.9-11. ENFORCEMENT.

(a) **Nuisance Declaration.** Any violation of this Article 5.9 , or of any applicable Rules and Regulations, constitutes a public nuisance.

(b) **Notice of Violation.** Any Enforcement Official may issue a Notice of Violation for any violation of this Article 5.9 , or of the Rules and Regulations that interpret and implement this Article, and as described in subsection (c) below, that occurs on a public right-of-way (as that term is defined in Public Works Code Section 2.4.4) or any other street, sidewalk, alley, walkway, or pedestrian path available to the public. The Notice of Violation shall include: (1) information identifying the Offender, (2) details of the violation, (3) the name or identifying number of the Enforcement Official, (4) a general description of administrative fines, and payment method and options, including the ability-to-pay determination, (5) a general description of the appeals process, (6) information about the requirements of this Article 5.9 and any applicable Rules and Regulations that interpret and implement this Article, (7) information about who to contact for assistance related to this Article 5.9 , and (8) information about workforce development opportunities and job placement programs.

(c) **Administrative Citation.** The Department will use the information included in the Notice of Violation to issue an Administrative Citation for any violation of this Article 5.9 , or the Rules and Regulations that interpret and implement this Article, as described below, within 15 calendar days of issuing the Notice of Violation:

(1) Vending that violates a requirement in this Article 5.9 or in the Rules and Regulations that interpret and implement this Article, other than failure to possess a valid license or permit shall be subject to the following:

(A) An administrative fine equal to $100 for a first violation.

(B) An administrative fine equal to $200 for a second violation within 12 months of the first violation.

(C) An administrative fine equal to $500 for a third violation, and each subsequent violation, within 12 months of the first violation.

(D) In addition to any other authorized enforcement activity, the Director may revoke or suspend a Vendor's permit for the remainder of its term upon a fourth violation within 12 months of the first violation.

(2) Vending without a valid permit shall be subject to the following:

(A) An administrative fine equal to $250 for a first violation.

(B) An administrative fine equal to $500 for a second violation within 12 months of the first violation.

(C) An administrative fine equal to $1,000 for a third violation, and each subsequent violation, within 12 months of the first violation.

(D) If the Vendor submits proof of a valid permit that was effective at the time of the citation, the administrative fines set forth in subsections (A) through (C) of this subsection (c)(2) shall be reduced to equal the administrative fines set forth in subsections (A) through (C) of subsection (e)(1),[1] as those amounts may be revised pursuant to subsection (ce)(5).[1]

(3) Failure to pay an Administrative Citation described in this subsection (c) shall not be punishable as an infraction or misdemeanor; further, additional fines, fees, assessments, or any other financial conditions beyond those authorized in this subsection (c) may not be assessed.

(4) When assessing an Administrative Citation authorized in this subsection (c), the Director shall take into consideration the person's ability to pay the fine using the criteria described in subsection (a) or (b) of California Government Code Section 68632, as it may be amended. The Enforcement Official shall give notice to the Vendor of the right to request an ability-to-pay determination and instructions or other materials for requesting an ability-to-pay determination. The Vendor may request an ability-to-pay determination at any time while the judgment remains unpaid, including when a case is delinquent or has been referred to a comprehensive collection program. The Director's determination shall be final. If the Vendor meets the ability-to-pay criteria, the Department shall accept 20% of the total administrative fine specified in subsection (c)(1) or (c)(2), as applicable, as full satisfaction.

(5) To the extent permitted by State law, the amounts of the administrative fines identified in subsections (A) through (C) of subsections (c)(1) and (c)(2) shall automatically increase or decrease to the maximum amount authorized under California Government Code Section 51039, as it may be amended. If Section 51039 is repealed and not replaced with a similar limitation on administrative fines, then the Director, in consultation with the Controller, may adjust the administrative fine amounts in this Section 5.9-11 each year, without further action by the Board of Supervisors, to reflect changes in the relevant Consumer Price Index.

(6) Within 30 days of issuance, the Vendor shall pay the Administrative Citation unless the Vendor files a written appeal with the Director. The grounds of appeal are limited to error or abuse of discretion in the issuance of the Administrative Citation. The Director may make an ability-to-pay determination pursuant to subsection (c)(4), but inability to pay shall not be grounds for rescinding the Administrative Citation or reducing the amount required to satisfy the fine to an amount less than the amount specified in subsection (c)(4). The Director shall consider any claims or defenses by the appellant, and shall issue and mail a written decision on the appeal within a reasonable time of receipt of the written appeal. Within 20 days of the Director's decision upholding a fine in whole or in part, the Vendor shall pay the Administrative Citation. The Vendor may seek judicial review of an Administrative Citation pursuant to subsection (c)(1) in San Francisco Superior Court pursuant to Government Code Section 53069.4.

(7) **Administrative Citation Issuance Date.** For purposes of payment and appeals deadlines, the issuance date of any Administrative Citation delivered by the U.S. Postal Service shall be five calendar days after the date of mailing.

(8) **Collection of Fines.** The failure of any person to pay a fine assessed by Administrative Citation within the required time constitutes a debt to the City. Simple interest at 10% per year shall accrue on unpaid amounts.

(d) **Temporary Order to Cease Vending and Removal.**

(1) Any Enforcement Official may order a Vendor to promptly cease Vending when, in the judgment of the Enforcement Official, (A) the Vendor constitutes a safety hazard, including but not limited to impeding the safe use of a public right-of-way by pedestrians or persons with disabilities, or (B) when the presence of an emergency so requires, or (C) if the Vendor is unpermitted.

(2) (A) After the Enforcement Official orders an unpermitted Vendor to cease Vending, the Vendor must discontinue any Vending and remove all Food, Merchandise, and any other Vending paraphernalia from property within the City's jurisdiction. A failure to promptly obey any such order from an Enforcement Official is a violation of this Article 5.9.

(B) After the Enforcement Official orders a permitted Vendor to cease Vending, the Vendor must discontinue any Vending and follow the orders of the Enforcement Official with regard to removing and relocating all Food, Merchandise, and any other Vending paraphernalia, and any other orders the Enforcement Official may give to mitigate safety hazards, and no further Vending may occur until the conditions that caused the order to cease Vending have been abated to the satisfaction of the Enforcement Official. A failure to promptly obey any such orders from an Enforcement Official is a violation of this Article 5.9.

(3) (A) **Verbal Warning Followed By Removal of Food, Merchandise, and Vending Paraphernalia.** If a Vendor fails, within 10 minutes, to remove Food, or Merchandise, or any other Vending paraphernalia from the location following an order to cease Vending, or fails to follow any other orders the Enforcement Official may issue to mitigate safety hazards, the Enforcement Official or the Department may remove any or all of the items. Prior to removal by the Enforcement Official or the Department, the Enforcement Official shall provide the Vendor a verbal warning of the impending removal and impoundment, and shall urge the Vendor to make every effort to remove the items, or cause their removal. The Department shall document in its records the date and time the verbal warning was provided.

(B) **Removal of Food, Merchan-dise, or Vending Paraphernalia Within 120 Days of Verbal Warning.** Following a verbal warning from the Enforcement Official at any time within a 120-day period, if a Vendor fails to follow an order to cease Vending, or fails to follow any other orders the Enforcement Official may issue to mitigate safety hazards, the Enforcement Official or the Department may remove any or all Food, Merchandise, or any other Vending para-phernalia from the location subject to the order to cease Vending.

(4) Where the Department actually removes any items, the Enforcement Official shall issue an Administrative Citation to the Vendor. The Vendor shall pay the actual costs of removal and storage of any items impounded, and of disposal of any items the storage of which may cause public health, safety, or infestation issues. The Vendor may contest the liability for these costs by timely appealing the Administrative Citation. However, these actual costs to the City are not subject to reduction based on the ability to pay; actual costs are a debt to the City that may be collected in the same manner as provided in subsection (c)(8). Vendor items that have been removed and stored may be recovered by the Vendor within 90 days from the date of removal and upon payment of a sum equal to the costs of removal, plus any reasonable transport and storage costs, as determined by the Department, and any costs incurred by the Department in disposing of any items. If the Vendor filed a written appeal pursuant to subsection (c)(6) and the appeal is not resolved within 90 days, the Department shall continue to store Vendor's items until the appeal is resolved in order to allow Vendor to recover items. After 90 days, or as soon as the Vendor's appeal is resolved if longer than 90 days, the Department shall donate non-Food items to organizations providing services to people who are unhoused, as appropriate. Prior to making any donations, the Department shall adopt regulations governing the process for selecting organizations to accept these donated goods.

(e) **Other Violations.** Any violation of this Article 5.9 , or of the Rules and Regulations that interpret and implement this Article, may be subject to one or more of the following:

(1) An administrative fine as described in subsection (c).

(2) **Civil Action.**

(A) The Department may refer violations to the City Attorney to maintain an action for injunction to restrain to cause the correction or abatement of the violation of this Article 5.9, and for recovery of any City department's enforcement and abatement costs (including but not limited to costs for removal, storage, impoundment, and disposal).

(B) The City shall be awarded its reasonable attorney's fees and costs incurred in enforcing this Article 5.9.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022; amended by Ord. 90-24, File No. 240056, App. 5/10/2024, Eff. 6/10/2024; Ord. 171-24, File No. 240439, App. 7/12/2024, Eff. 8/12/2024)

CODIFICATION NOTE

1. So in Ord. 90-24 and Ord. 171-24.

SEC. 5.9-12. REPORTING REQUIRED.

The Department shall report to the Board of Supervisors regarding the implementation of this Article 5.9, annually for the first three years after the effective date of the ordinance in Board File No. 211292 establishing this Article; and once every three years thereafter. The report shall include but not be limited to the following: number of applications; number of permits issued; number of permits renewed; locations approved for Vending; locations excluded from Vending; outreach and education efforts; outreach and education outcomes; number of Notice of Violations issued; number of written warnings issued; number of Administrative Citations issued; fines collected; and outstanding fines.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

SEC. 5.9-13. UNDERTAKING FOR THE GENERAL WELFARE.

In enacting and implementing this Article 5.9, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

SEC. 5.9-14. SEVERABILITY.

If any section, subsection, sentence, clause, phrase, or word of this Article 5.9, or any application thereof to any person or circumstance, is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or applications of the Article. The Board of Supervisors hereby declares that it would have passed this Article 5.9 and each and every section, subsection, sentence, clause, phrase, and word not declared invalid or unconstitutional without regard to whether any other portion of the Article or application thereof would be subsequently declared invalid or unconstitutional.

(Added by Ord. 44-22, File No. 211292, App. 3/22/2022, Eff. 4/22/2022)

EXHIBIT 2

Public Works Order No. 206887

("City Vending Regulations")

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San Francisco Public Works
General – Director's Office
49 South Van Ness Ave., Suite 1600
San Francisco, CA 94103
(628) 271-3160 www.SFPublicWorks.org

Public Works Order No: 206887

ADOPTING GUIDELINES FOR THE ISSUANCE OF PERMITS, AND FOR INSPECTION AND ENFORCEMENT OF STREET VENDORS OPERATING WITHIN THE PUBLIC RIGHTS-OF-WAY, EFFECTIVE JULY 28, 2022

I. Purpose & Scope: Pursuant to Article 5.9 of the Public Works Code (Permit Regulations for Vendors), this Public Works Order defines rules and regulations for street vending in the public right-of-way. This Order provides guidelines unique to those seeking to vend merchandise and pre-packaged food and drink, but not vending of other food and drink items subject to Article 5.8 of the Public Works Code (Mobile Food Facilities).

II. Rules and Regulations for Vendors Within the Public Right-of-way

A) Vending Locations:

1. Applicants must state defined locations where they intend to Vend. Roaming Vendors should define a route and submit an exhibit or description of their locations with their application. Proposed locations that may lead to or exacerbate objective safety, health, or welfare concerns, in the discretion of the Director, may be denied.
2. Stationary Vendors may not operate in areas that are exclusively residential.
3. Vendors may not operate in proximity to Certified Farmer's Markets or Swap Meets without written consent from the Director of Public Works or their designee.
4. No Vendors, who are not already approved sellers in the course of a permitted Certified Farmers' Market, may operate in United Nations Plaza or Hallidie Plaza without written consent from the Director of Public Works.
5. No person, without written approval of the Director, may Vend within the immediate vicinity of a temporary special permit issued by the City, or any of its departments or agencies, that authorizes the temporary use of, or encroachment on, the sidewalk or other public area, including an encroachment permit, special event permit, temporary event permit for purposes including filming, parades, or outdoor concerts, or activities permitted via Article 6 of the Transportation Code (ISCOTT). This prohibition against Vending shall be effective only for the limited duration of the temporary special permit. Any notice, business interruption mitigation, or other rights provided to affected businesses or property owners under the temporary special permit must also be provided to any Mobile Vendor specifically permitted by the Director to operate in the immediate vicinity of the temporary special permit.
6. Public Works may restrict locations on the basis of public health, safety and welfare. For example, pedestrian access to the sidewalk must not be compromised by vending.

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7. Vending on property within the regulatory jurisdiction of the Port of San Francisco may be subject to additional conditions.

B) Sidewalk Accessibility:
   1. Vending may not interfere with public access of the right-of-way at any time.
   2. Vendors must allow for a minimum six-foot wide unobstructed and accessible path of travel at all times when vending in the public right-of-way. The Director may require an unobstructed and accessible path of travel that exceeds six feet based on site conditions, including pedestrian volume.
   3. Vendors are subject to the following enhanced clearance requirements when operating proximate to the following locations:
      a) Arts Commission approved Street Artist License – Eight (8) Feet
      b) Fire Hydrants – Seven (7) Feet
      c) Bus Zones or Blue Zones – Twelve (12) Feet
   4. Vendors shall maintain a minimum two (2) foot clearance along the curbside when operating adjacent to existing on-street parallel parking.
   5. Any equipment or belongings of Vendors must be mobile, and at no point may a vendor make any type of alteration to the public right-of-way. Any equipment placed on the right-of-way to support Vending activity must be actively attended and promptly removed at the close of Vending operations. Equipment may not obstruct utilities, construction activity, commercial activity permitted through other Public Works permits (including, but not limited to, activity under a Shared Spaces, Café Table and Chair, or Display Merchandise permit), or impact access to other facilities within the public right-of-way.

C) Business Registration and Proof of Ownership:
   1. Vendors must clearly display a copy of their credentials, including Business Registration and Vending Permit, while actively engaged in vending in the public right-of-way.
   2. Per Public Works Code Sections 5.9-3 and 5.9-5(a)(5), Vendors must be able to demonstrate proof of ownership for new Merchandise and Pre-packaged food or drink being sold. For example, Vendors may provide unaltered, original receipts for the goods being sold. In the absence of proof of ownership requested by an Enforcement Official, vendors must within 15 calendar days be able to provide a written explanation for their lack of proof of ownership.
   3. Merchandise being sold must be consistent with the description of wares and/or pre-packaged food or drink provided in the permittee's permit application.

D) Fire and Health Requirements:
   1. Any Vendor seeking to sell food or drink must also obtain appropriate permits from the San Francisco Department of Public Health (SFDPH) for food Vending and San Francisco Fire Department (SFFD) when using an energy source, including but not limited to propane, butane, or battery.

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2. Any required approvals from SFDPH and SFFD must be obtained within 90 days after approval of a Public Works permit. Renewal permits shall become inoperative if any required SFDPH and SFFD permits are not obtained at the conclusion of the 90-day period.
3. This permit program is solely for pre-packaged food or drink in original packaging. Those seeking to serve prepared food or drink in the public right-of-way must apply for a Mobile Food Facility permit subject to Public Works Code Article 5.8.
4. Vendors shall comply with the current Fire Code and guidelines including providing and maintaining minimum distances required for building access, exit egress, and access to SFFD protection services.
5. Vendors are responsible for maintaining cleanliness, and limiting noises and odors proximate to their vending location as it relates to the permittee's vending operation, and shall abide by the Good Neighbor Policies as outlined in Public Works Code Section 5.9-9 and Section VI of this Order.

E) Additional Requirements:

1. Vendors may not alter or make improvements to the right-of-way in any manner.
2. Permits may not be transferred.
3. Vendors must prominently display the permit that corresponds with the Vendor's business activity while Vending.

F) Exemptions:

Consistent with Public Works Code Section 5.9-7, the Order does not apply to the following:

1. Food or drink products being sold as part of a fundraiser by a non-profit entity;
2. The operation of, or any sale within, a Certified Farmer's Market;
3. The operation of, or any sale within, a permitted Swap Meet;
4. Vending on property regulated by Article 7 of the Park Code, except UN Plaza and Hallidie Plaza; or
5. Vending within areas permitted under Article 6 (ISCOTT) of the Transportation Code.

III. Permit Application Process:

A) The permit applicant shall provide a completed application form including all information and supplemental attachments as deemed relevant by Public Works, including:

1. A photo of the applicant.
2. A description of what they will Vend on their permit application, including if they intend to Vend pre-packaged food or drink, merchandise, or both.
3. The location(s) they intend to Vend. Roaming Vendors may submit a map exhibit that illustrates their route.
4. Their proposed days and hours of operation.

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5. An attestation stating that any merchandise being sold is obtained legally.
6. Submission of a permit fee pursuant to the latest Public Works Fee Schedule.
7. Proof of eligibility for fee waiver or discount, if seeking a fee waiver or discount subject to Section IV of this Order (Permit Fee Waiver and Partial Waiver).

B) Public Works will maintain confidentiality of permit application information to the extent allowable by law.

C) Failure to provide the required information, knowingly providing false information, or submitting a duplicate application of a permit that was already revoked or rejected within the past three years shall result in rejection of a permit application and/or revocation of an already approved permit.

D) **Renewals**: Permits are renewable on an annual basis. Permittees are required to provide application renewal materials, as prescribed by the Department, as well as the required permit renewal application fee as is consistent with the latest Public Works Fee Schedule prior to the expiration date of their permit in order for their permit to be renewed.

E) **Appeals**: An applicant may appeal the Department's rejection of an application for a Vendor permit within thirty (30) calendar days of the rejection. If the permit remains denied after Public Works' review of the appeal, an applicant may appeal the decision to the Board of Appeals within fifteen (15) calendar days of Public Works' final decision.

IV. Permit Fee Waiver and Partial Waiver

A) **Individuals**: Individuals applying for a permit may be eligible for an initial permit application fee waiver, and a 50% reduced renewal fee if their individual or family income is less than or equal to 200% of the U.S. Department of Health and Human Services' Poverty Guidelines. Demonstration of eligibility can be established with proof of participation in one of the following programs:

1. California State Medi-Cal;
2. Electronic Benefits Transfer (EBT);
3. SFMTA Lifeline card; or
4. Women Infant and Children (WIC) Benefits.

Applicants shall provide identification cards associated with these programs when applying for their permit.

An income verification form may be completed in lieu of identifying documents if applicable.

B) **Organizations**: Organizations classified as tax-exempt under section 501(c)(3) of the U.S. Internal Revenue Code may be eligible for a 50% reduced initial application and renewal application fee if one of the following applies:

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1. The organization's funding does not exceed $2.5 million annually;
2. The organization is a Community Benefit District (CBD);
3. The organization supports a cultural district; or
4. The organization has a mission of supporting economic development or community vitalization.

V. Enforcement and Potential Penalties:

A) Enforcement of this Order shall be consistent with Article 5.9 of the Public Works Code
B) Violation of rules outlined in this Order constitute a public nuisance.
C) Failure to operate within outlined rules may result in a Notice of Violation.
D) Administrative Citation or Fines. Issuance of Administrative Citations or Fines for violation of this Order shall be consistent with Section 5.9-11 of the Public Works Code.
E) Public Works may compel a Vendor to promptly cease sales when pedestrian access is encumbered by Vending or a Vendor is unpermitted.
F) Unpermitted Vendors must promptly gather merchandise and/or dismantle displays at the direction of Public Works or any other enforcement official as prescribed by Public Works Code Article 5.9.
G) If a Vendor does not comply with an order from an enforcement official to remove merchandise, Public Works may seize said merchandise and issue an administrative citation, consistent with Article 5.9-11.
H) If a Vendor has failed to recover the items within 90 days (including any required payment for the costs of the removal), or if the Vendor filed an appeal, upon the resolution of the Vendor's appeal if longer than 90 days, the Department may donate non-Food items to a local organization servicing unhoused individuals per Section 5.9-11 of the Public Works Code. The Department shall solicit participation for organizations, and merchandise will be donated to participating organizations on a rotational or lottery-based basis.

VI. Good Neighbor Policies

A) Vendors shall operate in accordance with the following good neighbor policies:
    a. Vendors shall be individually responsible for any garbage, detritus, or debris that directly results from their Vending activity.
    b. Vendors shall contain noise and odors within the immediate area of the Vendor so as not to cause a nuisance to neighbors.
    c. Vendors shall urge patrons to not litter and to maintain the safety, cleanliness, quiet, peace, and orderliness of the area.
    d. Vendors shall provide for proper and adequate storage and disposal of garbage, detritus, and debris.

VII. Hold Harmless Clause:

A) In consideration of the permittee using the sidewalk, the permittee shall promise and agree to comply with all applicable regulations.

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B) In addition, the permittee shall agree on its behalf to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (collectively referred to as the "City") from and against and all losses, liabilities, expenses, actions, claims, demands, injuries, damages, fines, penalties, suits, costs or judgements including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, Assignee or its subcontractors, or the officers, agents or employees of either, while engaged in the practices authorized by this Order, (ii) any accident, damage, death, or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the practices authorized by this Order, (iii) any accident, injuries or damages to any person(s) or accident, damage or injury to any real or personal property, good will, in, upon or in any way allegedly connected with the practices authorized by this Order from any cause or claims arising at any time, and potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligations arises at the time such claim is tendered to permittee by the City and continues at all times thereafter. The permittee shall agree that the indemnification obligations assumed under this Order shall survive expiration of the Order or completion of practices authorized by this order. The permittee shall assume all maintenance and liability associated with the items allowed to be placed in the public right-of-way under this Order.

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Huff, Nicolas
Bureau Manager

X DocuSigned by:
Iqbal Dhapa
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City Engineer

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Short, Carla
Interim Director of Public Works

EXHIBIT 3

Port of San Francisco's Administrative Regulations for Mobile Vendors, September 9, 2022

("Port Vending Regulations")

Final review draft
6/14/22

Port of San Francisco
Executive Director
ADMINISTRATIVE REGULATIONS
for
Mobile Vendors

Approved By: DocuSigned by: Elaine Forbes BD2F0B693FFE43F... on September 9, 2022
Executive Director
Elaine Forbes
Date

1. **Authority; Purpose; and Effective Date**.

a. The following Administrative Regulations are promulgated by the Executive Director pursuant to Port Code section 2A.5 and Operational Standards section 5.

b. The purpose~~s~~ of the Administrative Regulations are to implement and provide site-specific application of the Operational Standards.

c. The Effective Date of the Administrative Regulations is the date of approval.

2. **Definitions**.

a. **Administrative Citation**. An administrative fine for a violation of this Article 2A, as described in Section 2A.8(b). (Port Code §2A.1.)

b. **Administrative Regulations** means the rules and regulations of the Executive Director of the Port, as may be promulgated or amended from time to time, and which implement and provide site-specific application of the Operational Standards. (Op. Std. §2.a.)

c. **Certified Farmers' Market**. A farmers' market operated in accordance with Health Code Section 440(d) and with Chapter 10.5 (commencing with section 47000) of Division 17 of the California Food and Agricultural Code, as each may be amended, and any implementing regulations. (Port Code §2A.1.)

d. **City**. The City and County of San Francisco. (Port Code §2A.1.)

e. **Department**. The Port. (Port Code §2A.1.)

f. **Director**. The Executive Director of the Port, or the Executive Director's designee. (Port Code §2A.1.)

g. **Enforcement Official**. Officers, employees, and contractors of the Port, and of such other departments and agencies of the City, as designated by the Director. (Port Code §2A.1; see section 10.b of the Administrative Regulations for delegation.)

h. **Food**. Any food, foodstuffs, or beverage for human consumption, and is inclusive of the definitions of "Food" in Health Code Section 440(b) and in California Health and Safety Code section 113781, as each may be amended. (Port Code §2A.1.)

i. **Merchandise**. Any item that is not Food and that is not an art or craft regulated under Article 24 (Regulating Street Artists) of the Police Code. (Port Code §2A.1.)

j. **Mobile Vendor or Vendor**. A person or entity that Vends Food or Merchandise from a pushcart, pedal-driven cart, wagon, or other nonmotorized conveyance, or from one's person or a stand, display, showcase, table, rack, or other movable structure. The term Mobile Vendor is comprised of each Roaming Mobile Vendor and each Stationary Mobile Vendor, and includes but is not limited to a Sidewalk Vendor as defined in California Government Code section 51036, as it may be amended from time to time. If a Mobile Vendor Vends as an employee or agent of another person or entity, that person or entity is also a Mobile Vendor. (Port Code §2A.1.)

k. **Operational Standards** mean the guidelines and general standards applicable to Mobile Vendors as approved from time to time by the Port Commission. (Op. Std. §2.b.)

l. **Port**. The Port of the City and County of San Francisco. Also, designated as the Department. (Port Code §2A.1.)

m. **Roaming Mobile Vendor**. A Mobile Vendor that moves from place to place and stops intermittently to complete a Vending transaction. (Port Code §2A.1.)

n. **Rules and Regulations**. The Rules and Regulations of Mobile Vendors as described in Section 2A.5 of this Article. (Port Code §2A.1.)

o. **Stationary Mobile Vendor**. A Mobile Vendor that Vends from one or more fixed locations. (Port Code §2A.1.)

p. **Swap Meet**. A swap meet operated in accordance with Article 6 (commencing with section 21660) of Chapter 9 of Division 8 of the California Business and Professions Code, as it may be amended, and any regulations adopted in accordance with that chapter. (Port Code §2A.1.)

q. **Vend** (and variations such as Vends, Vending). To sell, offer for sale, expose or display for sale, solicit offers to purchase, or barter Food or Merchandise. Vending includes offering free samples of Food or Merchandise that are also for sale, or negotiating fees for Food or Merchandise. (Port Code §2A.1.)

r. **Vending Equipment** means all of the materials that a Mobile Vendor uses to Vend in accordance with Section 6 of the Administrative Regulations. Vending

Equipment includes but is not limited to a pushcart, pedal-driven cart, wagon, or other nonmotorized conveyance, a stand, display, showcase, table, rack, or other movable structure, and any boxes or storage devices containing Food or Merchandise.

s. **Vendor** mans a "Mobile Vendor" as defined above.

3. **Permits**.

a. The Real Estate Division of the Port will issue vendor permits through a uniform application process.

b. Permit Required; Mandatory Display. (Port Code §2A.2.)

(a) No person may Vend on any property within the regulatory jurisdiction of the Port, including a public right-of-way (as that term is defined in Public Works Code Section 2.4.4) or any other street, sidewalk, alley, walkway, or pedestrian path available to the public, without first having obtained either a Roaming Mobile Vendor permit or a Stationary Mobile Vendor permit pursuant to this Article 2A.

(b) A Mobile Vendor shall prominently display a Mobile Vendor permit that corresponds with the Mobile Vendor's business activity while Vending in accordance with this Article 2A.

c. Mobile Vendor Permit Type. (Port Code §2A.3.)

(a) Each Mobile Vendor permit must identify whether the permit authorizes the permittee to Vend Food, Vend Merchandise, or Vend both Food and Merchandise.

(b) The Department may issue a time-limited Mobile Vendor permit to a nonprofit corporation that is exempt from federal taxation under 26 U.S.C. section 501(c)(3), as it may be amended, and which permit may apply to multiple Mobile Vendors as further described in the permit.

(c) A Mobile Vendor permit authorizing the permittee to Vend either Merchandise or Food and Merchandise may also Vend an art or craft regulated under Article 24 (Regulating Street Artists) of the Police Code if the Mobile Vendor has obtained a Street Artist Certificate under Article 24 of the Police Code.

d. Permit Fee. (Op. Std. §4.)

The Port shall collect an annual permit fee pursuant to Port Code Section 2A.4, equal to One Hundred Dollars ($100). Separate annual fees may apply and be payable to the Tax Collector, Department of Public Health, and the Port Fire Marshal for any approvals required by each department.

e. Permit Application. (Port Code §2A.4.)

(a) Department Permit. The Department shall establish a uniform application process through which a Mobile Vendor may request, and upon approval receive, a Mobile Vendor permit. The permit application shall require:

(1) The name, phone number, and current mailing address of the Mobile Vendor.

(2) A description of the Food and/or Merchandise to Vend.

(3) A certification by the Mobile Vendor that to their knowledge and belief, the information submitted for the permit application is true.

(4) Proof of Identity, as described in Administrative Code Section 95.2 and as it may be amended, of the Mobile Vendor.

(5) The California seller's permit number (California Department of Tax and Fee Administration sales tax number), if applicable, of the Mobile Vendor.

(6) If the Mobile Vendor is an agent of an individual, company, partnership, or corporation (each a "principal"), the name and business address of the principal.

(7) Any other information deemed relevant by the Department.

(b) Additional Permit Conditions.

(1) Each Mobile Vendor shall register with the Tax Collector pursuant to Article 12 (Business Registration) of the Business and Tax Regulations Code, if applicable. Separate fees may apply and be payable to the Tax Collector.

(2) Each permit that applies to a Mobile Vendor that uses an energy source, including propane, butane, or battery, is conditioned on the Mobile Vendor obtaining approval from the Port Fire Marshal and complying with sections of the Fire Code that apply to the use of flammable gas, flammable liquids, compressed gas, open flames, and other energy sources. Separate fees may apply and be payable to the Port Fire Marshal.

(3) Each permit for Food Vending is conditioned on the Mobile Vendor obtaining a permit to operate a food facility from the Department of Public Health pursuant to Health Code Section 452, as it may be amended. Separate fees may apply and be payable to the Department of Public Health.

(4) Each Mobile Vendor permit issued pursuant to this Article 2A and the approval, as applicable, of the Tax Collector (issuance of business registration certificate; see subsection (b)(1)), Port Fire Marshal (see subsection (b)(2)), and the Department of Public Health (see subsection (b)(3)), shall authorize inspection by the City of the Mobile Vendor's operations at any time during operating hours.

(5) The applicable conditions of this subsection (b) are preconditions to the issuance of a Mobile Vendor permit. Lapse or revocation of approvals, as applicable, from the Tax Collector, Port Fire Marshal, or Department of Public Health shall, by operation of law, automatically invalidate any Mobile Vendor permit without further action by the Department.

f. Additional Port Permit Requirements.

Pursuant to Port Code sections 2A.4(a)(7) and 2A.4(f)(1)(e), the following requirements, if applicable, are additional preconditions to the issuance of a Mobile Vendor permit. Lapse or revocation of applicable approvals or requirements described below shall, by operation of law, automatically invalidate any Mobile Vendor permit without further action by the Port.

(1) Each Mobile Vendor permit issued pursuant to Article 2A of the Port Code shall require the Mobile Vendor to procure and maintain insurance in coverages and amounts as determined by the City's Risk Manager.

(2) Each Mobile Vendor permit issued pursuant to Article 2A of the Port Code shall require any Mobile Vendor that Vends an art or craft regulated under Article 24 (Regulating Street Artists) of the Police Code shall obtain a Street Artist Certificate in accordance with Article 24 of the Police Code.

g. Permit Expiration. (Port Code §2A.4(d).)

Each Mobile Vendor permit shall expire one year after issuance by the Department unless renewed or unless the particular circumstances warrant a permit term of less than one year.

4. **Vending Hours of Operations**.

Vending shall be permitted between the hours of 8:00 am to 9:00 pm in order to maintain the scenic nature and facilitate the public's use and enjoyment of the San Francisco Bay and recreational opportunities. (Op. Std. §3.e.)

5. Vending Location.

a. Certified Farmer's Market or Swap Meet. (Port Code §2A.5(a).)

No person, without written approval of the Director, may Vend within the immediate vicinity of a permitted Certified Farmers' Market or a permitted Swap Meet during the operating hours of that Certified Farmers' Market or Swap Meet.

b. Temporary Special Permit. (Port Code §2A.5(b).)

No person, without written approval of the Director, may Vend within the immediate vicinity of a temporary special permit issued by the City, or any of its departments or agencies, that authorizes the temporary use of, or encroachment on, the sidewalk or other public area, including an encroachment permit, special event permit, or temporary event permit for purposes including filming, parades, or outdoor concerts. This prohibition against Vending shall be effective only for the limited duration of the temporary special permit. Any notice, business interruption mitigation, or other rights provided to affected businesses or property owners under the temporary special permit must also be provided to any Mobile Vendor specifically permitted by the Director to operate in the immediate vicinity of the temporary special permit.

c. Stationary Mobile Vendors.

(1) To immediately implement Operational Standards 3.a and 3.b, Stationary Mobile Vendors will only be permitted in designated vending locations established by marking stalls on the pavement, and identified on a map posted on the Port's website of stationary Vending locations and the number of stalls at each location.

(2) Commencing in July 2022, Vending stalls at the Pier 45, Pier 43, Powell and The Embarcadero, and Pier 1/2 locations (Stalls A-1, A-2, B-1, B-2, B-3, C-1, C-2, G-1 and G-2) will be allocated according to the process and under the rules set forth in Attachment A. Vending stalls at all other stationary Vending locations may be used on a first come, first served

basis for each day. Vendors must remove all Vending Equipment and all other belongings from the stall at the end of each day. No Vendor may use the same stall for two consecutive days, even if they are the first to arrive on the second day. No individual vendor may use two stalls at the same time.

6. Vending Equipment.

a. Vending is restricted to non-motorized conveyances, stands, or pushcarts. Vending is not allowed from an automobile regardless of whether the automobile is parked in a lawful parking space. (Port Code §2A.1.)

b. Vending Equipment may not be more than 10 feet in length, 10 feet in depth, and 10 feet in height, including wheels, axles, umbrellas, tents, or canopies, and other appurtenances. When in use, the umbrella, tent, or canopy shall not exceed 10 feet in height as measured from ground level to its highest point. The umbrella, tent, or canopy must be made of a sturdy and safe material and must be attached and anchored to the Vending Equipment in such a way that sudden bursts of wind will not dislodge it. (Op. Std. §§3.a. & 3.b.)

c. A Roaming Mobile Vendor may have no more than one (1) umbrella that complies with the requirements in Administrative Regulation Section 6.b. The umbrella cannot be attached to any public or private fixture, such as the sidewalk, street furniture, fence, rail, bench, bike rack, tree, pole, sign, or other publicly-owned object. (Op. Std. §§3.a. & 3.b.)

d. No connection to external power, piping, or plumbing is allowed. The Vending Equipment must be entirely self-contained.

e. Signage is permitted only if attached to the Vending Equipment or the Mobile Vendor's person. Signage may not be attached to any public or private fixture, such as the sidewalk, street furniture, fence, rail, bench, bike rack, tree, pole, sign, or other publicly-owned object. (Op. Std. §§3.a – 3.b.)

f. Vending Equipment must not lean against or attach to a permanent building or structure.

g. Each Stationary Mobile Vendor shall be limited to two (2) chairs. The chairs may be placed behind or next to (but not in front of) the Vending Equipment. (Op. Std. §3.a.)

h. Mobile Vendors are prohibited from placing Vending Equipment in a parking stall or a designated parking area for automobiles, bicycles, scooters, pedicabs or other mobility devices. (Op. Std. §§3.a – 3.c.)

i. Food and Merchandise must be securely fastened to or secured within the Vending Equipment. Mobile Vendors must ensure that sudden bursts of wind will not dislodge Food or Merchandise. (Op. Std. §§3.a – 3.c.)

j. Mobile Vendors shall not leave Vending Equipment, or Food or Merchandise, unattended. For the purposes of these Administrative Regulations, unattended means that the Mobile Vendor is not within 10 feet of the Vending Equipment and/or the Food or Merchandise.

k. Vending Equipment shall not be chained or fastened to the sidewalk, street furniture, fence, rail, bench, bike rack, tree, pole, sign, or other publicly-owned object. (Op. Std.

§§3.a – 3.c.)

l. Mobile Vendors must display their Port-issued Mobile Vendor permit on their Vending Equipment when operating. To the greatest extent feasible, the Permit shall be placed on the upper left-hand corner of Vending Equipment on the side that faces the public or is nearest the path of pedestrian travel. (Port Code §2A.2(b).)

m. Mobile Vendors must maintain, possess, and display or show all local authority permits required by either the State or City.

n. Food or Merchandise shall not be displayed directly upon a street, sidewalk, pathway, pier, wharf, or grass or landscaping, or other structure (street furniture, fence, rail, bench, bike rack, tree, pole, sign, or other publicly-owned object), or any public place. (Op. Std. §§3.a – 3.b.)

o. Stationary Vending Equipment shall be parallel to the curb, with the longest side of the Vending Equipment parallel to the curb.

p. Stationary Mobile Vendors shall store any Food and Merchandise, and any accessory items entirely within or beneath the Vending Equipment. Food, merchandise, and any accessory items shall not be stored or piled alongside, behind, or in front of the Vending Equipment. (Op. Std. §§3.a – 3.b.)

q. In addition to prohibitions on the sale of alcohol, cannabis, other controlled substances, ammunition, animals, counterfeit goods, firearms, or tobacco, which exist in local, state, or federal law, Mobile Vendors are prohibited from Vending any harmful or dangerous items or noise-making devices. (Op. Std. §§3.a – 3.b.)

r. No Mobile Vendor may Vend in any location that would reduce the clear path of travel below the minimum needed to allow adequate circulation. This minimum clearance shall be 16 feet on the Embarcadero Promenade due to its high pedestrian volumes, or 6 feet elsewhere on Port property.

s. All applicable parking regulations shall be observed.

t. Due to high pedestrian volume, no Mobile Vendor may Vend within any Port property within the Oracle Park Special Event Area defined by SFMTA during the two hours immediately before an event and the two hours immediately after an event, unless written consent from SFMTA is first obtained.

u. Mobile Vendors shall not make excessive noise and are prohibited from using speakers, amplifiers, musical instruments, or noise-making devices. (Op. Std. §§3.a – 3.b.)

7. Energy Sources.

a. No Mobile Vendor shall use any power source that poses a fire or public safety hazard or wet cell battery with removable fill caps. (Op. Std. §§3.a – 3.b.)

b. No Mobile Vendor shall connect to any building, vehicle, or any City or Port power source. (Op. Std. §§3.a – 3.b.)

8. Trash, Recycle, Compost, and Other Debris.

a. Mobile Vendors are responsible for clean-up and removal of any Food or Merchandise, and any item, package, refuse, waste, litter or other materials occurring because of or related to Vending Food or Merchandise.

b. Mobile Vendors are prohibited from placing any liquid or solid waste, or debris of any kind, in Port trash, recycle, or compost receptacles.

c. Mobile Vendors must bring their own vermin-proof trash receptacles and remove any and all waste, refuse and litter collected or discarded as a result of preparing, selling or consuming food items or merchandise on Port property.

9. Good Neighbor Policies. (Port Code §2A.7.)

Mobile Vendors shall operate in accordance with the following good neighbor policies:

(a) Mobile Vendors shall be individually responsible for any garbage, detritus, or debris that directly results from their Vending activity;

(b) Noise and odors shall be contained within the immediate area of the Mobile Vendor so as not to be a nuisance to neighbors; and

(c) Mobile Vendors shall urge patrons to not litter and to maintain the safety, cleanliness, quiet, peace, and orderliness of the area; and

(d) Stationary Mobile Vendors shall provide for proper and adequate storage and disposal of garbage, detritus, and debris.

10. Enforcement and Appeals.

a. Port Code §2A.8.

(a) Nuisance Declaration. Any violation of this Article 2A, or any applicable Rules and Regulations, constitutes a public nuisance.

(b) Administrative Citation. Any Enforcement Official may issue an Administrative Citation as described below for any violation of this Article 2A, or of the Rules and Regulations that interpret and implement this Article, that occurs on a public right-of-way (as that term is defined in Public Works Code Section 2.4.4) or any other street, sidewalk, alley, walkway, wharf, pier, or pedestrian path available to the public:

(1) Vending that violates a requirement in this Article or in the Rules and Regulations, other than failure to possess a valid license or permit:

(A) An administrative fine equal to $100 for a first violation.

(B) An administrative fine equal to $200 for a second violation within twelve months of the first violation.

(C) An administrative fine equal to $500 for a third violation, and each subsequent violation, within twelve months of the first violation.

(D) In addition to any other authorized enforcement activity, a Mobile Vendor's license and/or permit may be revoked or suspended for the remainder of its term upon a fourth or subsequent violation.

(2) Vending without a valid license or permit:

(A) An administrative fine equal to $250 for a first violation.

(B) An administrative fine equal to $500 for a second violation within twelve months of the first violation.

(C) An administrative fine equal to $1,000 for a third violation, and each subsequent violation, within twelve months of the first violation.

(D) Upon submission of proof of a valid permit, the administrative fines set forth in subsections (A) through (C) of this subsection (b)(2) shall be reduced to equal the administrative fines set forth in subsections (A) through (C) of subsection (b)(1), as those amounts may be revised pursuant to subsection (b)(5).

(3) Failure to pay an Administrative Citation described in this subsection (b) shall not be punishable as an infraction or misdemeanor; further, additional fines, fees, assessments, or any other financial conditions beyond those authorized in this subsection (b) may not be assessed.

(4) When assessing an Administrative Citation authorized in this subsection (b), the Director shall take into consideration the person's ability to pay the fine using the criteria described in subsection (a) or (b) of California Government Code section 68632, as it may be amended. Notice shall be given to the Mobile Vendor of the right to request an ability-to-pay determination and instructions or other materials for requesting an ability-to-pay determination. The person may request an ability-to-pay determination at adjudication or while the judgment remains unpaid, including when a case is delinquent or has been referred to a comprehensive collection program. If the Mobile Vendor meets the ability-to-pay criteria, the Department shall accept 20% of the total administrative fine specified in subsection (b)(1) or (b)(2), as applicable, as full satisfaction.

(5) The amounts of the administrative fines identified in subsections (A) through (C) of subsections (b)(1) and (b)(2) shall automatically increase or decrease to the maximum amount authorized under California Government Code section 51039, as it may be amended. If section 51039 is repealed and not replaced with a similar limitation on administrative fines, then the administrative fine amounts in this Section 2A.8 may be adjusted each year, without further action by the Board of Supervisors, to reflect changes in the relevant Consumer Price Index.

(6) Within 10 days of issuance, the Administrative Citation must be paid unless a written appeal is filed with the Director. The grounds of appeal are limited to error or abuse of discretion in the issuance of the Administrative Citation. The Director may make an ability-to-pay determination pursuant to subsection (b)(4), but inability to pay shall not be grounds for rescinding the Administrative Citation or reducing the amount required to satisfy the fine to an amount less than the amount specified in subsection (b)(4). The Director may investigate the Administrative Citation and any claims by the appellant, and shall issue and mail a written decision on the appeal within 30 days of receipt of the written appeal. Within 20 days of the Director's decision upholding a fine in whole or in part, the Administrative Citation must be paid. The method for judicial review of an Administrative Citation pursuant to subsection (b)(1) is an appeal

filed with San Francisco Superior Court pursuant to Government Code section 53069.4.

(7) Collection of Fines. The failure of any person to pay a fine assessed by administrative citation within the required time constitutes a debt to the City. Simple interest at 10% per year shall accrue on unpaid amounts. The City may file a civil action including a small claims action or may pursue any other legal remedy to collect such money.

(c) Temporary Order to Cease Vending and Removal.

(1) Any Enforcement Official may order a Mobile Vendor to promptly cease Vending when, in the judgment of the Enforcement Official, (A) the Mobile Vendor constitutes a safety hazard, including but not limited to impeding the safe use of a public right of way by pedestrians and persons with disabilities, or (B) when the presence of an emergency so requires, or (C) if the Mobile Vendor is unpermitted.

(2) (A) After the Enforcement Official orders an unpermitted Mobile Vendor to cease Vending, the Mobile Vendor must discontinue any Vending and remove all Food, Merchandise, and any other Vending paraphernalia from property within the regulatory jurisdiction of the Port. A failure to promptly obey any such orders from an Enforcement Official is a violation of this Article 2A

(B) After the Enforcement Official orders a permitted Mobile Vendor to cease Vending, the Mobile Vendor must discontinue any Vending and follow the orders of the Enforcement Official with regard to removing and relocating all Food, Merchandise, and any other Vending paraphernalia, and any other orders the Enforcement Official may give to mitigate safety hazards, and no further Vending may occur until the conditions that caused the order to cease Vending have been abated to the satisfaction of the Enforcement Official. A failure to promptly obey any such orders from an Enforcement Official is a violation of this Article 2A.

(3) If a Mobile Vendor fails, within a reasonable time, to remove Food, or Merchandise, or any other Vending paraphernalia from the location subject to the order to cease Vending, or to follow any other orders the Enforcement Official may issue to mitigate safety hazards, the Enforcement Official may order the Department to remove any or all of the items. Prior to removal by the Department, the Enforcement Official shall warn the Mobile Vendor of the impending removal and impoundment, and shall urge the Mobile Vendor to make every effort to remove the items, or cause their removal. Where the Department actually removes any items, the Enforcement Official shall issue an Administrative Citation to the Mobile Vendor. The Mobile Vendor shall pay the actual costs of removal and storage of any items impounded, and of disposal of any items the storage of which may cause public health, safety, or infestation issues. The Mobile Vendor may contest the liability for these costs by timely appealing the Administrative Citation. However, these actual costs to the City are not subject to reduction based on the ability to pay; actual costs are a debt to the City that may be collected in the same manner as provided in subsection (b)(7). Mobile Vendor items that have been removed and stored may be recovered

within 90 days from the date of removal and upon payment of a sum equal to the costs of removal, plus any reasonable transport and storage costs, as determined by the Department, and any costs incurred by the Department in disposing of any items contained in the Mobile Food Facility.

b. Identification of Enforcement Officials. The following individuals ("Enforcement Officials") are empowered to issue a Notice of Violation and Administrative Citation for any violation of Port Code Article 2A, the Operational Standards, or the Administrative Regulations:

(1) Port Property Managers

(2) Port Wharfingers

(3) Port Security and Emergency Planning Manager and 0931 Proposition F vending enforcement personnel reporting to such Manager and/or the Assistant Port Director

(4) Agents or employees of Allied Security, or similar Port security services contractor, when assigned to patrol Port property or Port projects.

c. Notice of Violation.

(1) To ensure the accuracy of Administrative Citations, Enforcement Officials, upon witnessing a Vendor violate Port Code Article 2A, the Operational Standards, or the Administrative Regulations, may issue a Notice of Violation to the Vendor. The Notice of Violation shall include: (i) information identifying the Offender, (ii) details of the violation, (iii) the name or identifying number of the Enforcement Official, and a general description of (iv) administrative fines, payment method and options, including the ability-to-pay determination, (v) the appeals process.

(2) The Port will use the information included in a Notice of Violation to issue an Administrative Citation to the Vendor within 15 calendar days of issuing the Notice of Violation.

(3) Administrative Citation Issuance Date. For purposes of payment and appeals deadlines, the issuance date of any Administrative Citation delivered by the U.S. Postal Service shall be five calendar days after the date of mailing.

11. Amendment, Replacement, and Waiver of Administrative Regulations.

a. The Executive Director may amend, replace, or otherwise alter any of the Administrative Regulations in conformance with local and state law at any time and as needed to further the purposes of the Operational Standards, Article 2A of the Port Code, and in accordance with state law. Note, the following sections of the Administrative Regulations are excerpts of the Port Code or Operational Standards and may not be amended by the Executive Director: 2.a – 2.q, 3.b – 3.e (excluding 3.c(c)),

3.g, 5.a – 5.b, 9, and 10.a, inclusive. (Op. Std. §5.a.)

b. Any revisions to the Administrative Regulations shall not take effect until the Administrative Regulations have been published on the Port's website and adequate signage informing the public and Mobile Vendors of the applicable Administrative Regulations are posted. (Op. Std. §5.b.)

c. The Executive Director may temporarily waive application of any Administrative Regulation. Waiver shall be documented in writing and identify how the waiver implements or furthers one or more of the purposes of the Operational Standards or of local or state law.

ATTACHMENT A
VENDING STALL ALLOCATION PROCESS

All stalls are available on a first come first served basis except for the following locations: Pier 45 (A-1, A-2), Pier 43 (B-1, B-2, B-3), Powell & The Embarcadero (C-1, C-2) and Pier 1/2 (G-1, G-2) which will be subject to the following allocation process on Fridays, Saturdays and Sundays.

Port staff will allocate stalls to permitted vendors on a monthly basis via the following steps:

1. Port staff will ask each applicant who satisfies all permit issuance requirements to indicate if the permitted vendor would be interested in being scheduled for a vending stall at one of the locations listed above on a Friday, Saturday, or Sunday. Vendors may enter their names in the lottery for each, any, or all of the four locations:
   Pier 45
   Pier 43
   Powell & The Embarcadero
   Pier 1/2
   A vendor may communicate at any time to Port staff that such vendor is no longer interested in joining lotteries for each, any, or all of the four locations; such vendor will be removed as requested.

2. Prior to 10am on the date two days before the first Friday to be scheduled (the "Lottery Date") Port staff will assemble a list of all vendors interested in participating in the lottery for each of the spaces listed above. On the Lottery Date, Port staff will hold a blind drawing to assign all vendors interested in each respective location a number from 1 to "n" for each location ("n" equaling the number of interested vendors in each location).

3. Port staff will perform the lottery drawings for each location in the following order: first for the location with the greatest number of vendors entered for the lottery (*i.e.*, the highest "n"); second for the location with the second greatest number of vendors; etc., until the lottery is completed for the location with least number of interested vendors. If there is an equal number of vendors that have entered their names into the lottery for more than one location, then the lotteries shall be held in order of the northernmost location to the southernmost location.

4. Using numbers assigned in the blind drawing for each respective location, Port staff will allocate vendors to each stall per day in numerical order for the lottery period (as shown in the following example lottery table):

Vendor Number Assigned in Each Location Lottery	Lottery For Most-Requested Location (Date)	Lottery for the 2nd Most-Requested Location (Date)	Lottery for the 3rd Most-Requested Location (Date)
1	A-1 (1st Friday)	B-1 (1st Friday)	C-1 (1st Friday)
2	A-2 (1st Friday)	B-2 (1st Friday)	C-2 (1st Friday)
3	A-1 (1st Saturday)	B-3 (1st Friday)	C-1 (1st Saturday)
4	A-2 (1st Saturday)	B-1 (1st Saturday)	C-2 (1st Saturday)
5	A-1 (1st Sunday)	B-2 (1st Saturday)	C-1 (1st Sunday)
6	A-2 (1st Sunday)	B-3 (1st Saturday)	C-2 (1st Sunday)
Etc.	A-1 (2nd Friday)	B-1 (1st Sunday)	C-1 (2nd Friday)

5. Conflicting Allocations.
   As set forth in Section 5.c.2 of the Regulations, no vendor may occupy two vending stalls at the same time. Accordingly, Port staff will take steps to ensure that no vendor is assigned to two stalls on the same day. During the second and subsequent lotteries, if a vendor has previously been assigned to a location with greater demand for the same day, then the next vendor without a conflict from prior location-based lotteries shall be assigned the stall in the second or subsequent lottery. The vendor with a conflict would be assigned the next available date that does not have a conflict, and assignments would proceed in that order from there unless and until there is another date with a conflict.

   For example and with reference to the lottery table above: If Vendor X was assigned number "1" in the first lottery (*i.e.* assigned vending stall A-1 on the first Friday) and Vendor X also entered the third lottery and was assigned number "2," Vendor X would be ineligible for assignment to stall C-2 and the next vendor number without a conflicting allocation would be assigned to that stall (*e.g.*, vendor number "3" would be assigned to stall C-2 for the first Friday). Vendor X would be assigned to stall C-1 for the first Saturday, vendor number 4 would be assigned to stall C-2 for that day and stall allocations would continue until all available dates and stall locations were allocated for the lottery period, with further conflicts being resolved in the same manner.

6. Upon completion of the scheduling process, Port staff will provide the final schedule to vendors, PMs, Wharfingers, any private security personnel in contract with Port, and interested Port staff.

Port staff will repeat the lottery process for the four locations on the date that is two days before the first Friday to be scheduled. If that date is a City holiday or the Wednesday before Thanksgiving, step 1 will be performed by the preceding Tuesday.

If a Vendor does not occupy its stall by 10am on the Vendor's assigned day, such stall shall be available on a first-come, first-served basis to any permitted Stationary Mobile Vendor, provided Vendor did not utilize the same stall on the immediately preceding day.

EXHIBIT 4

Public Works Records for Savior Micallef, Permit No. 25VDR-00012

Savior Joseph Micallef

[redacted]

Business Registration Certificate [redacted]
(Start Date: June 4, 2024)

Seller's Permit #25VDR-00012 (Current)

Payment Accepted: Cash, Venmo & Cash App

Note:
Various Spellings of Last Name: McAllef; McCallef; Mccoulef; McCouleff; Micallef:

Date	Agency	Case #	Location	Violation	Disposition
10/07/2023	ABC	Cite #125105 Case #23-40-035	Pier 33	23300 B&P	Citation-
04/05/2024	DPW	TBD	Pier 30/32	5.9.3 PW Code	Written Warning
04/07/2024	DPW	4724-0010007	Pier 30/32	5.9.3 PW Code	Citation - $250.00
04/24/2024	DPW	042424-063-004	Embarcadero & Bryant	5.9.3 PW Code	Verbal Warning
04/24/2024	DPW	042424-063-001	Embarcadero & Bryant	5.9.3 PW Code	Written Warning
05/19/2024	DPW	51924-001-014	Pier 32	5.9.3 PW Code	Citation - $100.00
08/15/2024	DPW/SFPD	81524001	Pier 32	5.9.3 PW Code/ 22500F CVC	Citation - $500.00/ SFPD Cite #PD38924093
08/15/2024	DPW	TBD	Pier 32	5.9.3 PW Code	Citation- Fine is TBD
03/08/2025	DPW/SFPD	030825-05-01	Pier 30/32	5.9.3 PW Code/ 22500F CVC	Citation - $500.00/ SFPD Cite #PD38924174
07/09/2025	DPW	070925/79/03	Pier 30/32	5.9.3 PW Code	Citation - $100.00 Fine
07/12/2025	MLB Brand Security/DPW	071225-003-001/ 068-2025	Pier 30/32	Counterfeit Merch./ 5.9.3 PW Code/	Served w/Cease-and- Desist Letter/ Citation $1,000.00
07/13/2025	MLB Brand Security	068-2025	Pier 30/32	Counterfeit Merch.	Served w/Cease-and- Desist Letter

Mobile Vending Program Operation

Operation Recap / ~~After Action Notes~~

Date: Saturday, October 7, 2023

Narrative:

On today's date, Saturday, October 7, 2023, I was working members from the Port, SFPD and with several members from the California State Alcohol Beverage Control Division, as listed on the attached sign-in sheet. The skies were clear, the sun was shining, and the temperature rose to 86 degrees today. This is Fleet Week, the Blue Angels are flying and numerous people were out to enjoy the day and view the airshow.

Our focus today was to address the **unlicensed** alcohol vendors on the Embarcadero, commencing at Pier 33 / Alcatraz Landing, and continuing north to the Little Embarcadero/Pier 45. Our operation commenced at 1130hrs.

I met with Special Agent Erik Skakacs and his team members, which was comprised of ten (10) additional agents. After our briefing, the ABC team members were then deployed into the field. Their goal was to maintain surveillance and approach vendors who were selling alcoholic beverages and subsequently make the arrest and confiscate all evidence associated with the violation(s).

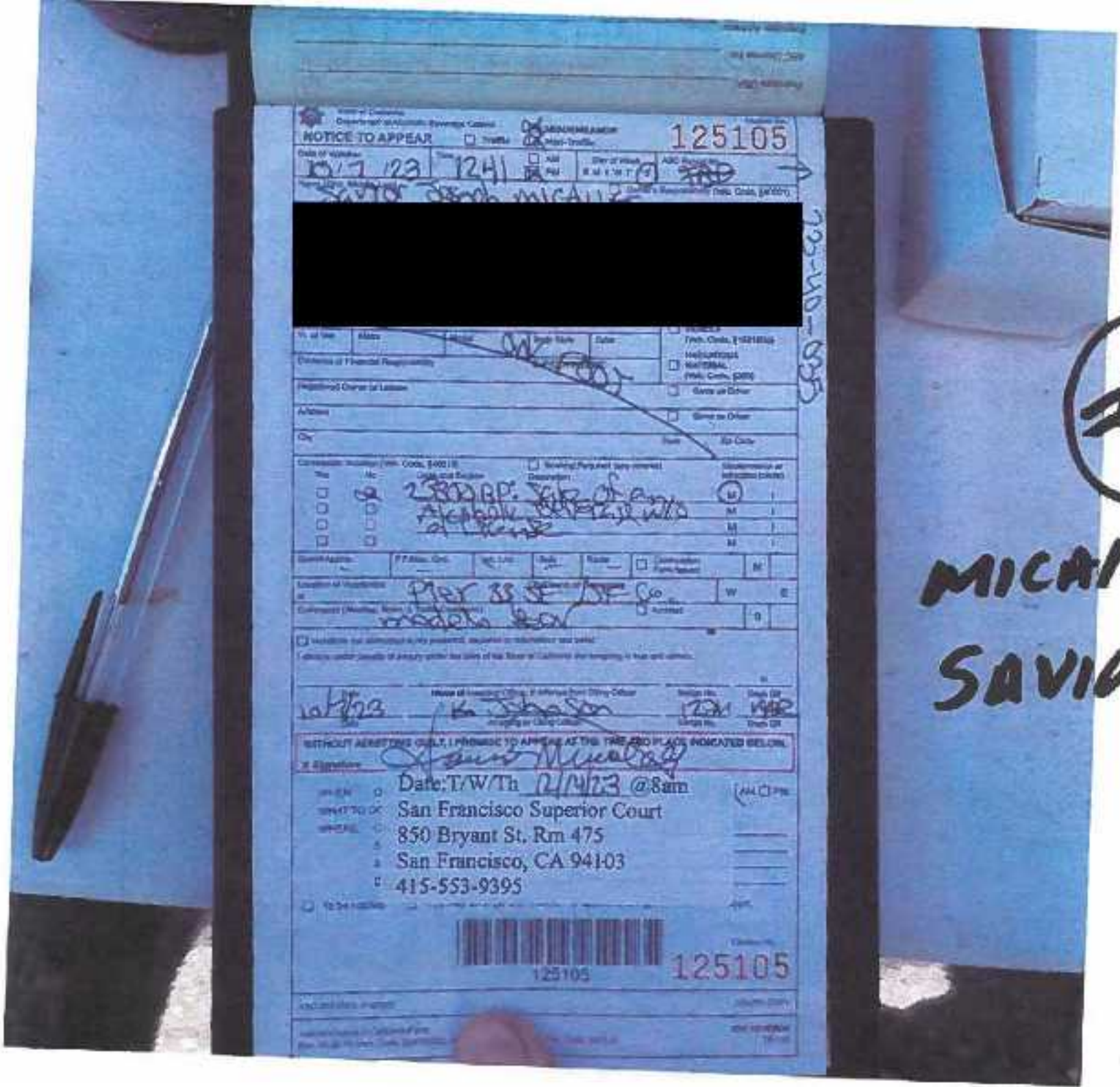
Between 1130hrs – 1330hrs, two (2) citations were issued for unpermitted sales of alcohol:

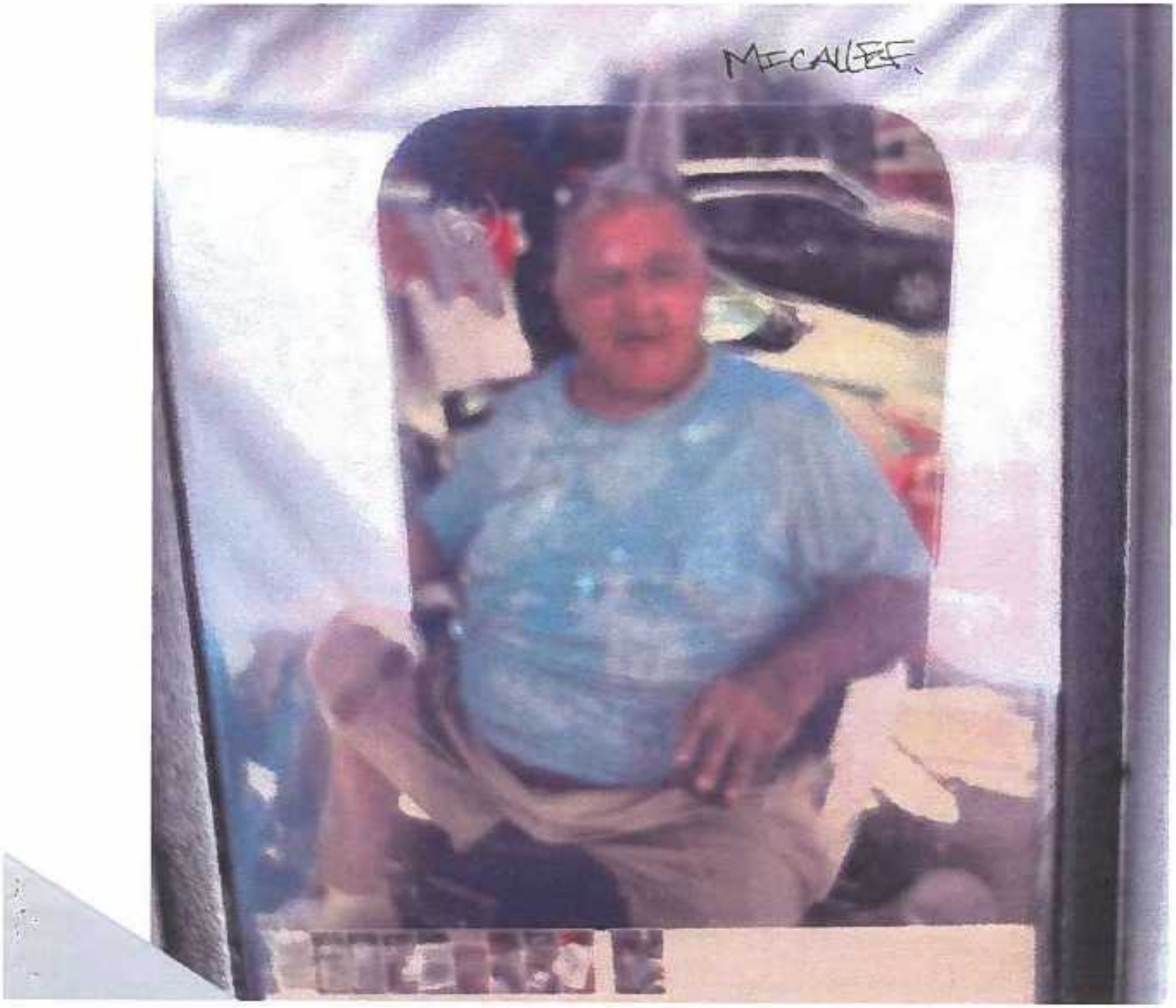
1. Micallef, Savior [redacted]
   Cited: 23300 B&P
2. [redacted]
   Cited: 23300 B&P

Since two arrests were made on the Little Embarcadero, the word spread quickly of our presence, all alcoholic beverage sales ceased. After waiting approximately 1 hour, the teams responded back out into the field. Between 1430hrs and 1730hrs, while at Pier 33, additional violations were observed, and citations were issued:

3. [redacted]
   Cited: 23300 B&P
4. [redacted]
   Cited: 23300 B&P

After our second wave, all alcohol sales ceased, and our operation concluded for the day.


NOTICE TO APPEAR
125105
Date:T/W/Th 12/4/23 @8am
San Francisco Superior Court
850 Bryant St. Rm 475
San Francisco, CA 94103
415-553-9395
125105
125105
#1
MICHAEL F,
SAVIOR


MCALEES

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Friday, April 5, 2024

Narrative:

On today's date, Friday, April 5, 2024, I was working with members from the Port and with several members from the California State Alcoholic Beverage Control Division, as listed on the attached sign-in sheet. The skies were clear, the sun was shining, it was 47 degrees at 0800hrs. Today is the San Francisco Giants 2024 "Opening Day" game at Oracle Park, and they are playing against the San Diego Padres. Gametime is 1:35PM.

Our focus today is to address the unlicensed alcohol vendors who are set-up and selling alcoholic beverages along Embarcadero, around Oracle Park and the surrounding streets.

~ We met with Special Agent Erik Szakacs and his team members, which was comprised of 12 additional agents. After our briefing, the ABC team members were deployed in the field. Their goal was to maintain surveillance and approach vendors who were selling alcoholic beverages and subsequently make an arrest and confiscate all evidence associated with the violation(s). Our operation commenced at 1000hrs. A copy of the ABC Operation Plan is attached.

Between 1000hrs. – 1600hrs, 4 citations were issued for unpermitted sales of alcoholic beverages. All violations were committed around Oracle Park:

[redacted]
Cited: 23300 B&P – Unlicensed Alcohol Sales

[redacted]
Cited: 23300 B&P – Unlicensed Alcohol Sales

[redacted]
Cited: 23300 B&P – Unlicensed Alcohol Sales

[redacted]
Cited: 23300 B&P Unlicensed Alcohol Sales

~ While ABC was conducting their operation, Port personnel were out with DPH and DPW, focusing on unlicensed vendors who were selling goods around Oracle Park.

SFDPH issued 4 Citations for food items found to be unsafe for human consumption. 3 hot dog carts and 1 fruit stand selling sliced fruit in cups. DPW disposed of all food items. DPH impounded 3 Hot Dog Carts and DPW transported them to their storage facility.

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Friday, April 5, 2024

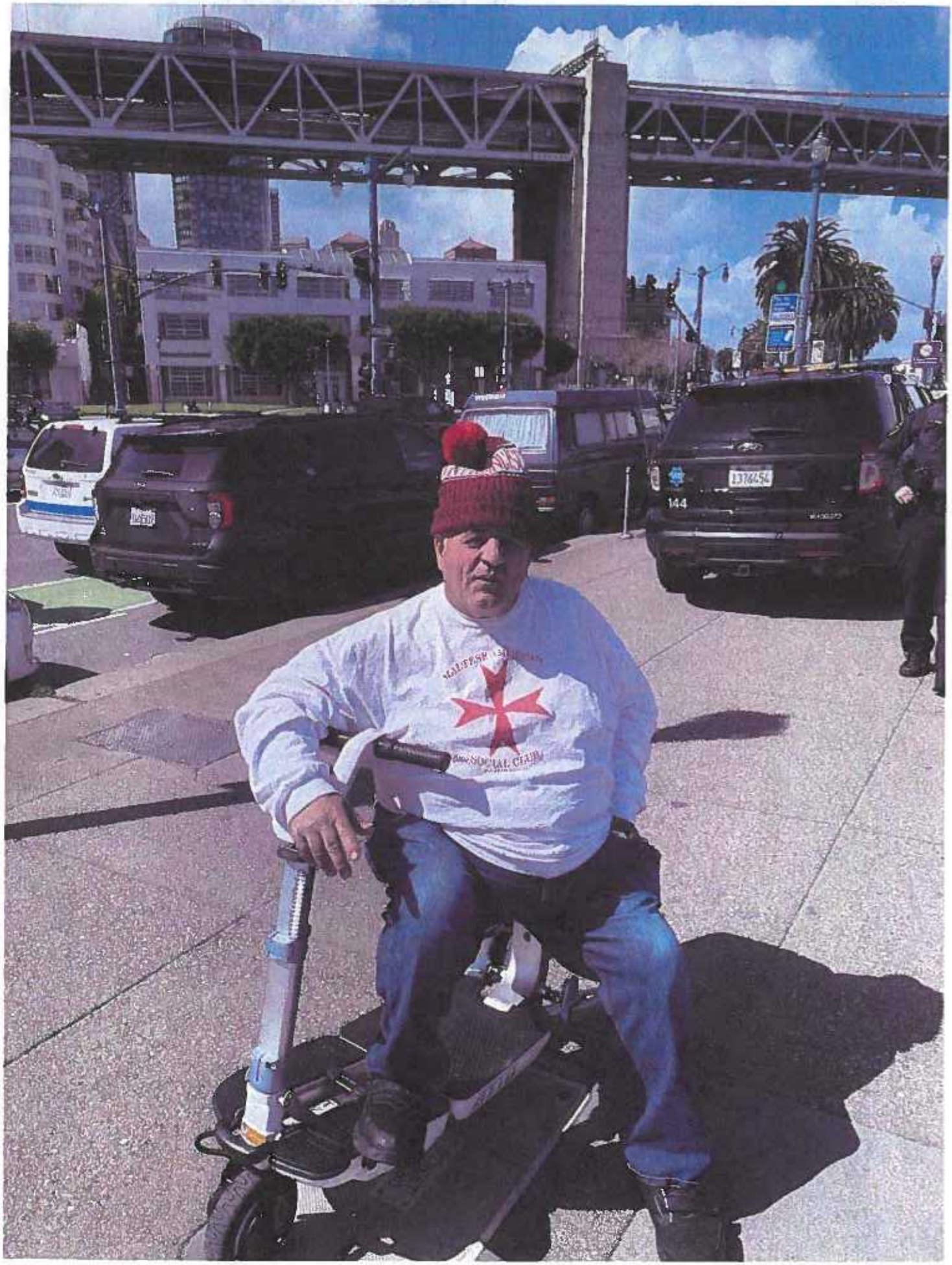
Narrative Continued:

1 red wagon with a white table Ny-Tied to it was abandoned so DPW confiscated it and it was disposed of.

DPW issued 3 warnings. 2 individuals were selling BB hats and SF Giants logo clothing, and one individual had a table set up and he was selling Marijuana infused treats.

The names of the individuals cited by SFDPH and the individuals Warned by DPW are TBD/Pending.

ABC Citations: 4
SFDPH Citations: 4
SFFD Citation: 1
DPW Warnings: 3


144

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Sunday, April 7, 2024

Narrative:

On today's date, Sunday, April 7, 2024, members from the Port were collaboratively working with members from the SFPD, SFFD, SFDPH and SFDPW, as listed on the attached sign-in sheet. The skies were blue, the sun was shining, it was 48 degrees at 0800hrs and the expected high temperature is 59 degrees. Due to the beautiful weather in the city, many people were out and about today.

Initially, we responded to Oracle Park where the SF Giants were playing the San Diego Padres. Today is also Youth Baseball Day at Oracle Park and many families and children were in attendance. Our focus at Oracle Park is to address the unlicensed vendors who were set-up and selling hard goods, food stuffs, alcoholic beverages, marijuana, or anything else that is unpermitted and or against the law. We will focus on Oracle Park and its periphery, including the surrounding streets that lead to the park as well as the Embarcadero, north to Brannan Street:

~ At approximately 1045hrs, we were on the 700 block of 2nd Street. On the west side of the street, mid-block, we saw [redacted] who is known to us from previous contacts during last year's Giants baseball season. [redacted] had 2 tables set up, and he was selling SF Giants articles of clothing and BB hats. [redacted] also had clothing displayed on the sill of the building directly behind his tables. Since [redacted] has been warned in the past, DPW cited him for vending w/o a permit. Once cited, [redacted] gathered up all his wares and left the area.

~ At 1055hrs, directly across the street from Haymer on the east side of the 700 block of 2nd Street was [redacted]; they had 2 tables set up and they too were selling SF Giants articles of clothing and BB hats. When we initiated our conversation with [redacted] immediately called [redacted]" on his cell phone as they were working for him. [redacted] spoke with [redacted] while DPW issued [redacted] a written warning for vending w/o a permit. After the phone call with 49er [redacted] and [redacted] gathered up their wares and left the area.

~ At approximately 1105hrs, we were traveling north on the Embarcadero. Directly in front of Pier 38, we saw [redacted] had 3 tables set up and was selling SF Giants articles of clothing and BB hats; the same things [redacted] and [redacted] were selling. DPW issued [redacted] a written warning for vending w/o a permit; he then gathered his belongings and left the area.

Narrative Continued:

~ At 1110hrs, on the Embarcadero near Brannan St, we saw [redacted] had 2 long [redacted] and was selling a wide variety of sunglasses. Barnes did not have a permit, so DPW issued him a written warning for his violation. [redacted] picked up his goods, took down the tables and left the area.

~ At 1115hrs [redacted] street, was [redacted] had 2 long tables set up selling a variety of SF Giants clothing, BB hats, gloves. The balance of [redacted] articles of clothing were displayed on the ground, flanking his tables. Since [redacted] has been warned and cited in the past, DPW issued him a citation for his second consecutive violation for vending w/o a permit. [redacted] picked up all his goods and left the area.

~ At 1125hrs, we saw Savior Mccoulef, who has been cited by DPW in the past. Mccoulef was selling SF Giants articles of clothing that were displayed on the cement wall and he had 1 table selling a variety of SF Giants hats. As soon as Mccoulef saw us exit our vehicles, he came rolling over on his white electric scooter. Since Mccoulef has been warned in the past for selling w/o a permit, DPW issued him a Notice of Violation for his violation. With help from some friends, Mccoulef picked up his goods and left the area.

We then transitioned to address the unlicensed vendors who were selling goods and foodstuffs along the Embarcadero, from Alcatraz Landing/Pier 33, north to the Little Embarcadero, continuing to Pier 45, then west to the Crab Wheel.

~ At 1135hrs, our caravan arrived at Alcatraz Landing. Upon seeing our convoy, approximately 10 individuals took off running in different directions with their hot dog carts; one individual left his cart in front of Pier 33 and it was confiscated by DPW. The [redacted] who was running with that cart returned a short time later; he wanted his chair and red speaker, which I gave to him. The H/M then left the area. The hot dog cart was disposed of by DPW.

It should be noted that during this incident [redacted] was on-scene. [redacted] is known to us and he is an unlicensed vendor. [redacted] works with [redacted] who was also on-scene and the two always set up their grill at Alcatraz Landing. When [redacted] saw us confiscating the abandoned hot dog cart, he attempted to claim it as his. [redacted] walked up directly behind one of the DPW workers at which time Port Employee Frost stepped in between them. When [redacted] did that, [redacted] grabbed [redacted]'s right elbow and attempted to pull him away so he could grab the hot dog cart. Ofc. Portillo intervened, spoke to [redacted] in Spanish at which time [redacted] backed down. DPW confiscated the hot dog cart, [redacted] did not press charges on [redacted] for interfering with him while performing his duties and for the battery and this ended without further incident.

Narrative Continued:

~ At 1140hrs, there was a blue awning set up near Alcatraz Landing. The H/M, later identified as [redacted] had a table set up under the awning and he was selling sliced fruit in a cup. [redacted] was also selling a variety of cold drinks. SFDPH deemed the food items unsafe for consumption, so DPW confiscated it and it was disposed of. DPH impounded the table and DPW transported it to their storage facility. [redacted] packed up his belongings and he left the area. As we were dealing with [redacted] were on scene with their gray wagon, red awning, and white table. When they saw that we were working today, they did not set up and left the area.

~ At 1200hrs, we stopped at Pier 15, where we saw a large green umbrella that was attached to the side of a large silver colored food cart and the food cart had a large propane bottle attached to it on one end. Three individuals were associated with the cart, and they were selling hotdogs wrapped in bacon, sautéed onions and peppers and they had a blue & white cooler filled with cans of Coke and Sprite. SFDPH deemed the food items unsafe for consumption, so DPW disposed of it. SFDPH then impounded the silver-colored cart and DPW transported it to their storage facility. SFFD issued a citation to [redacted] for the propane/Fire Code Violation and SFDPH issued her a citation for the violation.

We then drove back to Oracle Park:

~ We walked from South Beach Harbor, clockwise to the O'Doul Gate at Oracle Park. Upon arrival there, we saw a H/M with a mullet hairstyle, wearing a blk sweatshirt selling bacon wrapped hotdogs from his hotdog cart; the grill also had sautéed onions on it. The individual identified himself as [redacted] SFDPH deemed the food unsafe for consumption and issued [redacted] a citation for his violation. As SFFD was issuing [redacted] a citation for his Fire Code Violation, he walked away. SFDPH impounded the hotdog cart and DPW transported it to their storage facility. While walking away, [redacted] said he did not want the cart, yelling "What's the use!" 6 + cart

~ While walking around Oracle Park, we saw a H/M wearing a Blk. BB hat, Grn sweatshirt and gray jeans; he was standing in front of the Giants Ticket Office on Willie May's Plaza and was selling hot dogs wrapped in bacon from his hot dog cart; the cart also had buns, onions, and peppers on it. SFDPH deemed the food unsafe for consumption and DPW disposed of it. The H/M refused to give DPH his name then left the scene. The hot dog cart was impounded by SFDPH and DPW transported it to their storage facility. 6 + cart

~ At 1320hrs, we walked up to Willie May's Plaza at 3rd Street. Located on the corner, there was a H/M and a H/F; they had 2 tables set up and they were selling SF Giants tickets, SF Giants jerseys and a variety hats. The H/M told us his name was [redacted] Since we have never encountered Castillo before, DPW issued him a written warning for vending w/o a permit. [redacted] and the H/F then packed up their goods, removed their tables and left the area. 6

Narrative Continued:

We then drove back to the Little Embarcadero:

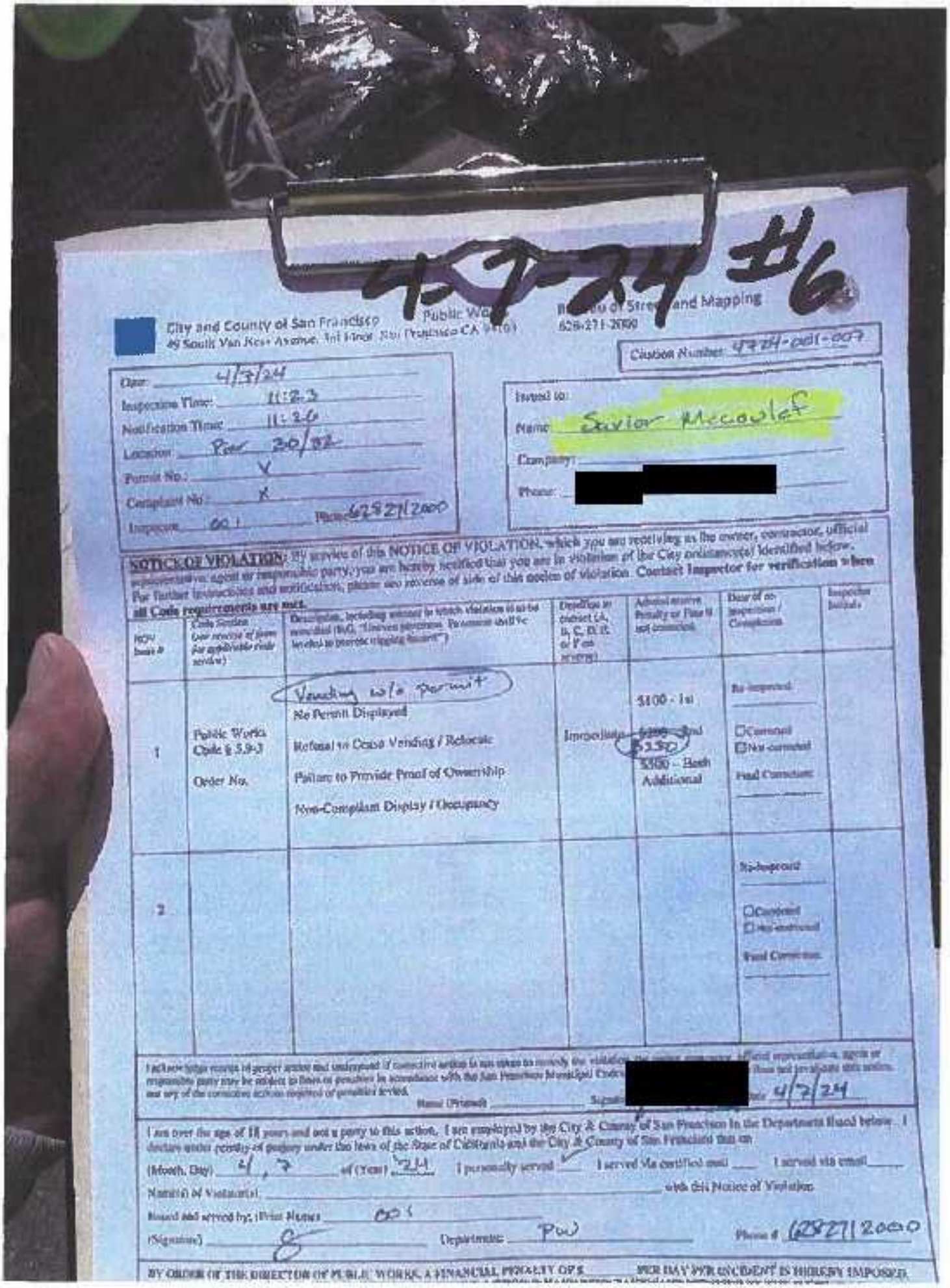
~ At 1410hrs, upon arrival at the Little Embarcadero, we saw a red canopy set up. Under it was a table and cart and the H/M (Name TBD frm DPH) and H/F associated with it were selling Fresh Empanadas, Buffalo Wings and Tamales according to all of their signage. SFDPH deemed the food items unsafe for consumption and DPW disposed of it all. SFDPH issued a citation for the violation. The H/M and H/F then took down their full display, packed up their belongings and left the area.

~ At 1420hrs, we saw a H/M (Name TBD frm DPH) wearing a SF Giants hat who was directly across from the H/M and H/F who were selling Empanadas, and he was selling "Corn in a Cup." When the H/M would fill a cup with corn, he would put a large dollop of mayonnaise, from an unrefrigerated jar of mayonnaise, on top of the corn. SFDPH deemed the food items unsafe for consumption and DPW disposed of it all. A large crowd gathered as several individuals who were not affiliated with the H/M became involved and there was a lot of yelling going on. The situation was quelled, SFDPH issued the H/M a citation for the violation and there was a peaceful ending, and everyone went on their way.

~ At 1435 hrs, [redacted] was set up near Pier 41 and she had a white canopy and under it and flanking it were 2 racks of clothing that she was selling. [redacted] also had 5 tables displaying a variety of clothing. Since [redacted] has been warned several times in the past for vending w/o a permit, DPW issued her a Warning for vending w/o a permit. Andrango then began to pack her wares thus preparing to leave the area.

~ At 1445hrs, on the Little Embarcadero near the Franciscan Restaurant, we saw [redacted] who is a regular at that location. Today, [redacted] had 2 canopies set up, occupying approximately 20' on the promenade and he was selling a variety of clothing, sunglasses, and jewelry. Since [redacted] has been warned many times, DPW issued him a "Notice of Violation" for his violation. [redacted] was then told to pack up his goods and leave the area. Although moving like molasses in winter, he complied.

DPW Warnings: 5
DPW Notice of Violation: 4
SFDPH Citations: 5
SFFD: 2


4734 #6

City and County of San Francisco — Public Works — Bureau of Street and Mapping
49 South Van Ness Avenue, 1st Floor, San Francisco CA 94103 — 628-271-2000

Citation Number: 4734-001-007

Date: 4/3/24
Inspection Time: 11:23
Notification Time: 11:36
Location: Pier 30/32
Permit No.: V
Complaint No: X
Inspector: 001 — Phone: 6282712000

Issued to:
Name: Savior Mccowlef
Company:
Phone: [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse side of this notice of violation. Contact Inspector for verification where all Code requirements are met.

NOV Item #	Code Section (see reverse of form for applicable code section)	Description, including amount in which violation is to be corrected (e.g. "Remove pavement. Pavement shall be leveled to provide a rigging hazard.")	Deadline to contact (A, B, C, D, E, or F as noted)	Administrative Penalty or Fine if not corrected	Date of re-inspection / Compliance	Inspector Initials
1	Public Works Code § 5.9-3 Order No.	Vending w/o permit No Permit Displayed Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy	Immediate	$100 - 1st $250 - 2nd $500 - Each Additional	Re-inspect: ☐ Corrected ☐ Not-corrected Final Correction:	
2					Re-inspect: ☐ Corrected ☐ Not-corrected Final Correction:	

I acknowledge receipt of proper notice and understand if corrective action is not taken to remedy the violation, the owner, contractor, official representative, agent or responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Codes. I understand that I will be notified of any and all fines not yet paid and any of the corrective actions required or penalties levied.

Name (Print): [redacted] Signature: [redacted] Date: 4/3/24

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco in the Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on

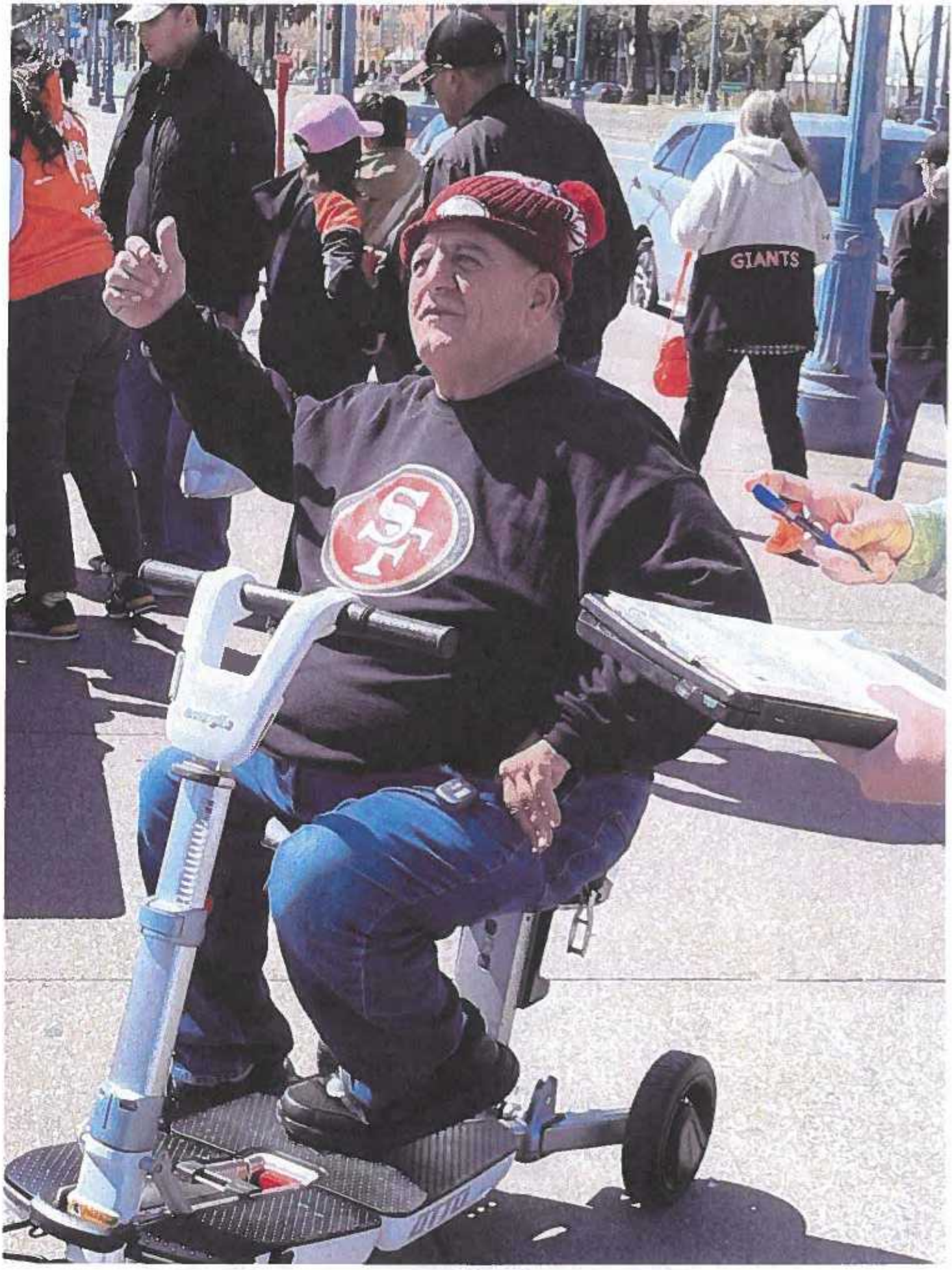
(Month, Day): 4/3 of (Year): 24 I personally served ✓ I served via certified mail ___ I served via email ___

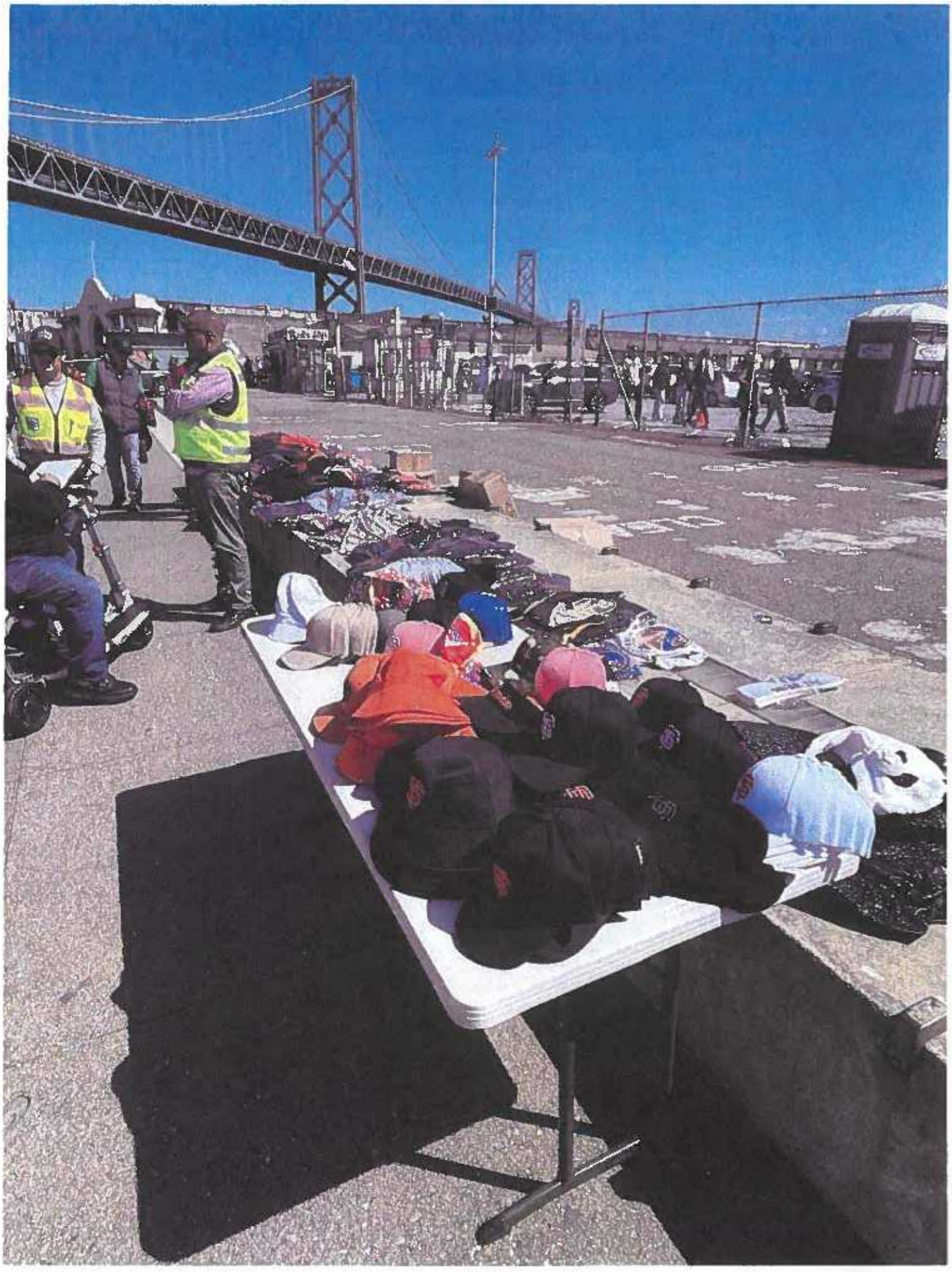
Name(s) of Violator(s): _____ with this Notice of Violation

Issued and served by: (Print Name) 001

(Signature): [signature] Department: PW Phone #: 6282712000

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $_____ PER DAY PER INCIDENT IS HEREBY IMPOSED.


GIANTS







Mobile Vending Program Operation

Operation Recap / After Action Notes

Wednesday April 24th, 2024

Narrative:

On today's date, Wednesday April 24th, 2024, I was working along with the Port Security Director. Together we were assigned to address the unpermitted vending that takes place along the Embarcadero and at Oracle Park. The weather was cloudy, and it was about 59 degrees.

Today's operation was led by the DPH, SFFD and DPW and they were supported by SFPD, and Port Personnel; refer to the assignment page for additional information.

1. At about 1020hrs we met with the SFFD, DPH, DPW and SFPD Personnel. We drove as a caravan to Pier 30/32 and observed Savior McCouef sitting in his motorized cart next to the cement benches. On the benches he had Giants Hats, Shirts and Sweatshirts displayed. He took up about 35 of linear feet of the bench with his merchandise. When we approached him and asked for his permit he was unable to provide us with one. He told us he has been doing this for 40 years and we are not going to stop him. He said he applied for a permit through DPW and awaiting the issuance of it. DPW asked him his name and he said "Joseph McCoulef". He was cited for unpermitted vending by DPW and told to pack up his merchandise. He complied and was packing it up as we drove away. We responded back to his location at about 1330 hrs. and found him to be there with the same merchandise displayed on the cement benches. This time it was down to about 30 linear feet. DPW issued him a written warning this time and told him to cease the vending.

2. We drove to Little Embarcadero and at about 1123hrs we observed a Hispanic later identified as [redacted] standing under a white awning in Port Vending Location B-1. Under the awning he had about 5 tables set up and displaying numerous articles of clothing, hats and jewelry. When asked if he had a permit, he said my wife does. He said that she has Permit number 21-050 and that she is at home. DPW Inspectors advised him that she needed to be present for the permit to be used and they issued him a written warning for vending without a permit. Permit Number 21-050 is issued to [redacted]

3. While conducting a walkaround Oracle Park during the Giants Game we observed 1 Hispanic female later identified as [redacted] and 1 Hispanic male later identified as [redacted] standing behind 2 carts that contained fur hats and Giants shirts. When asked if they had a permit both of them said that they did not. They were both issued written warnings by the DPW inspectors.

Recap: 4 DPW Unpermitted Vending Written Warnings
1 DPW Unpermitted Vending Citation

Lum Frost

[redacted] City and County of San Francisco Public Works
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103

Bureau of Street and Mapping
628-271-2000

Date: 04-24-2024
Inspection Time: 1:30
Notification Time: 1:30
Location: Market / Embarcadero
Permit No.:
Complaint No.:
Inspector: 043 Phone 628-271-2000

Citation Number: 042424-063-001

Issued to
Name: JOSEPH MCCALEB
Company:
Phone: [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notification, please see reverse of side of this notice of violation. **Contact Inspector for verification when all Code requirements are met.**

NOV Issue #	Code Section (see reverse of form for applicable code section)	Description, including manner in which violation is to be remedied (E.G. "Uneven pavement. Pavement shall be leveled to prevent tripping hazard.")	Deadline to correct (A, B, C, D, E, or F on reverse)	Administrative Penalty or Fine if not corrected	Date of re-inspection / Completion	Inspector Initials
1	Public Works Code § 5.9-3 Order No.	Unpermitted Vending / No Permit Displayed Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy	Immediate	$250 - 1st $500 - 2nd $1,000 - Each Additional	Re-inspected ☐Corrected ☐Not-corrected Final Correction	
2		WARNING			Re-inspected ☐Corrected ☐Not-corrected Final Correction	

I acknowledge receipt of proper notice and understand if corrective action is not taken to remedy the violation, [redacted] of representative, agent or responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Codes. The [redacted] and liabilities that arise for any of the corrective actions required or penalties levied.

Name (Print): JOSEPH MCCALEB Signature: [redacted] Date: 04-24-24

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco in the Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on

(Month, Day): 4-24 of (Year): 24 I personally served ✓ I served via certified mail ___ I served via email ___

Name(s) of Violator(s): JOSEPH MCCALEB with this Notice of Violation

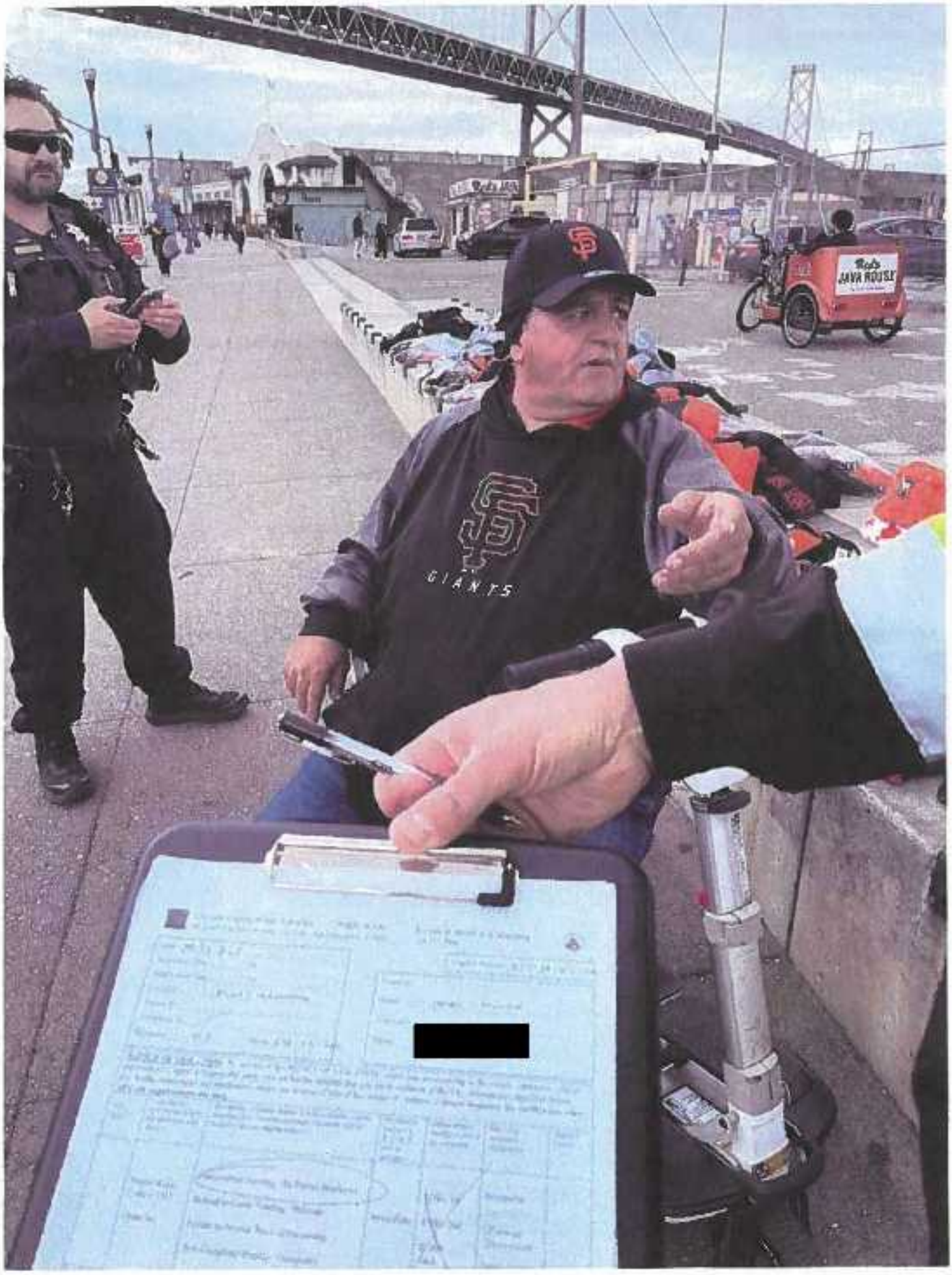
Issued and served by: (Print Name): 043

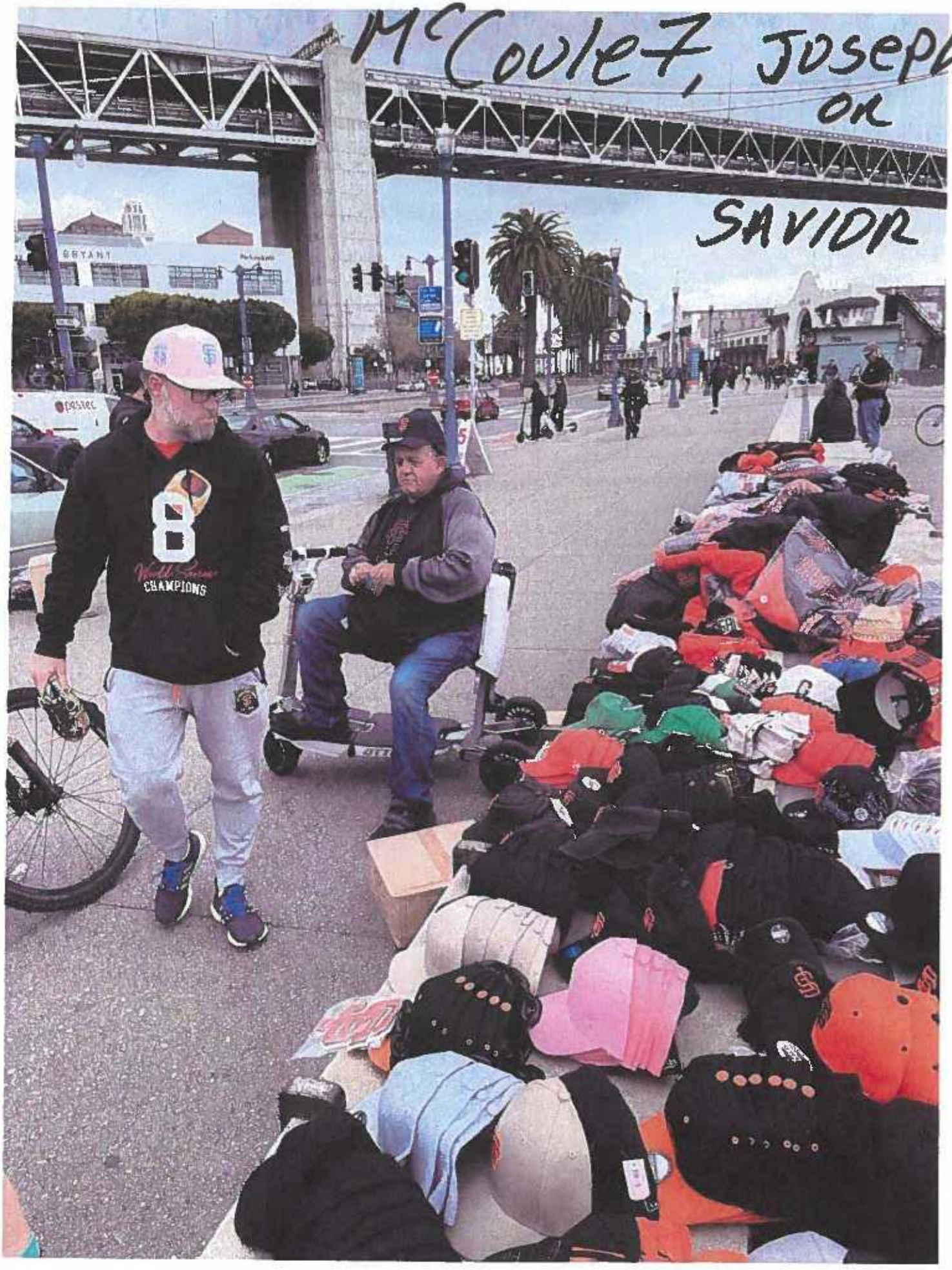
(Signature): Department: DPW - SUF Phone #: 628-271-2000

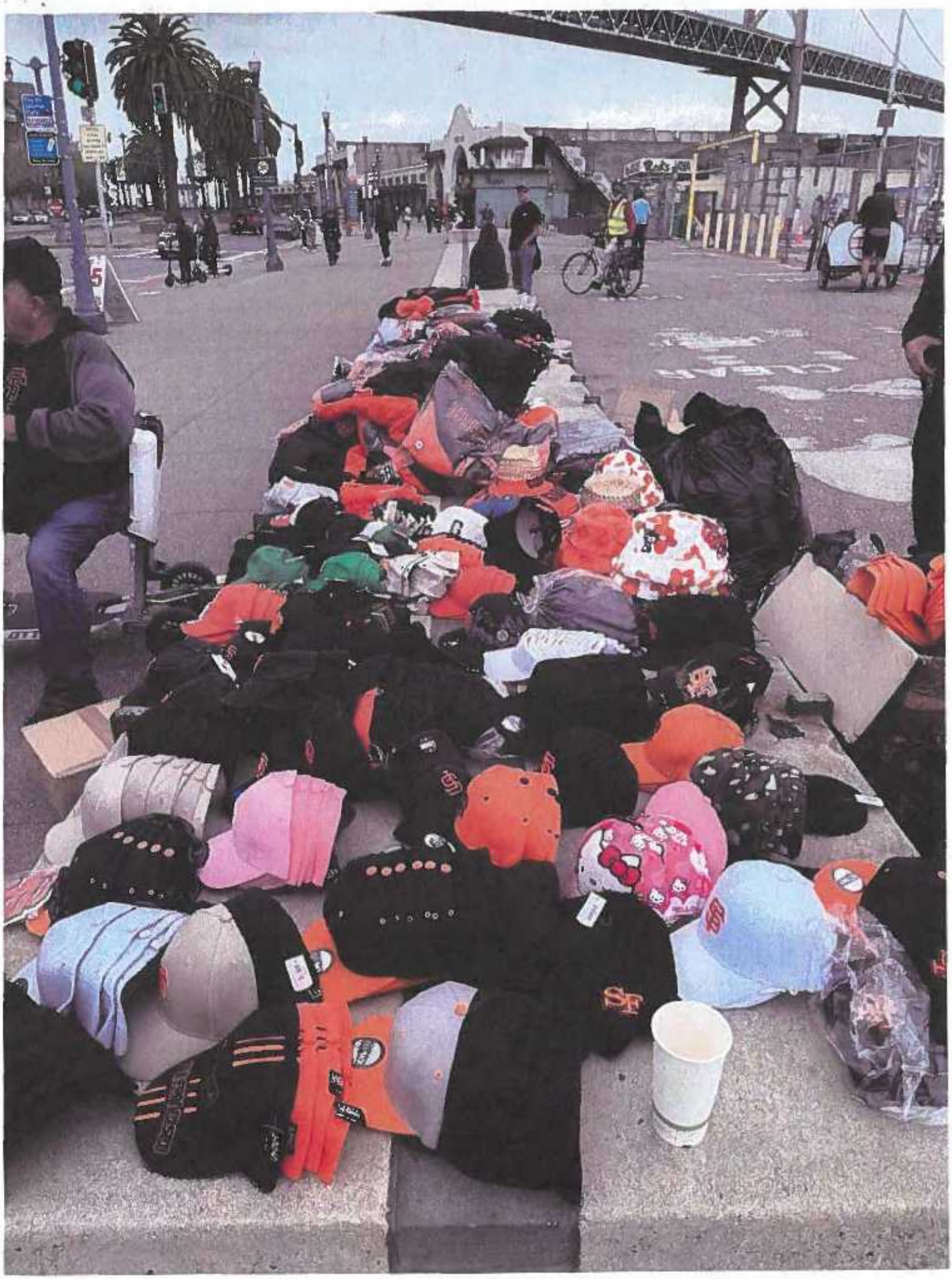
BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $ _____ PER DAY PER INCIDENT IS HEREBY IMPOSED. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Initial: _____ Date: _____

Apr 24, 2024 at 1:34:07 PM
N 37.772852° W 122.392184° +4532.51m


SF
GIANTS
JAVA HOUSE


McCoule7, Joseph
OR
SAVIOR
CHAMPIONS






2 BRYANT
STORER

Mobile Vending Program Operation

Operation Recap / After Action Notes

Sunday May 19th, 2024

Narrative:

On today's date, Sunday May 19th, 2024, I was working under the direction of the Port Security Director. Together we were assigned to address the unpermitted vending that takes place along the Embarcadero and at Oracle Park on Giants Game days. The weather was clear, and it was about 64 degrees.

Today's operation was led by DPH, SFFD, and DPW and they were supported by SFPD, and Port Personnel; refer to the assignment page for additional information.

1), At about 1115hrs we drove in a caravan to Alcatraz Landing. As we were parking and exiting our vehicles, we observed 10-12 Hispanic Females and/or Males manning hot dog carts. Upon seeing us they all ran in different directions while pushing their carts. I did recognize one the Hispanic males as [redacted] who I have interacted with in the past. No action was taken.

2). At about 1120hrs at pier 35, we observed a Hispanic woman later identified as [redacted] standing behind tables that displayed sunglasses. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-005.She was directed to pack up the wares and leave the area.

3). At about 1125hrs at pier 35, we observed a Hispanic man later identified as [redacted] standing behind tables that displayed hats, sunglasses, ponchos, and baby clothes. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-004. He was directed to pack up the wares and leave the area.

4). At about 1140hrs at Pier 45 we observed a Hispanic male later identified as [redacted] standing behind tables that contained ponchos and jewelry. [redacted] was issued a citation for Unpermitted Vending by DPW Personnel. Citation Number #51924-001-006 and was directed to pack up the wares and leave the area.

5). At about 1220hrs on 3rd street just south of the Lefty O'Doul Bridge we observed a Hispanic male later identified as [redacted] standing behind tables that displayed shirts and sweatshirts. [redacted] was issued written warning Number #51924-001-007 for Unpermitted Vending by DPW Personnel and was directed to pack up the wares and leave the area.

6) In the same location as above, we observed a Hispanic female later identified as [redacted] standing behind tables that displayed hats, jackets shirts and sweatshirts. [redacted] was issued Citation Number #51924-001-008 for Unpermitted Vending by DPW Personnel. and was directed to pack up the wares and leave the area.

7) At 1230hrs we made contact with [redacted] who had set up 4 tables that contained shirts, jackets and hats. No action was taken.

8) At 1245hrs near Lefty O'Doul Bridge Plaza we observed a African American male later identified as [redacted] standing behind a table that displayed baseball hats and bucket hats. [redacted] was issued written warning Number #51924-001-009 for Unpermitted Vending by DPW Personnel and was directed to pack up the wares and leave the area.

9) At 1249hrs on King St near 3rd St. we observed a African American male later identified as [redacted] standing behind a table that displayed baseball hats and bucket hats. [redacted] was issued a written warning Number #51924-001-010 for Unpermitted Vending by DPW Personnel and was directed to pack up the wares and leave the area.

10) At 1254hrs on King St near 3rd St. we observed a African American male later identified as [redacted] sitting behind a table that had merchandise for sale. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-011. He was directed to pack up the wares and leave the area.

11) At 1250hrs in front of Willie Mays Plaza we observed a Hispanic male later identified as [redacted] standing behind a hot dog cart frying up hot dogs and vegetables. DPH Personnel contacted [redacted] to determine if he had a permit and if the food was safe for consumption. DPH Inspectors inspected the food and found it to be in violation of the Health Codes. The food was impounded and later disposed of. The cart was impounded and later taken to the DPW Storage Facility. [redacted] walked away before he was given his copy of the DPH paperwork from DPH and the SFFD Citation. He was Cited for Permit Required Section 105.1.1 of the Fire Code by SFFD Personnel.

12) At about 1300hrs on King St. at 2nd St we observed an African American male later identified as [redacted] standing behind 2 tables that contained hats. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-0012 and was directed to pack up the wares and leave the area.

13) At 1315hrs on the Embarcadero near Pier 38 we observed a Hispanic male later identified as [redacted] standing behind 5 tables that contained hats sweatshirts, hats and jerseys. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-013 and was directed to pack up the wares and leave the area.

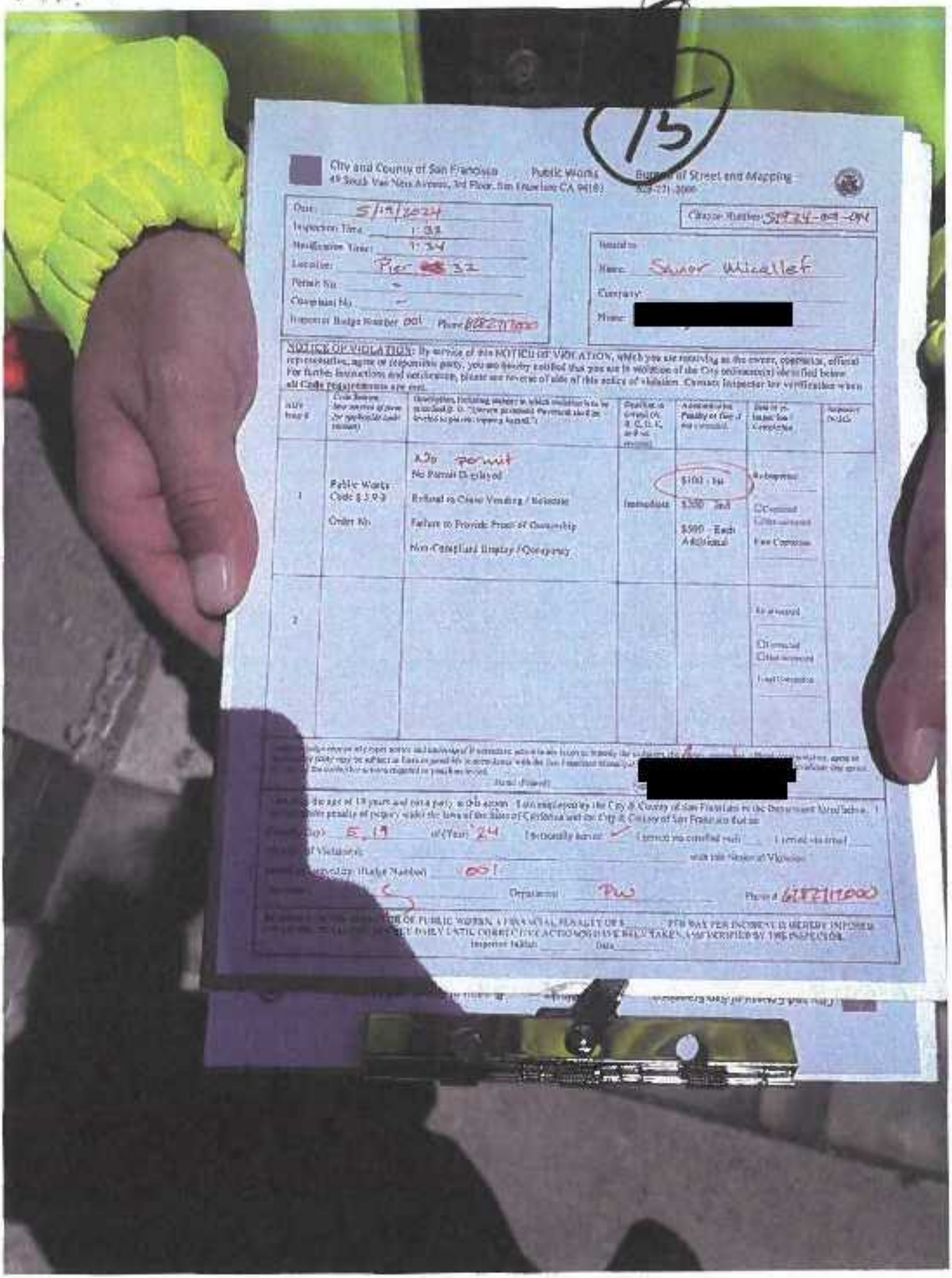
14) At 1320hrs on the Embarcadero near Pier 38 we observed a white male later identified as [redacted] standing behind 3 tables that contained hats, shirts, and jerseys. [redacted] was issued a written warning for Unpermitted Vending by DPW Personnel. Written warning Number #51924-001-013 and was directed to pack up the wares and leave the area. His white Chevrolet AstroVan [redacted] was cited for parking on the sidewalk by SFPD Officers.

15) At about 1330hrs on the Embarcadero near Pier 32 we observed Savior Micallef who is known to us from past interactions sitting in his mobile cart next to his merchandise of hats, shirts, jerseys and jackets which was displayed on the cement couches that are installed along the sidewalk. Mr Micallef was issued a citation for Unpermitted Vending by DPW Personnel. Citation Number #51924-001-014 and was directed to pack up the wares and leave the area.

16) At 1350hrs on King St at 2nd St. we observed a Hispanic female later identified as [redacted] standing behind a hot dog cart frying up hot dogs and vegetables. DPH Personnel contacted Ms. Huerta to determine if she had a permit and if the food was safe for consumption. DPH Inspectors inspected the food and found it to be in violation of the Health Codes. The food was impounded and later disposed of. The cart was impounded and later taken to the DPW Storage Facility. [redacted] was issued the appropriate paperwork by DPH and issued a Citation for Permit Required Section 105.1.1 of the Fire Code by SFFD Personnel.

Recap:

DPW Issued 9 Admonishments and 3 Citations for unpermitted Vending.
DPH Issued 2 Notices of Health Code Violations
SFFD Issued 2 Citations for
SFPD Cited one Van for a parking violation Ca 82127J3 White Chevy Van



City and County of San Francisco Public Works Bureau of Street and Mapping
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103 628-271-2000

Date: 5/19/2024
Inspection Time: 1:33
Notification Time: 1:34
Location: Pier 32
Permit No: -
Complaint No: -
Inspector Badge Number 001 Phone 6282711000

Citation Number: SF24-009-OM

Issued to
Name: Shaor Micallef
Company:
Phone: [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, operator, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and explanation, please see reverse side of this notice of violation. Contact inspector for verification when all Code requirements are met.

NOV Item #	Code Section (last number given for applicable Code section)	Description (including address or block number to be inspected) (i.e. "Owners property line and all sidewalks fronting said property")	Date/Time to Correct (Immediate, 24 hours, 48 hours, etc.)	Amount of the Penalty or Fine if not corrected	Date of re-Inspection/ Compliance	Inspector Initials
1	Public Works Code § 723 Order No	A3p permit No Permit Displayed Refusal to Clean/ Vending / Solicitor Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy	Immediate	$100 - 1st $200 - 2nd $500 - Each Additional	Re-inspected Corrected Citation issued Fee Collected	
2					Re-inspected Corrected Citation issued Fee Collected	

Print Name: [redacted]

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco in the Department listed below. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on

(Day) 5/19 of (Year) '24 I personally served ✓ I mailed via certified mail ___ I mailed via email ___

a copy of Notice of Violation(s) with the Notice of Violation

to (Name of Recipient) (Badge Number) 001

Signature: [redacted] Department: PW Phone # 6282711000

FAILURE OF PUBLIC WORKER, A FINANCIAL PENALTY OF $ ___ PER WAY PER INCIDENT IS HEREBY IMPOSED. ALL DAILY LATIC CORRECTIVE ACTION MUST BE TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Initials: ___ Date: ___


MICALLEF, SAVIOR



Mobile Vending Program Operation

Operation Recap / After Action Note

Date: Thursday, August 15, 2024

Narrative:

On today's date, Thursday, August 15, 2024, I was working with Port personnel along with members from the SFPD, SFFD, SFDPH and SFDPW, as listed on the attached sign-in sheet. The skies were partly cloudy, and it was 57 degrees at 0900hrs with an expected high of 68 degrees.

Our focus today was to address the many unpermitted vendors along the Embarcadero and the unlicensed vendors selling goods, food stuffs, and alcohol around Oracle Park. The SF Giants were playing the Atlanta Braves, and the game start time is scheduled for 1245hrs.

1. At approximately 1030hrs, we responded to the Little Embarcadero. Upon arrival, we saw three regular vendors who are known to us. All three were advised of the new procedures and vendor locations specific to spaces B1, B2 and B3. All three acknowledged us and agreed with the new rules and locations. ([redacted] and the third person, H/F, Unk.) No Pictures taken -

2. At 1100hrs, we were on the Embarcadero, near Brannan Street, where we saw two vendors. One H/M was selling a variety of clothing, and the W/M was selling sunglasses. Since both were in marked vending spaces, and they both had permits, they were allowed to remain in those locations. No further action taken -

3. At approximately 1110hrs, we were on the Embarcadero, near Pier 32, where we saw Savior McCallef and an unk. H/M. Mr. Mcalleff had his green Toyota Sienna vehicle, [redacted] parked on the sidewalk: Cited for 22500F CVC, Cite #PD38924093. The men had approximately 60' of the promenade covered with a variety of articles of clothing and hats. When asked for his permit, Mr. McCallef did not produce one. Since Mr. McCallef was in violation of 5.9.3 of the Public Works Code, DPW completed the paperwork, Case #081524-001, issued it to Mr. McCallef and instructed him to pack up and leave the area.

4. Next to Mr. McCallef was [redacted] On August 7, 2024, I received a report of a "Bullying" incident involving [redacted] so I stopped by to talk with her [redacted] denied all wrongdoing, stating that she was the victim. Ms. [redacted] told me that because of setting up early on Giant's game days, other vendors try to force her out of the area. Ms. [redacted] said she did not leave the area and that was the end of the incident. No suspect information given, and no additional action taken.

5. At approximately 1130hrs, as we approached the Ferry Building, we saw an unk. male in front of it, selling sunglasses. This individual has a vending booth trailer on wheels, attached to a bicycle or scooter. We have seen him at this location on numerous occasions and he has been advised in the past.

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Thursday, August 15, 2024

Narrative Continued:

As soon as we exited our vehicles, he jumped on his bike/scooter and took off S/B on the Embarcadero. We did not give chase, and no further action was taken at that time. At 1730hrs, DPW saw that [redacted] had returned to Pier 1. Since [redacted] does not have a valid seller's permit, DPW issued him a 5.9.3 PW Code violation. [redacted] then left the area.

6. At 1135hrs, we responded to Alcatraz Landing, Pier 33. Upon arrival, we saw the red San Francisco Deluxe Hop On, Hop Off Sightseeing Tours bus parked in a restricted zone. SFPD issued the bus citation #PD38924104, for TRC7.2.42, Parking Restrictions.

7. At 1135hrs, we saw [redacted] who was also at Pier 33. [redacted] had multiple tables set up along with clothing racks occupying approximately 20 Linear feet of the promenade displaying and selling numerous articles of clothing and hats. Since [redacted] did not have a seller's permit, DPW completed the paperwork for his 5.9.3 PW Code violation. [redacted] was issued his copy and I provided him with a brochure, in Spanish, on how to obtain a Sellers Permit. [redacted] was advised to take down his display and leave the area; he complied.

8. To the north of [redacted] closer to Pier 35, was [redacted] had the skeleton of a canopy, w/o its cover set up. Under and around it were numerous tables and clothing racks, which occupied approximately 24 Linear feet of the promenade. Since [redacted] did not have a seller's permit, DPW completed the paperwork for her 5.9.3 PW Code violation. Ms. [redacted] as issued her copy was advised to take down her display and leave the area; she complied.

9. At 1200hrs, we were back at the Little Embarcadero where we saw [redacted] who is a regular Caricature Artist in the area, was advised of the new procedures and vendor locations specific to spaces B1, B2 and B3. Since [redacted] obtained a Seller's Permit and he now falls under the Art's Commission and is governed by a different set of rules.

10. At 1240 hrs, we were walking north on the Embarcadero when we saw a H/M and H/F at Pier 38. The couple were standing behind a black table and on the table were several cups filled with diced fruit. Upon seeing us, the couple abandoned the table, grabbed their wagon and fled north on the Embarcadero and did not return. Since the table and fruit cups were abandoned, DPW disposed of the items. No Pictures –

Mobile Vending Program Operation

Operation Recap / After Action Notes

Date: Thursday, August 15, 2024

Narrative Continued:

11. At approximately 1250hrs, there was a W/M, directly across from the Oracle Park/Giants Ticket Office. The W/M had 2 long tables set up, and he was selling a variety of SF Giants baseball hats. Since we have never seen this individual before, DPW verbally advised him then instructed him to pack up and leave the area. The W/M became very agitated, verbally abusive but subsequently left the area w/o further incident.

12. At approximately 1300hrs, we approached the O'Doul Gate at Oracle Park. We saw a B/M wearing an orange SF hat, orange & black SF Giants shirt and he had a large black plastic chain with an SF pendant on it. The B/M was alerted to our presence and quickly packed up the items he was selling, and we saw him loading the last box of goods into his blue wagon. The wagon already contained two folding tables and a white bag. The B/M was advised as per 5.9.3 PW Code and sent on his way.

13. At 1310hrs, as we entered China Basin Park, we saw a H/m and H/F with a wagon. In the wagon were 2 "Hot Boxes" which contained Empanadas. The wagon also contained 2 different sauces and paper napkins. Since the couple did not have permits to sell their food items, SFDPH issued [redacted] citation for the violation. The food items were deemed unsafe for human consumption, so DPW disposed of it all. The couple were allowed to retain their wagon and non-food items, and they left the park.

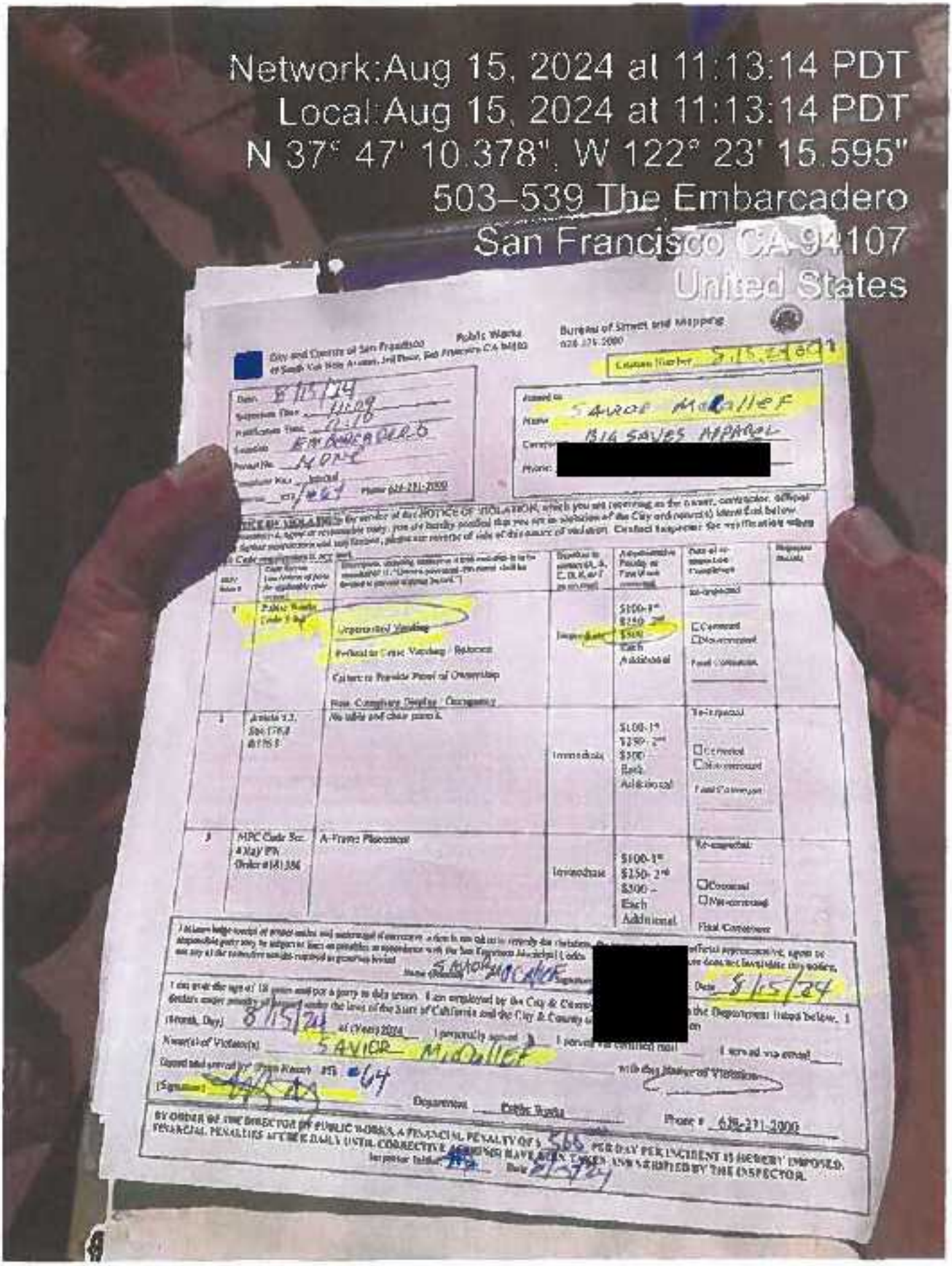
14. At 1335hrs, we responded back to the Pier 32 area. Upon arrival, we saw that Savior McCallef and his H/M counterpart did not condense their goods and or pack up and leave the area. We allowed them over 2 hours to comply. When asked why they did not comply, Mr. McCallef stated, "We have been too busy with customers." DPW then issued Mr. McCallef another violation for non-compliant display/occupancy as he exceeded 10' x 10'.

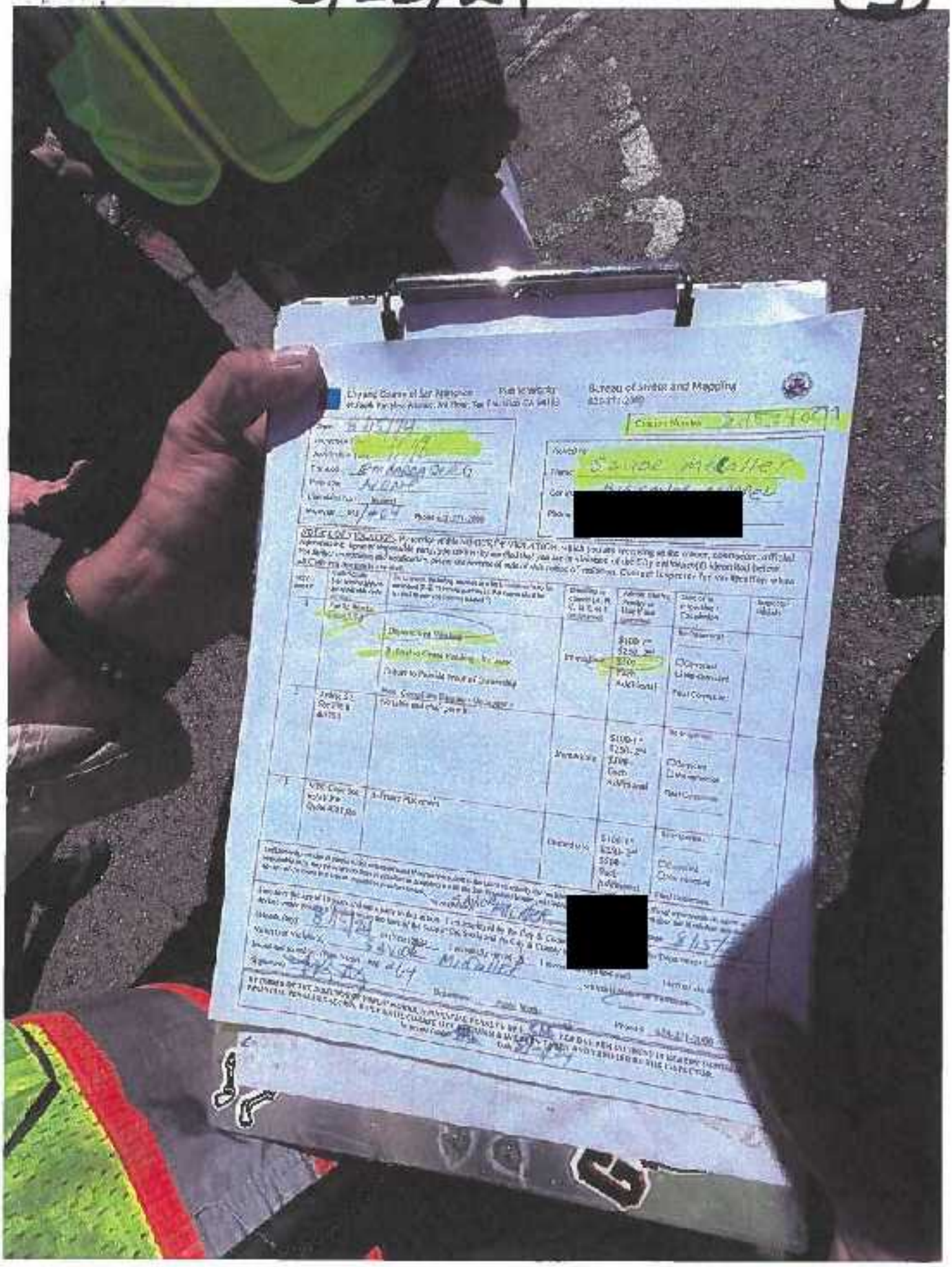
Port: 4-Verbally Advised (New Rules & Regs – Little Embarcadero)
1-ADV Vending W/O Seller's Permit

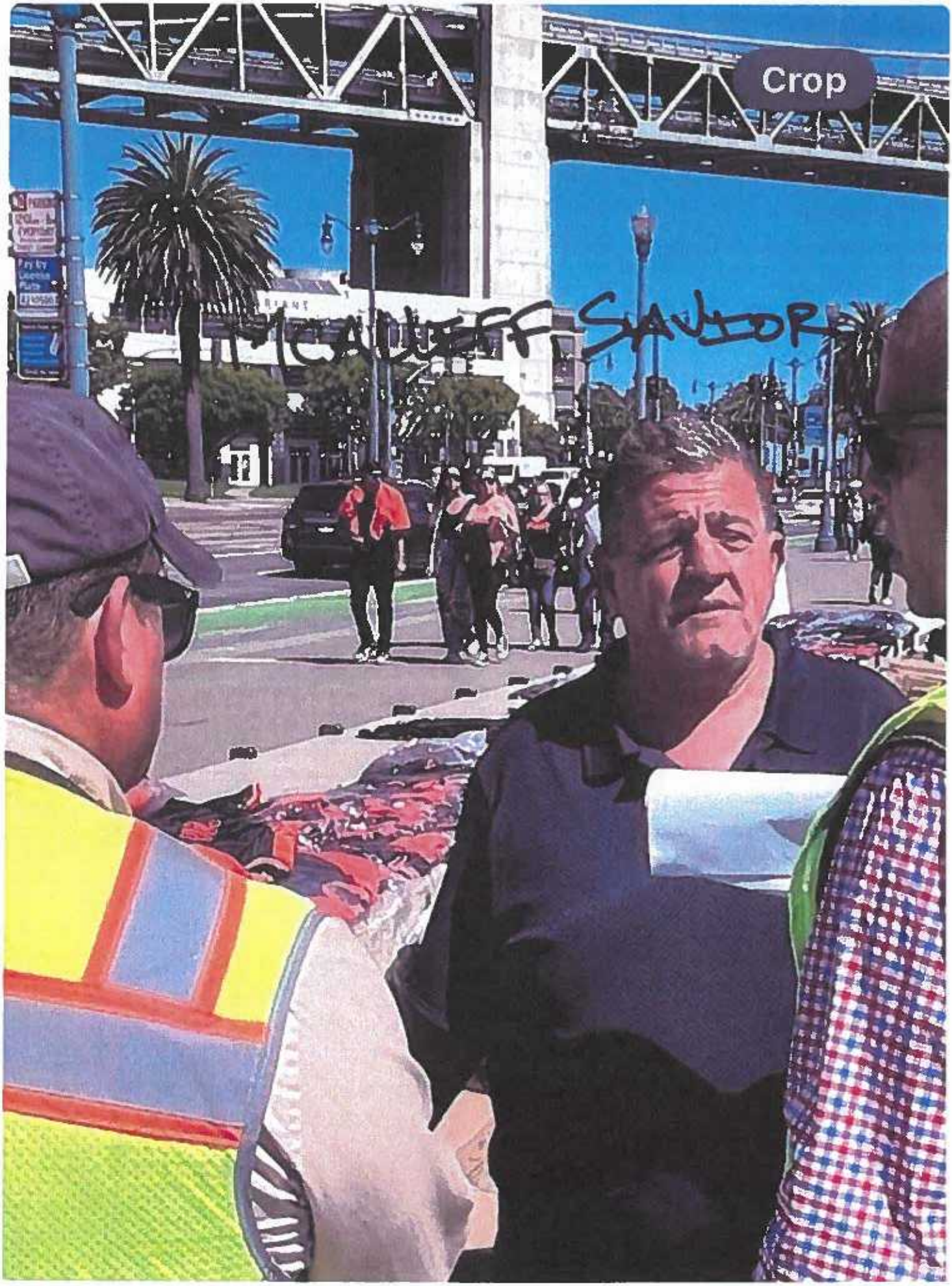
SFPD: 2- Parking Citations

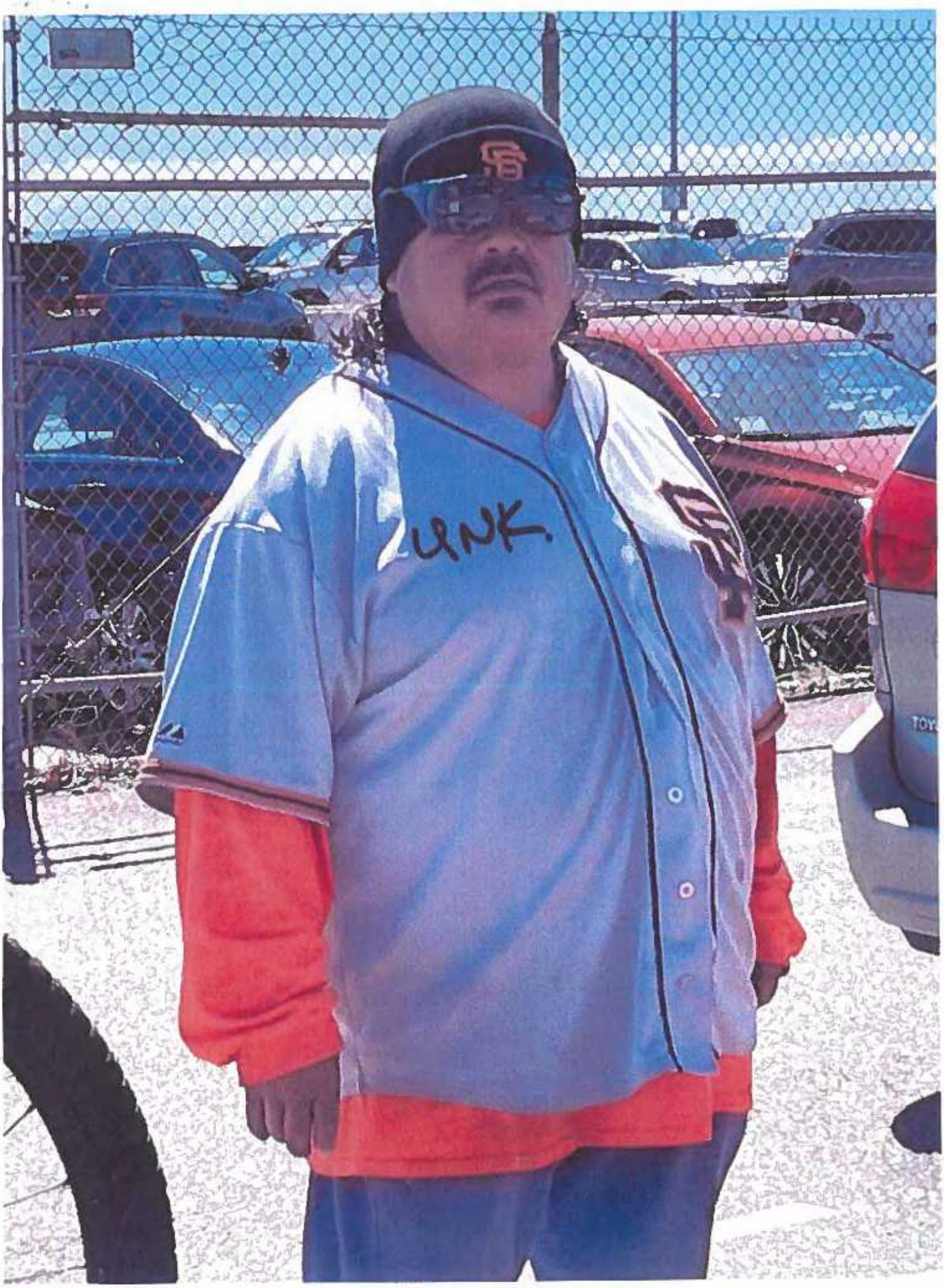
DPW: 5-Citations
1-Written Warning

DPH: 1-Food Codes Violations

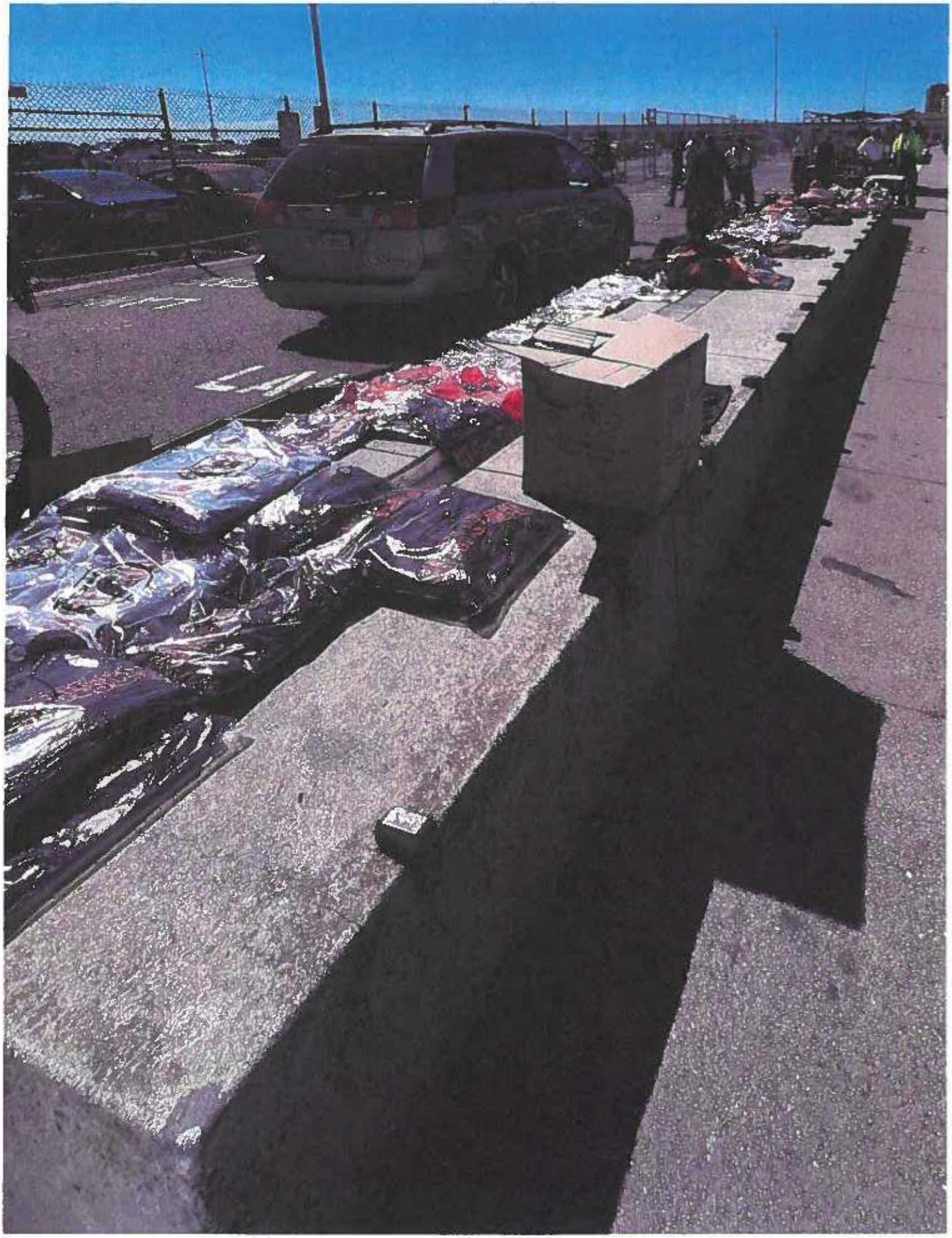

Network:Aug 15, 2024 at 11:13:14 PDT
Local:Aug 15, 2024 at 11:13:14 PDT
N 37° 47' 10.378", W 122° 23' 15.595"
503–539 The Embarcadero
San Francisco CA 94107
United States
Bureau of Street and Mapping
Public Works
8/15/24
SAVIOR McCALLEF
BIG SAVES APPAREL
[redacted]
Unpermitted Vending
Failure to Provide Proof of Ownership
Non-Compliant Display / Occupancy
No table and chair permit.
A-Frame Placement
$100-1st
$250- 2nd
$500 - Each Additional
Immediate
SAVIOR McCALLEF
8/15/24
Phone # 628-271-2000

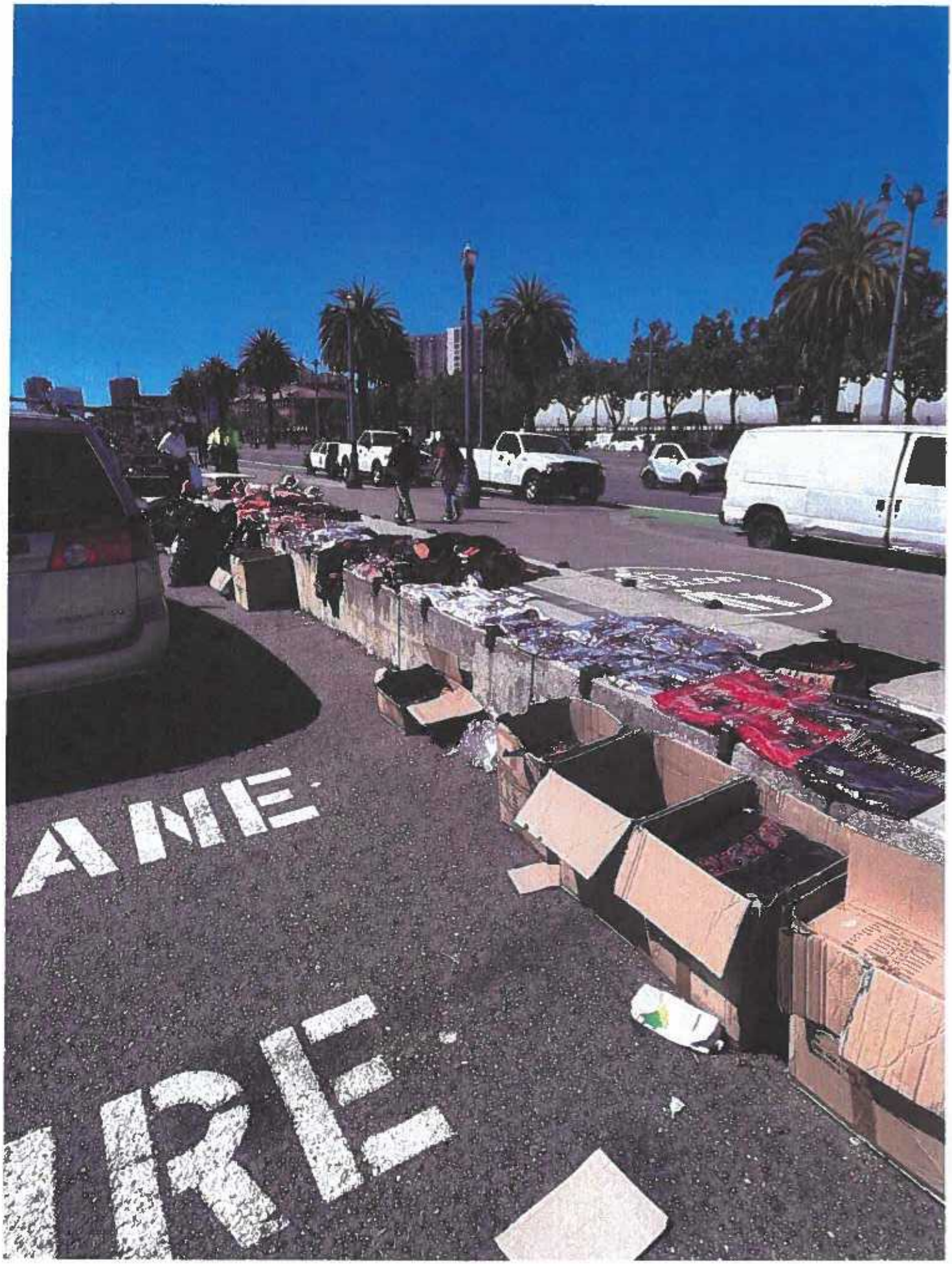

Bureau of Inspection and Mapping

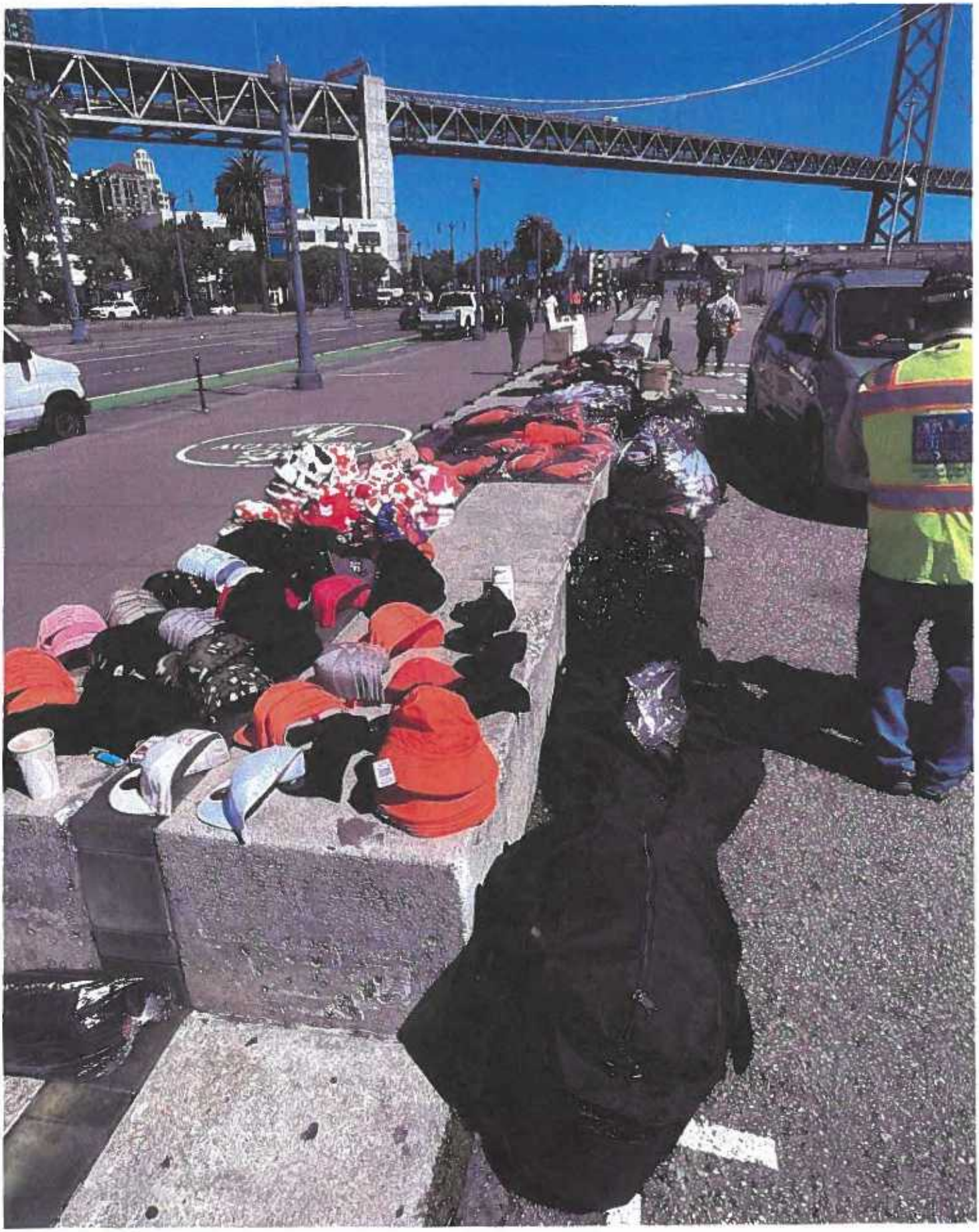

Crop




TRI

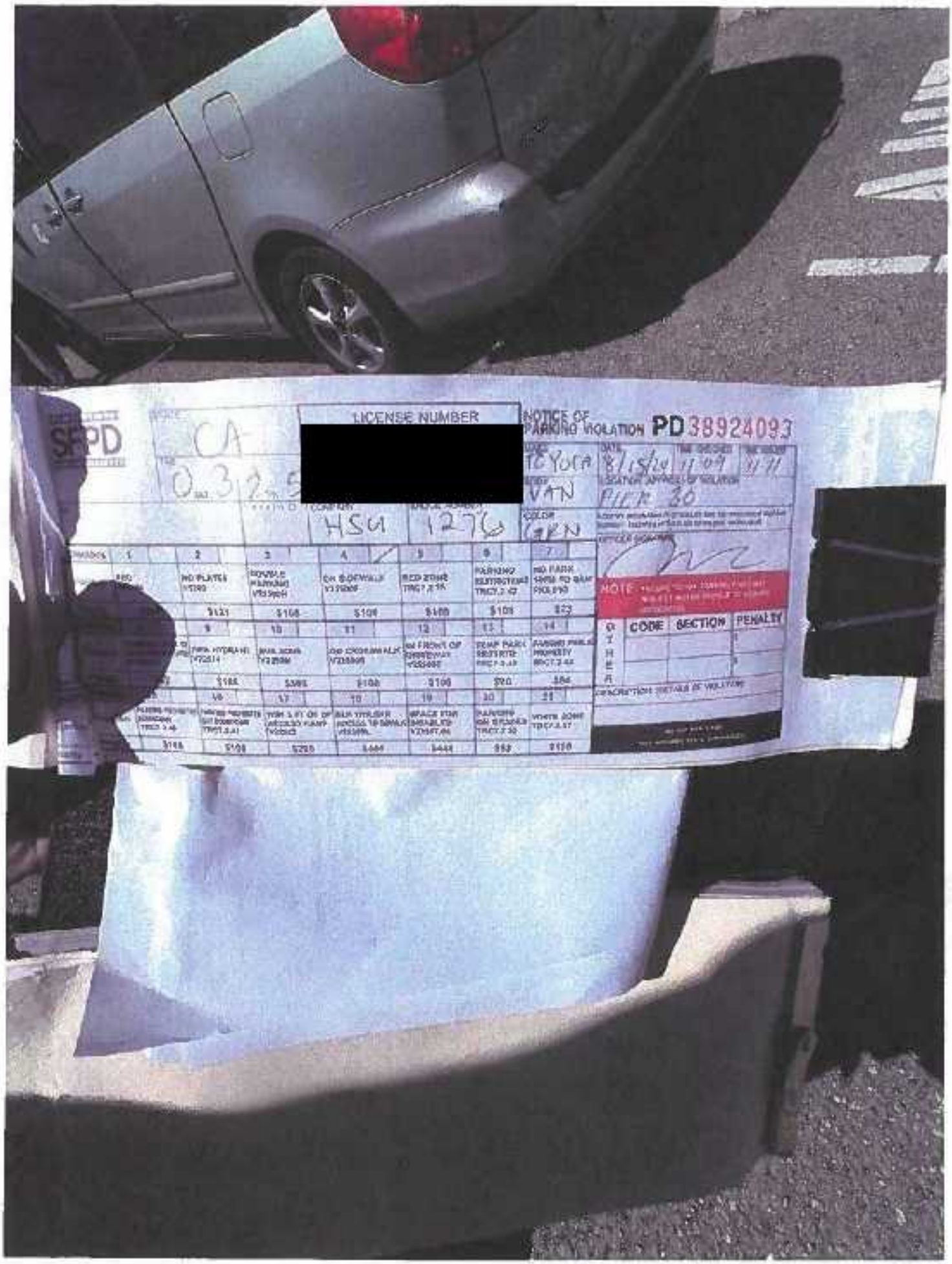



ANE
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SIENNA




SFPD
LICENSE NUMBER
[redacted]
NOTICE OF PARKING VIOLATION
PD 38924093
CA
0312
HSU
1276
VAN
GRN
8/15/19
11:09
FLOR 30
CODE
SECTION
PENALTY

Mobile Vending Program Operation

Operation Recap / After Action Notes

Saturday March 8th, 2025

Narrative:

On Saturday, March 8th, 2025, Port Vendor Coordinator #2 and I participated in a coordinated operation under the direction of the Port Security Director to address unpermitted vending along the Embarcadero. The weather was clear, with temperatures around 55°F. This operation was a joint effort involving the Department of Public Health (DPH), the Department of Public Works (DPW), the San Francisco Police Department (SFPD), the San Francisco Fire Department (SFFD), and Port personnel. Additional details are available on the assignment page.

At approximately 1200 hours, we met with personnel from DPW, DPH, SFFD, and SFPD in the parking lot on the southwest corner of Bryant Street and the Embarcadero. After receiving briefings, we proceeded to the sidewalk in front of Pier 32, where we observed Savior Micallef. He had parked a green Toyota minivan ([redacted] on the sidewalk in violation of 22500F CVC. Micallef was seated outside the van in his mobile electric cart and had set up six tables, occupying approximately 28 linear feet of sidewalk space—taking up more than the two permitted vending locations. The tables displayed various items for sale, including Giants hats, jerseys, shirts, sweatshirts, campaign buttons, metal signs, and necklaces. Behind the tables, he had erected a skeleton frame for an awning, which was missing its covering, and used it to hang additional items, such as kids' Giants clothing, jerseys, and shirts. Micallef explained that he had applied for a permit from DPW and had submitted his application two days earlier, providing proof of submission. As a result, he was issued citation #030825-05-01 for violating Article 5.9, "Exceeding Permissible Use." In addition, SFPD Officer issued Citation #PD38924174 to the van for parking on the sidewalk in violation of 22500F CVC. Micallef was ordered to consolidate his merchandise into one permitted location.

At 1237 hours, we observed a white male adult, later identified as [redacted] standing on the sidewalk near the Ferry Building. He had set up two tables and a cardboard box displaying sunglasses for sale in an unpermitted location. Michel showed us his permit, number 24VDR-00067. DPW inspectors issued citation #030825-05-02 for violating Article 5.9, "Not at a designated vending location," and instructed him to pack up his merchandise and relocate to a permitted area.

At 1251 hours, we noticed an unattended folding table in front of Pier 35. The table was covered with a checkered tablecloth and several plastic cups containing cut-up fruit. DPH personnel inspected the fruit and determined it violated health code regulations. The fruit was disposed of, and both the tablecloth and table were removed by DPW and transported to the storage facility.

Summary: DPW issued 2 Citations for Article 5.09

Transported 1 Table with tablecloth

SFPD Issued 1 parking Citation for 22500F CVC

DPW Disposed of food

[redacted]

City and County [redacted]
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103 628 271 2000

Date: 3/8/25
Inspection Type: 12-DD
Notification Date: 12/06
Location: Park
Permit No: 25WDR-00012
Complaint No: INTERNAL
Inspector: MARIO Phone: 628 271 7864

Citation Number: 2025-00101

Issued to:
Name:
Company: SAVIOR MACALIOF
Phone:

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, contractor, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further instructions and notifications, please see reverse side of this notice of violation. Contact Inspector for verification when all Code requirements are met.

NOV Item #	Code Section (see reverse of page for applicable code section)	Description including manner in which violation is to be corrected (E.G. "Unsafe pavement. Pavement shall be leveled to prevent tripping hazard.")	Deadline to correct (A, B, C, D, E, or F as applies)	Administrative Penalty (or Fine if not corrected)	Date of Re-Inspection/ Correction	Inspector Initials
1	Article 5.9	EXCEED. NO PERMISSIONS USE	AB&S	$500	Re-Inspected: ☐Corrected ☐Not corrected Final Correction:	
2					Re-Inspected: ☐Corrected ☐Not corrected Final Correction:	
3					Re-Inspected: ☐Corrected ☐Not corrected Final Correction:	

SAVIOR Macaliof

I acknowledge receipt of person(s) listed and understand if corrective action is not taken or remedy the violation(s) listed above, I or my responsible party may be subject to fines or penalties in accordance with the San Francisco Municipal Code. I may appeal any of the above actions executed or penalties levied.

Name (Print): [redacted] Phone: [redacted] Date: 3/8/25

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on (Month, Day) 3/8 of (Year) 2025 I personally served ___ I served via certified mail ___ I served via e-mail ___ with this Notice of Violation.

Name(s) of Violator(s): SAVIOR MACALIOF

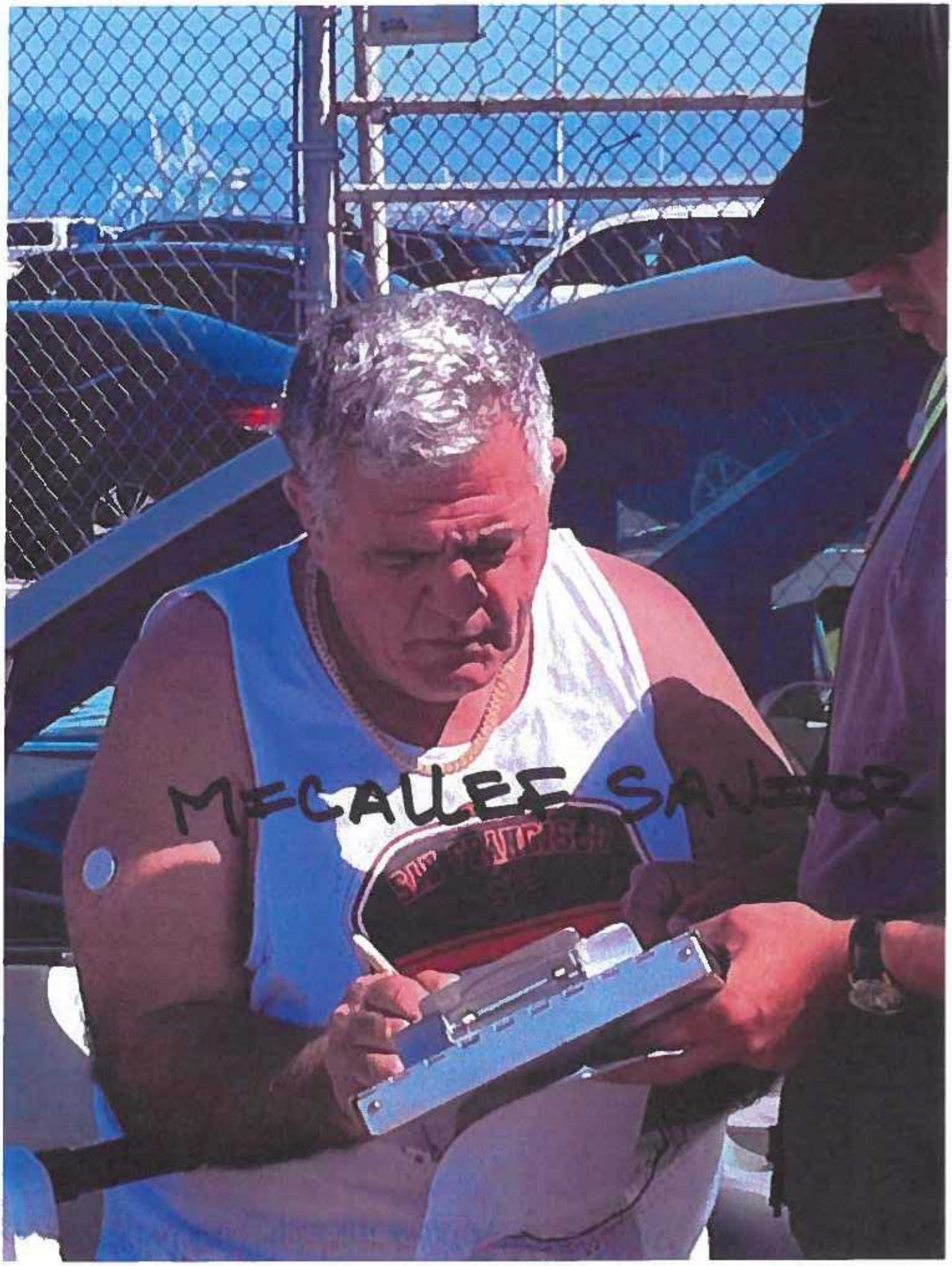
Issued and served by: (Print Name) MARIO

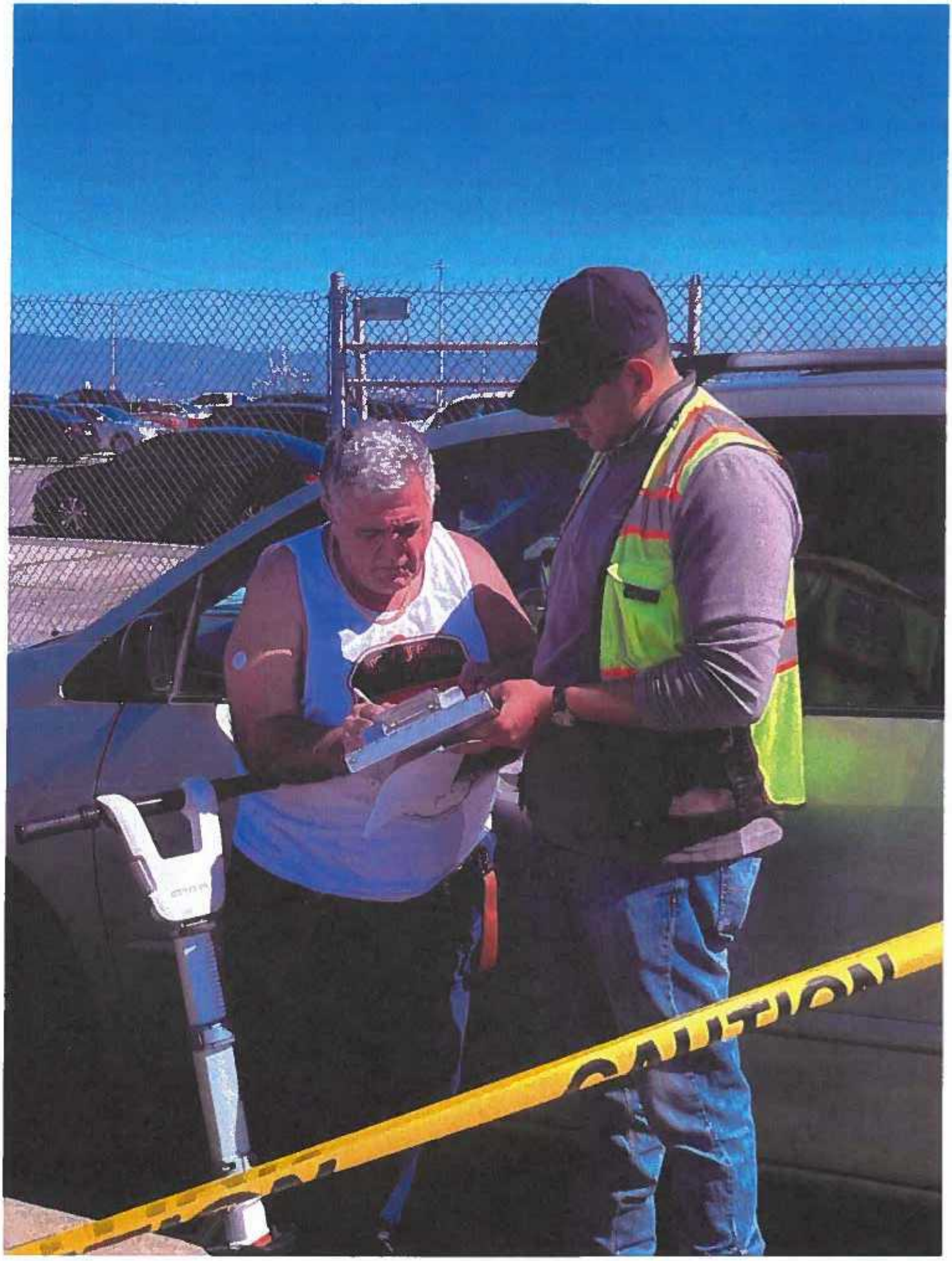
(Signature): [signature] Department: SFPD(M) 628 Phone #: 271 7864

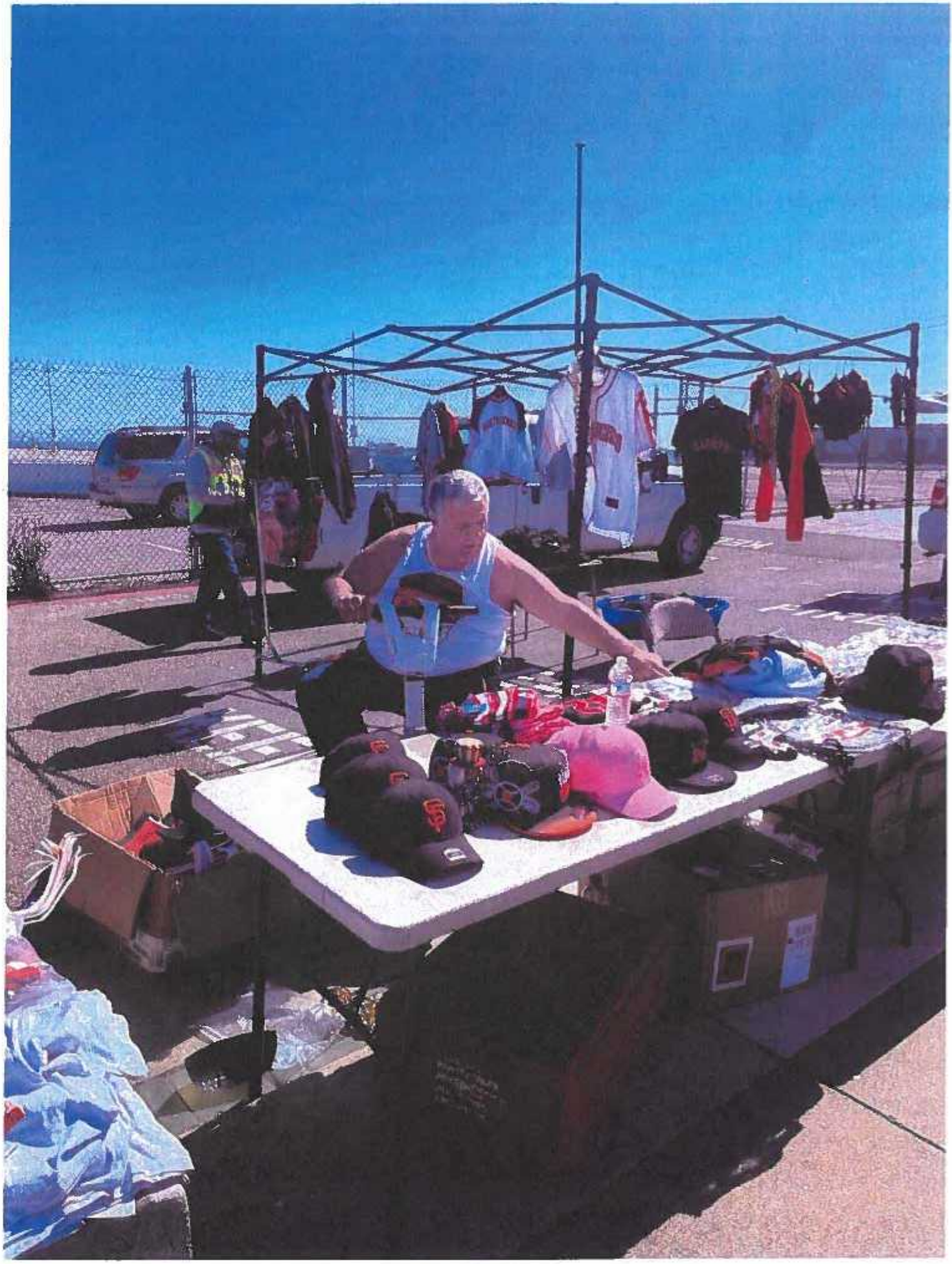
BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $ 500 PER DAY WILL BE IMPOSED. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION IS HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Initials: MM Date: 3/8/25

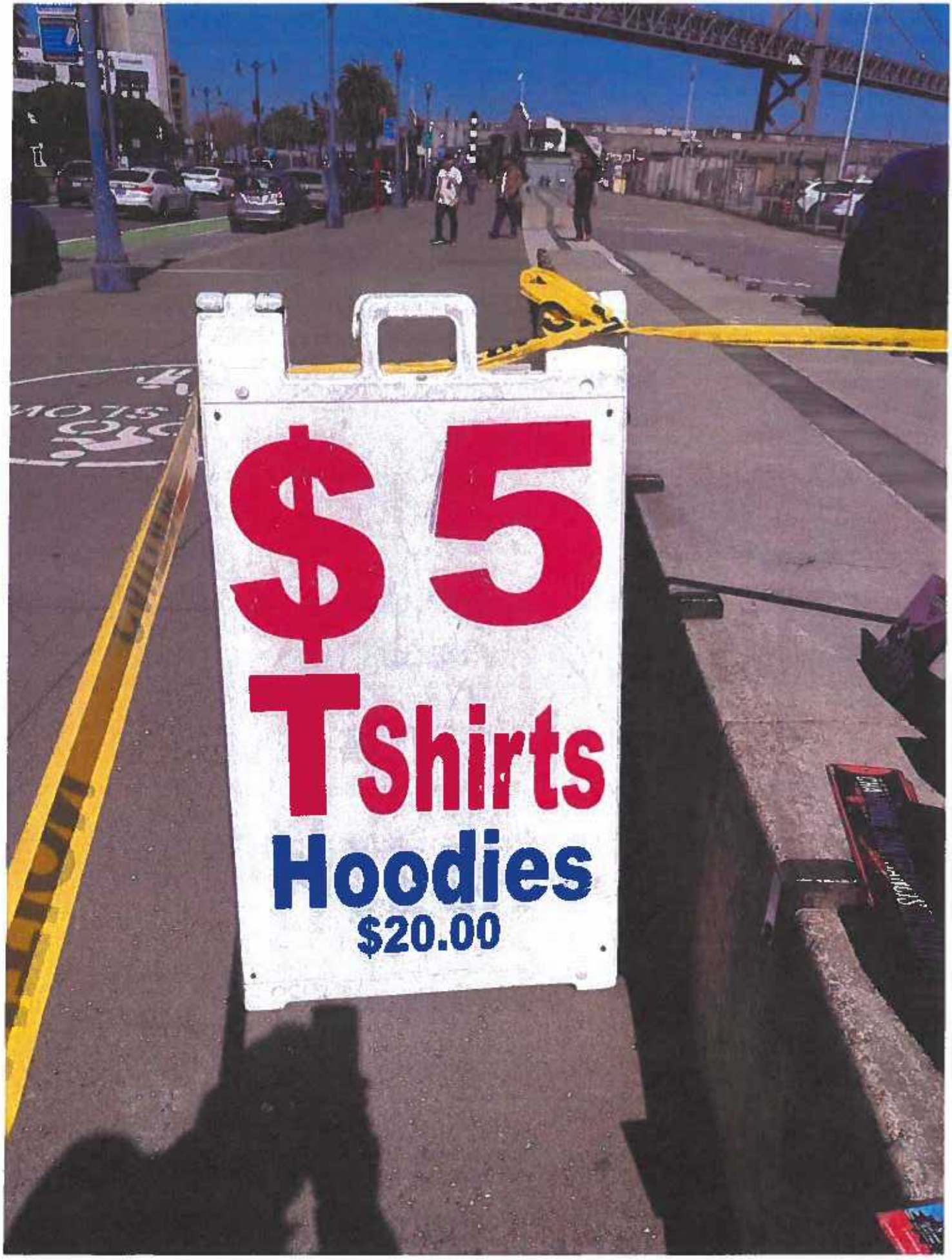
Network: Mar 8, 2025 at 12:10:08PM PST
SW
207


MEGALLES SAWYER


CAUTION




$5
T
CHAMPIONS


$5
T Shirts
Hoodies
$20.00


GIANTS
CHAMPIONS
GIANTS

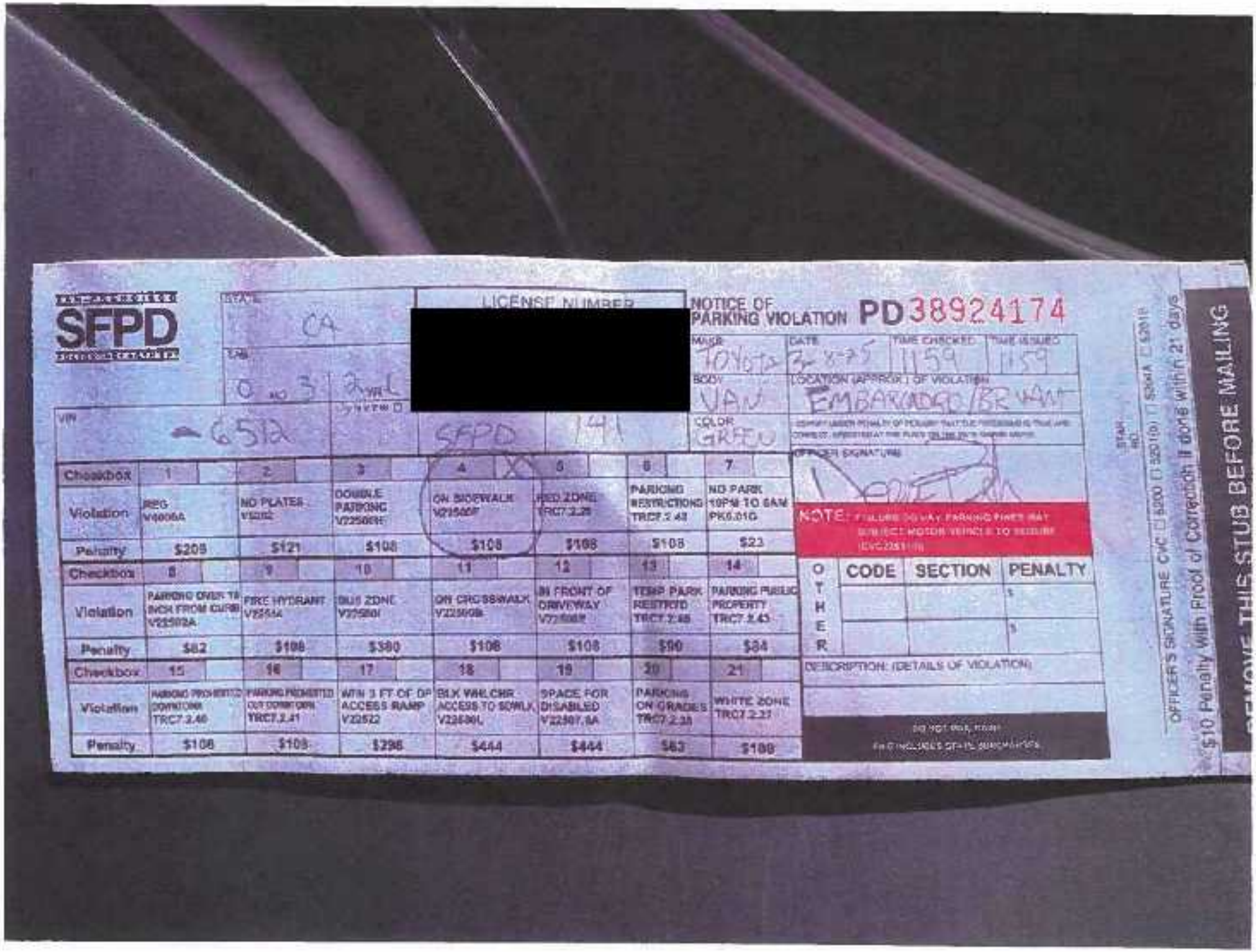







ANY
IME
5130


Doin' It Right!
MAR
California



SFPD

STATE: CA

LICENSE NUMBER: [redacted]

NOTICE OF PARKING VIOLATION PD38924174

MAKE: TOYOTA | DATE: 3-8-25 | TIME CHECKED: 1159 | TIME ISSUED: 1159

BODY: VAN | LOCATION (APPROX.) OF VIOLATION: EMBARCADERO/BRYANT

VIN: -6512 | SFPD | 141 | COLOR: GREEN

OFFICER SIGNATURE:

Checkbox	1	2	3	4 X	5	6	7
Violation	REG V4000A	NO PLATES V5202	DOUBLE PARKING V22500H	ON SIDEWALK V21505F	RED ZONE TRC7.2.28	PARKING RESTRICTIONS TRC7.2.43	NO PARK 10PM TO 6AM PK6.01G
Penalty	$205	$121	$108	$108	$108	$108	$23
Checkbox	8	9	10	11	12	13	14
Violation	PARKING OVER 18 INCH FROM CURB V22502A	FIRE HYDRANT V5664A	BUS ZONE V22500I	ON CROSSWALK V22500B	IN FRONT OF DRIVEWAY V22500F	TEMP PARK RESTRICTED TRC7.2.48	PARKING PUBLIC PROPERTY TRC7.2.45
Penalty	$82	$108	$380	$108	$108	$90	$84
Checkbox	15	16	17	18	19	20	21
Violation	PARKING PROHIBITED DOWNTOWN TRC7.2.46	PARKING PROHIBITED OUT DOWNTOWN TRC7.2.47	WITH 3 FT OF DP ACCESS RAMP V22522	BLK WHLCHR ACCESS TO SDWLK V22500L	SPACE FOR DISABLED V22507.8A	PARKING ON GRADES TRC7.2.38	WHITE ZONE TRC7.2.27
Penalty	$108	$108	$296	$444	$444	$63	$108

NOTE: FAILURE TO PAY PARKING FINES MAY SUBJECT MOTOR VEHICLE TO SEIZURE (CVC 22651(h))

OTHER	CODE	SECTION	PENALTY
			$
			$

DESCRIPTION: (DETAILS OF VIOLATION)

DO NOT WRITE ABOVE

FOR CONVICTIONS OF THIS SUBCHAPTER

STAR NO.

OFFICER'S SIGNATURE CVC ☐ 8200 ☐ 32010(b) ☐ 50mA ☐ 53101

$10 Penalty With Proof of Correction If done within 21 days

REMOVE THIS STUB BEFORE MAILING

Mobile Vending Program Operation
Operation Recap / After Action Notes
Wednesday July 9th, 2025

Narrative:

On Wednesday, July 9, 2025, I was assigned to an enforcement operation alongside the Port Security Director, the Port Emergency Manager and Mobile Vendor Coordinator #2. Our focus was addressing unpermitted vending activity in the vicinity of Oracle Park. The weather was mild and clear, with temperatures hovering around 63°F at Game Time. The San Francisco Giants were playing the Philadelphia Phillies with a start time of 1245hrs.

The operation was led by the Department of Public Health (DPH) and the San Francisco Fire Department (SFFD), with additional support from the Department of Public Works (DPW), the San Francisco Police Department (SFPD), and Port staff. Our team assembled at the South Beach Harbor Parking Lot at 1800 hours for a joint briefing with representatives from all participating agencies.

1) Following the briefing we proceeded on foot to Pier 38, where we made contact with the following permitted vendors

- [redacted]

Violeta and Marc were operating within Permit rules in assigned Vending locations. Elias was not in an authorized vending location and was issued a verbal warning by DPW Personnel and ordered to pack up his merchandise and leave the area.

2) We continued walking to Piers 30-32 where we contacted

- [redacted]
- **Savior Micallef, Permit #VDR-00012 Citation Number 07092579/03**

All 3 of them were operating in authorized vending locations but were not confined to the 10'x10' area required by the Permit. [redacted] was taking up an area of 10'x18', Savior was taking up an area of 12'x12', while [redacted] was occupying an area of 11'x18'. DPW Personnel issued each one of them a written citation in violation of Public Works Code 5.9.3.

Mobile Vending Program Operation

Operation Recap / After Action Notes

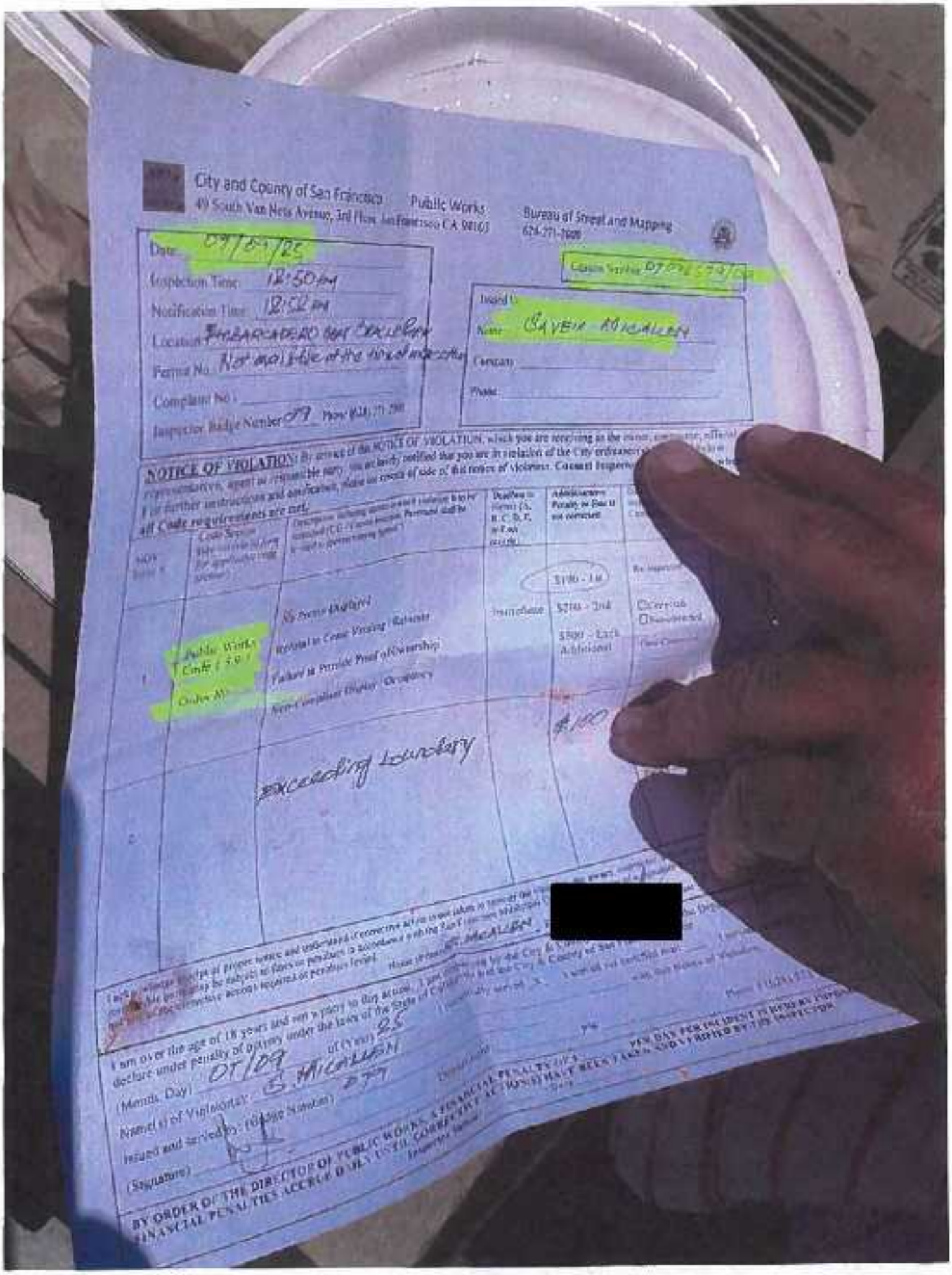
Wednesday July 9th, 2025

We responded back to the Marina Gate and walked along the walkway to the Lefty O'Doul Gate, continued around China Basin Park, and then back to the immediate area of the Ballpark where we spent the rest of our time.

3) At about 1445hours we observed 4 Hispanic males on the corner of 2nd and King Streets.

Each one of the Men were standing behind hot dog carts. We approached the men and 2 of them grabbed their carts and ran away while the other 2 appeared to be unaware as we walked up to them. Both carts had bacon wrapped hot dogs and vegetables frying on a cooking sheet. DPH personnel assessed the food and deemed it unsafe for consumption. Both of the men pleaded with DPH to let them take their carts and leave, to no avail. One of the men then left the area while the other stayed and gave his name to DPH Personnel as [redacted]. There were 2 QR Codes posted on the side of [redacted]'s Cart. One was a Venmo Code that came back to the name of [redacted] and one unnamed Zelle account. The other cart that was abandon had 2 QR Codes on it. The Venmo account came back to [redacted] while the 2nd code was an unnamed Zelle account. DPH completed an **Unpermitted Food Vendor Inspection Report.** The carts were transported to the storage facility by DPW Personnel, and all food items were discarded.

Recap: DPH seized 2 hot dog carts
DPH completed 1 Unpermitted Food Vendor Inspection Report
DPW issued 3 Vendor Permit Violation Citations Section 5.9.3 of the DPW Code



City and County of San Francisco Public Works
49 South Van Ness Avenue, 3rd Floor, San Francisco CA 94103 Bureau of Street and Mapping
628-271-2000

Date: 09/04/25
Inspection Time: 12:50 PM
Notification Time: 12:58 PM
Location: EMBARCADERO near [illegible]
Permit No.: Not available at the time of inspection
Complaint No.:
Inspector Badge Number: 79 Phone: (628) 271-2000

Issued to:
Name: CAVEN MCCALLEY
Contact:
Phone:

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, permittee, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinances listed below. For further instructions and clarification, refer to reverse side of this notice of violation. Correct [illegible] all Code requirements are met.

Item #	Code Section (Refer to the Municipal Code for specific code section)	Description (Describe activity which is in violation and how it is to be corrected (C.O. if work exempt. Permits shall be applied for within [illegible] working days.)	Deadline to correct (1A, B, C, D, E, or F as directed)	Administrative Penalty if Due to not corrected	Re-inspection / Clearance
1	Public Works Code § 723.1	No Permit Displayed	Immediate	$100 - 1st $250 - 2nd $500 - Each Additional	Re-inspection Clearance Reinspected
	Order #:	Refusal to Cease Vending Activity			
		Failure to Provide Proof of Ownership			
		Non-Compliant Display Occupancy			
2		Exceeding boundary		$100	

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(Month, Day) 09/04 (Year) 25

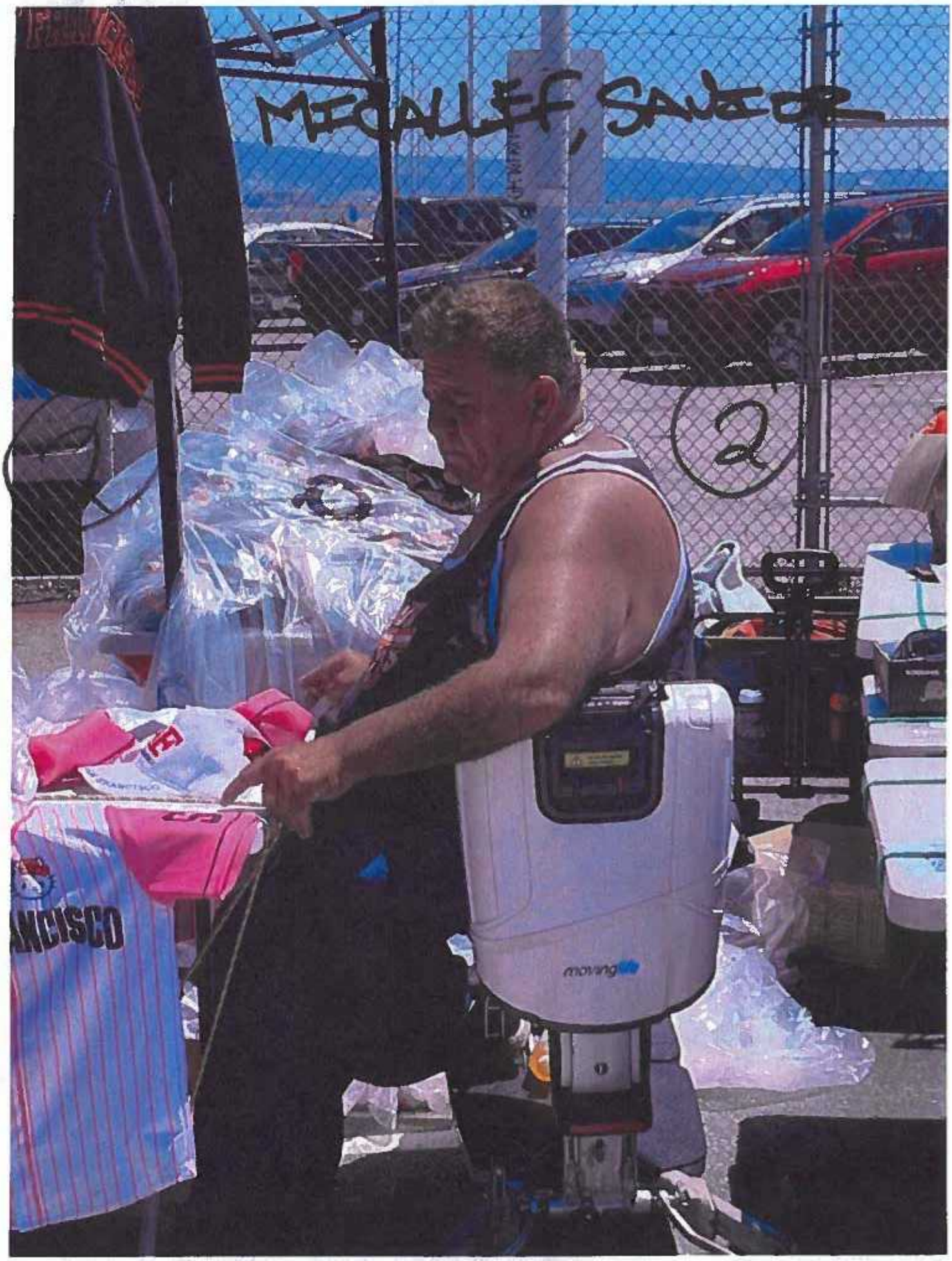
Name(s) of Violator(s): B. MCCALLEY

Issued and served by: (Badge Number) 2979

(Signature)

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $ PER DAY PER INCIDENT IS BEING ASSESSED FOR EACH VIOLATION LISTED ABOVE. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Name:


MEDALLEF, SAVE OF
2
moving






2651

Mobile Vending Program Operation
After Action Notes

~ San Francisco Giants vs Los Angelas Dodgers ~

Saturday, July 12 2025 and Sunday, July 13, 2025

Today's date, Saturday, July 12, 2025, I was working with members from the SFPD, DPW and the MLB, as listed on the attached sign-in sheet. The skies were blue, it was 62 degrees at 1100hrs, with 23 MPH wind gusts expected and the high today will be 64 degrees.

Our focus today was to address the unpermitted vendors along the Embarcadero, and around the periphery of Oracle Park. On these two days, the San Francisco Giants were playing the Los Angelas Dodgers, and the scheduled game start time was 1305hrs on both days.

Port/DPW/SFPD/MLB personnel conducted a systematic check and assessment of individuals manufacturing, distributing, selling and or offering for sale, counterfeit and or infringing merchandise bearing MLB Marks; in and around Oracle Park and along the Embarcadero north to Pier 45. The actions of the afore mentioned constitute a criminal offense and or a civil infringement, dilution and or unfair competition.

Saturday, July 12, 2025:

1130hrs-

At approximately 1130hrs, we responded to Pier 30/32 as we know three of our regular vendors always set up there: Savior Micallef, [redacted]. These individuals have been known to sell and or offer for sale, counterfeit and or infringing merchandise bearing MLB Marks in the past. Upon taking a thorough assessment of the individuals' merchandise, some items were seized from each one of them, by MLB personnel. All items taken will be itemized and memorialized in the MLB Report.

Upon our arrival, SFPD saw that Mr. Micallef immediately started removing BB Hats from his display table and placed them into a black bag that was on the ground, behind his display table; they were subsequently seized by MLB Personnel. When I measured Savior Micallef's vending footprint, using my "Meter Man" Roll-A-Tape, I found it to be 20' Wide x 16' Deep, which far exceeded his authorized 10' x 10' footprint. Since Mr. Micallef has been verbally warned, has been given a written warning and he has been cited on several occasions, he was cited again today. DPW issued Mr. Micallef Citc #071225-003-001, for his 5.9.3 PW Code Violation for non-compliant display as he was selling counterfeit and or infringing merchandise bearing MLB Marks and for having a non-compliant display as it exceeded our regulated 10' x 10' footprint; today's violation carried a $1,000.00 fine. It was noted that Mr. Micallef's preferred method for payment is Cash App or Venmo; Savior Micallef [redacted]

When I measured [redacted] vending footprint, using my "Meter Man" Roll-A-Tape, I also found it to be 20' Wide x 16' Deep, which far exceeded his authorized 10' x 10' footprint. Since [redacted] has been verbally warned, has been given a written warning and he has been cited for the same violation in the past, he was cited again today.

DPW issued [redacted] Cite #071225-003-002, for his 5.9.3 PW Code Violation for having a non-compliant display as he was selling counterfeit and or infringing merchandise bearing MLB Marks and for having a non-compliant display as it exceeded the regulated 10' x 10' size regulation; today's violation carried a $500.00 fine.

When I measured [redacted] vending footprint, using my "Meter Man" Roll-A-Tape, I found it to be within our 10' x 10' footprint guidelines. Since [redacted] has been verbally warned, has been given written warnings and he has been cited in the past, he was cited again today. DPW issued [redacted] Cite #071225-003-003, for his 5.9.3 PW Code Violation for having a non-compliant display as he was selling counterfeit and or infringing merchandise bearing MLB Marks; today's violation carried a $500.00 fine. [redacted]s accepted method for payment was not visible.

[redacted]' preferred method for payment is Venmo as he had a Venmo QR code placard in his wagon: [redacted]

1300hrs-
At approximately 1300hrs, we responded over to Pier 48/Shed A where [redacted] as his display area set up I photographed [redacted] merchandise. Although some of [redacted] Gray's merchandise displayed, such as "Lilo & Stitch," Disney, "Hello Kitty" by Sanrio and [redacted] which is by Warner Brothers, are all counterfeit and or infringing merchandise; no action was taken against him on this date. We left the scene w/o incident.

1325hrs-
At approximately 1325hrs, we responded over to 236 King Street where we saw [redacted] had several tables set up, displaying a variety of baseball related merchandise. Using my "Meter Man" Roll-A-Tape, I measured his area to be 29' long x 8' to the curb. Upon taking a thorough assessment of [redacted]s merchandise, some items were deemed counterfeit and or infringing merchandise bearing MLB Marks so it was seized by MLB personnel. All items taken will be itemized and memorialized in the MLB Report. DPW did not act on the length of [redacted] table set up at this time.

1340hrs-
At 1340hrs, we saw 2 hot dog vendors near Lucky Strike Bowl. Upon seeing us, they fled, with their carts, west on 3rd Street and did not return. Unfortunately, they left their vehicle behind and since it was P/UA in a white Zone: Dodge Caravan, Gold, [redacted]

SFPD issued the vehicle a citation for the violation: Cite #PD38855423. It should be noted that the VIN on the vehicle was conveniently covered with papers, but no action was taken on it at this time.

1350hrs-
We saw [redacted], who was set up and selling his Bobbleheads, near Pier 38. Unfortunately, [redacted] was not in a Port designated vending location. It should be noted that [redacted] has been verbally warned on numerous occasions. On this date, DPW issued [redacted] a written warning for his 5.9.3 PW code violation: Cite #071225-0013-004.

1354hrs-
Next to [redacted] Upon taking a thorough assessment of [redacted] merchandise, some items were deemed counterfeit and or infringing merchandise bearing MLB Marks so it was seized by MLB personnel. All items taken will be itemized and memorialized in the MLB Report. No further action was taken.

1420hrs-
We were informed by SFPD that a call for service came out at Pier 33 about individuals selling alcohol; refer to **SFPD CAD #251931743** for additional information. We arrived on scene at 1424hrs and the individuals were still there. Upon arrival, I saw [redacted] standing behind the table with 2 H/F's ([redacted] was cited for the same violation, same location on July 4, 2025 by the SFPD). On the table was a blk/whi tablecloth, plastic cups filled with sliced fruit, 2 bottles of Tajin, alcoholic beverage drink mixes, such as Clamato and Squirt and several bottles of Tequila. The 2 H/F's immediately took the bottles of tequila, threw them into their wagon and fled south along the Embarcadero.

In addition to the afore mentioned, there were several H/F's and H/M's at that location with their respective hot dog carts. Upon seeing us arrive, they fled in all directions. The only things left behind was their garbage. It was so bad that Port personnel were called in to clean the Embarcadero from Alcatraz Landing, north to Pier 35.

As we were assisting by cleaning up the mess and garbage that was left behind, [redacted] returned as he wanted the cup of money and the speaker that was left on the table. I gave him both. Since nobody claimed the food items, drink mixes and table (Not even [redacted], it was all disposed of by DPW and Port personnel.

It should be noted that on the table, there was a QR Code for Venmo and Zelle. The Venmo Code was [redacted] below that was [redacted] and Deposit to my checking [redacted]

Sunday, July 13, 2025:

Today's date, Sunday, July 13, 2025, Port Personnel were working with members from the SFPD, and the MLB, as listed on the attached sign-in sheet. The skies were blue, it was 61 degrees at 1100hrs, with 12 MPH wind gusts expected. Many people were already out along the Embarcadero and in attendance at the ball game.

Our focus again on this date was to address the unpermitted vendors along the Embarcadero, and around the periphery of Oracle Park. The San Francisco Giants were playing the Los Angelas Dodgers, and the scheduled game start time was 1305hrs.

Port/SFPD/MLB personnel conducted systematic checks and assessments of individuals manufacturing, distributing, selling and or offering for sale, counterfeit and or infringing merchandise bearing MLB Marks; in and around Oracle Park and along the Embarcadero north to Pier 45. The actions of the afore mentioned constitute criminal offense and or civil infringement, dilution and or unfair competition:

1130hrs-
At approximately 1130hrs, we responded to Pier 30/32 as we know 3 of our regular vendors always set up there: Savior Micallef, [redacted]. These individuals have been known to sell and or offer for sale, counterfeit and or infringing merchandise bearing MLB Marks in the past and all 3 were cited on yesterday's date for the afore-mentioned violation.

Upon taking an assessment of the individuals' merchandise, items were seized from all 3 of them, by MLB personnel. All items taken today were deemed counterfeit and or infringing merchandise bearing MLB Marks. All items will be itemized and memorialized in the MLB Report.

1210hrs-
As we were walking past the Hi Dive Bar, which is located at Pier 28 ½, on the Embarcadero, we saw that they were advertising that they were selling "Beat LA" T-shirts. Upon further inspection of the merchandise, MLB found all the items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. MLB spoke with [redacted], the bar Manager, the citation was completed, and copies were provided to [redacted].

1235hrs-
As we were approaching 3rd St and King St, we saw a H/F and H/M, who had 2 tables set up in front of 200 King Street and they were selling a variety of LA Dodgers merchandise. There was also a wagon full of merchandise next to them and a cooler full of beer under the table.

Upon further inspection of their merchandise, MLB found some of their items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. The individuals now identified as [redacted] were cited accordingly by MLB.

The couple stated that they drove up from Los Angelas to sell their merchandise at today's game and didn't know they needed a permit to do so. We explained the process of obtaining a permit and since they did not possess one today, they were instructed to pack up their merchandise and leave the area, to which they complied.

1300hrs-
We continued walking south on King Street when we saw [redacted] who is known to us. Mr. Fahey was set up in front of 298 King St (Safeway). Upon the inspection of [redacted] merchandise, MLB found some of his items to be counterfeit and or infringing merchandise bearing MLB Marks; it was seized, and he was cited accordingly by MLB.

While conversing with [redacted] he presented me with his Business Registration Certificate: #11684809. Although [redacted] possessed a Business Reg. Certificate, I learned that he did not renew his Seller's Permit through DPW for this year. I then informed him that he had to shut down for the day and leave the area, to which he complied.

1312hrs-
While walking across the 3rd Street, Lefty O'Doul Bridge, we saw that a B/M set up a table on the S/E side, and he was selling a variety of SF Giants baseball merchandise. Through our conversation, we learned that his name was [redacted] Upon further inspection of their merchandise, MLB found some of his items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. Since [redacted] did not possess a valid Seller's Permit, he was instructed to pack up his remaining items and leave the area to which he complied.

1338hrs-
While driving past Pier 30/32, we saw a H/M selling a variety of SF Giants BB hats. The H/M, identified as [redacted] had a table set up along the promenade and it had a variety of SF Giants hats displayed on it. Upon further inspection of [redacted] merchandise, MLB found some of his items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. Since [redacted] does not possess a valid Seller's Permit, he was told to leave the area to which he complied.

1350hrs-
At 1350hrs, we responded to Pier 33/Alcatraz Landing. Upon arrival, we saw numerous hot dog vendors running away with their carts, in all directions. There was 1 table set up that was selling alcoholic beverages, and they took off running with the tequila bottles, but they left their table and garbage behind. It was a chaotic scene! Once things settled down, Port clean-up crews were called in to haul away the vendors debris that was left behind.

One of the vendors followed the Port Truck to Pier 45 where they attempted to take back some of the discarded property, to no avail.

1400hrs-
Down by Queen's Louisiana Po-Boy Café, (Between Pier 33 -35) there were 2 H/F's selling a variety of merchandise: Sunglasses, Serape's, SF Giants BB Hats, and sweatshirts with SF Giant's logos on them. Where the H/F was set up is not a Port authorized vending location and the H/F does not have a Seller's Permit. While conversing with the H/F, she refused to tell us her name and although she was filming our actions, when I took a picture of her, she became extremely irate but there was no further incident.

Upon inspection of the H/F's merchandise, MLB found some of her items to be counterfeit and or infringing merchandise bearing MLB Marks and it was seized. Upon completion of the MLB paperwork, the H/F refused to sign it nor did she want a copy of it for her records; she refused everything.

Since neither H/F possessed a valid Seller's Permit, they were told to leave the area.

Conclusion:
Due to the SF Giants / LA Dodgers Series taking place at Oracle Park, our team initiated a coordinated operation over the past two days involving several members from the Port, SFPD, DPW and MLB. The primary objective was to target the distribution and sale of counterfeit and infringing merchandise being sold in the area.

Our efforts began with a systematic inspection and thorough assessment of various individuals and establishments suspected of engaging in these illegal activities. The operation yielded significant results, with a substantial quantity of counterfeit and infringing goods seized. This outcome reflects the dedication and persistence of everyone involved in the operation.

Saturday, July 12, 2025
MLB: Citations – 5
MLB: Counterfeit Items Confiscated - 420
DPW: Notice of Violation – 4
SFPD: Citations – 2

Sunday, July 13, 2025
MLB: Citations – 9
MLB: Counterfeit Items Confiscated - 320

July 14, 2025

Chantell Green
Major League Baseball
1271 Avenue of the Americas
New York, NY 10020

Re: MLB 2025 Enforcement
Los Angeles Dodgers vs. San Francisco Giants
Our Ref: 068-2025

Dear Ms. Green:

Pursuant to your request, on July 12 and 13, 2025, BSC Investigator William Eason assisted the San Francisco Port Authority and the San Francisco Police Department with counterfeit merchandise enforcement throughout the San Francisco Bay Area for the San Francisco Giants vs. Los Angeles Dodgers Series. The San Francisco Department of Public Works also assisted in enforcement efforts by providing reconnaissance and intelligence on various vendors throughout the city.

Over the two days, twelve vendors were contacted in the San Francisco Bay Area. Eleven of the twelve vendors were served with cease-and-desist letters and voluntarily surrendered their counterfeit merchandise. One vendor refused to identify themself and abandoned their counterfeit merchandise.

The vendors were formally identified as follows:

Name: [redacted]

[redacted]

[redacted]

21943 Seco Canyon #224
Santa Clarita, CA 91350
T 213-975-0007
www.brandsecuritycorp.com
License #PI20517

Name: Savior Micallef (Contacted Twice)

[redacted]

Items: 9 MLB Beanies, 26 MLB Bucket Hats, 292 MLB Caps, 48 MLB Nike Jerseys, 7 MLB Hoodies

[redacted]

The following items were recovered on July 12, 2025, and July 13, 2025:

Trademark	Type of Product	Amt	Street Value	Total Street Value	MSRP	Total MSRP
MLB	Beanies	19	$15.00	$285.00	$30.00	$570.00
MLB	Bucket Hats	41	$20.00	$820.00	$40.00	$1640.00
MLB	Caps	533	$20.00	$10,660.00	$30.00	$15,990.00
MLB	Hoodies	7	$20.00	$140.00	$43.00	$301.00
MLB	Nike Jerseys	66	$50.00	$3,300.00	$385.00	$25,410.00
MLB	Jackets	13	$50.00	$650.00	$150.00	$1,950.00
MLB	T-Shirts	70	$20.00	$1,400.00	$75.00	$5,250.00
MLB	Fan Chain	1	$20.00	$20.00	$26.00	$26.00
MLB	Straw Hats	6	$20.00	$120.00	$44.00	$264.00
	Total	**756**		**$17,395.00**		**$51,401.00**

A total of **756** counterfeit MLB items were recovered, with an estimated street value of **$17,395.00** and an estimated MSRP of **$51,401.00**. Brand Security Corporation retained all evidence.

This concludes our game enforcement report. The photos and documents are attached for your review. As always, should you have any questions or comments, I can be reached at (213) 975-0007.

Sincerely,

Heather Holdridge
HMH/ms

Photographs of the counterfeit items recovered.














Los Angeles


GIANTS








BEAT LA
HI DIVE




McCALLEF SH

[redacted]

City and County of San Francisco Public Works
[redacted] Operations - Code Enforcement Division
628-271-2000

Date: 7/19/2024
Inspection Time: 1:30 2pm
Notification Time: 12:30pm
Location: [redacted] 30-32
Permit No:
Complaint No.: Initial
Inspector: [redacted] Phone: 628-271-2000

Citation Number: C719.21008 Page 1

Issued to:
Name: Saylor Micallef
Company:
Phone: [redacted]

NOTICE OF VIOLATION: By service of this NOTICE OF VIOLATION, which you are receiving as the owner, corporate, official representative, agent or responsible party, you are hereby notified that you are in violation of the City ordinance(s) identified below. For further information and notification, please see reverse of this or this notice of violation. Contact inspector for verification of time all corrections are met.

N/A	Code Section (and number of item for duplicate code sections)	Description, including person or place complained of, and how violation is maintained (E.G. "Failure to maintain" followed by what is to be done)	Date by which (A, B, C, D, E or F as applicable)	Amount of Penalty per Day (if any)	Date of re-inspection/ Compliance	Inspector Initials
1	Public Works Code 59.3	Unpermitted Vending Refusal to Cease Vending / Relocate Failure to Provide Proof of Ownership Non-Compliant Display / Occupancy 20ft 13	Immediate	$250.00 1st $500 2nd $1000 Each Additional	Re-inspected: ☐ Corrected ☐ Uncorrected Final Correction:	
2					Re-inspected: ☐ Corrected ☐ Uncorrected Final Correction:	
3					Re-inspected:	

[redacted]

Failure to sign receipt of proper notice and state name if applicable where it is left below as required by the above ordinance. Any person may be subject to arrest or penalties as provided in accordance with the San Francisco Municipal Code. A copy of the ordinance violated is attached or penalties cited.

Name (Print): Javier Martinez

I am over the age of 18 years and not a party to this action. I am employed by the City & County of San Francisco. I declare under penalty of perjury under the laws of the State of California and the City & County of San Francisco that on:

(Month, Day): 7/19 of (Year): 2024 I personally served X I served via certified mail ___ I served via email ___

Name(s) of Individual(s): Javier Martinez with this Notice of Violation.

and that my business name and address is: [redacted]

Signature: [redacted] Department: Public Works Phone #: 628-271-2000

BY ORDER OF THE DIRECTOR OF PUBLIC WORKS, A FINANCIAL PENALTY OF $ ___ PER DAY PER VIOLATION IS HEREBY IMPOSED. FINANCIAL PENALTIES ACCRUE DAILY UNTIL CORRECTIVE ACTION(S) HAVE BEEN TAKEN AND VERIFIED BY THE INSPECTOR.

Inspector Initials: [redacted] Date: 7/19/24

MAJOR LEAGUE BASEBALL
[redacted] AVENUE OF THE AMERICAS, NEW YORK, NY [redacted]

To Whom It May Concern:

[redacted]

This letter is being presented on behalf of MLB Advanced Media, L.P., Major League Baseball Properties, Inc., the Office of the Commissioner of Baseball and the 30 MLB Clubs (collectively "MLB") in connection with the protection and enforcement of the names, world marks, logos, designs, trade dress and other trademarks and copyrights ("MLB Marks") owned, licensed and/or protected by MLB. Based on the foregoing rights, no one is authorized to manufacture, advertise, distribute, offer for sale and/or sell any products bearing the MLB Marks without the express written permission of the appropriate MLB entity.

You are hereby advised that, under the laws of the State of [redacted] and/or the United States of America, manufacturing, distributing, selling or offering to sell counterfeit and/or infringing merchandise bearing MLB Marks ("Unauthorized Goods") constitutes a criminal offense and/or civil infringement, unfair and/or unfair competition. Consumers of such products are likely confused that such merchandise is licensed, sponsored or authorized by MLB.

You have been observed distributing, selling or offering to sell Unauthorized Goods in violation of applicable law. MLB has authorized its retail investigators and/or law enforcement to take possession of the Unauthorized Goods upon your voluntary surrender of the merchandise. If you are again observed distributing, selling or offering to sell such infringing or counterfeit merchandise, we will report you to the relevant authorities and you may be subject to arrest without further warning to you.

At this time, we demand that you and each and every person or company associated with you:

1. Immediately voluntarily surrender to us your entire inventory of Unauthorized Goods on hand as of this date;
2. Immediately and permanently discontinue the sale, manufacture, advertisement and distribution of any such products and acknowledge your compliance with this demand by signing two copies of this letter; and
3. Provide us the names and addresses of each person or company from which you purchased any of the infringing items that you did not manufacture, the name and address of the manufacturer/distributor of each item purchased, and the price you paid for each item.

By signing below, you acknowledge your understanding of and agreement to the terms set forth above, and that your surrender of any infringing or counterfeit merchandise was entirely voluntary on your part. If you do not agree to the three points set forth above, MLB reserves the right to take the strongest possible legal action against you, which may include pursuing criminal charges against you, litigation and/or seizure of your products by law enforcement authorities.

Nothing in this letter shall be construed as a waiver or relinquishment of any rights, claims or remedies of MLB, all of which are expressly reserved.

Acknowledged and Accepted Date: [redacted]

By: [redacted]

Name: [redacted]

[redacted]

Address: [redacted]

City, ST: [redacted]

Sale Price of Item(s): [redacted]

Sincerely,

[redacted]
Counsel, Intellectual Property

[redacted]

[redacted] | www.mlb.com


51
51
CHAPMAN
26
J.H.LEE
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J.H.LEE
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J.H. LEE
51
51
J.H.LEE




San
Francisco
51








OSFA













11:44

Camera

5G+

Venmo

Send Money, Split Expenses

GET

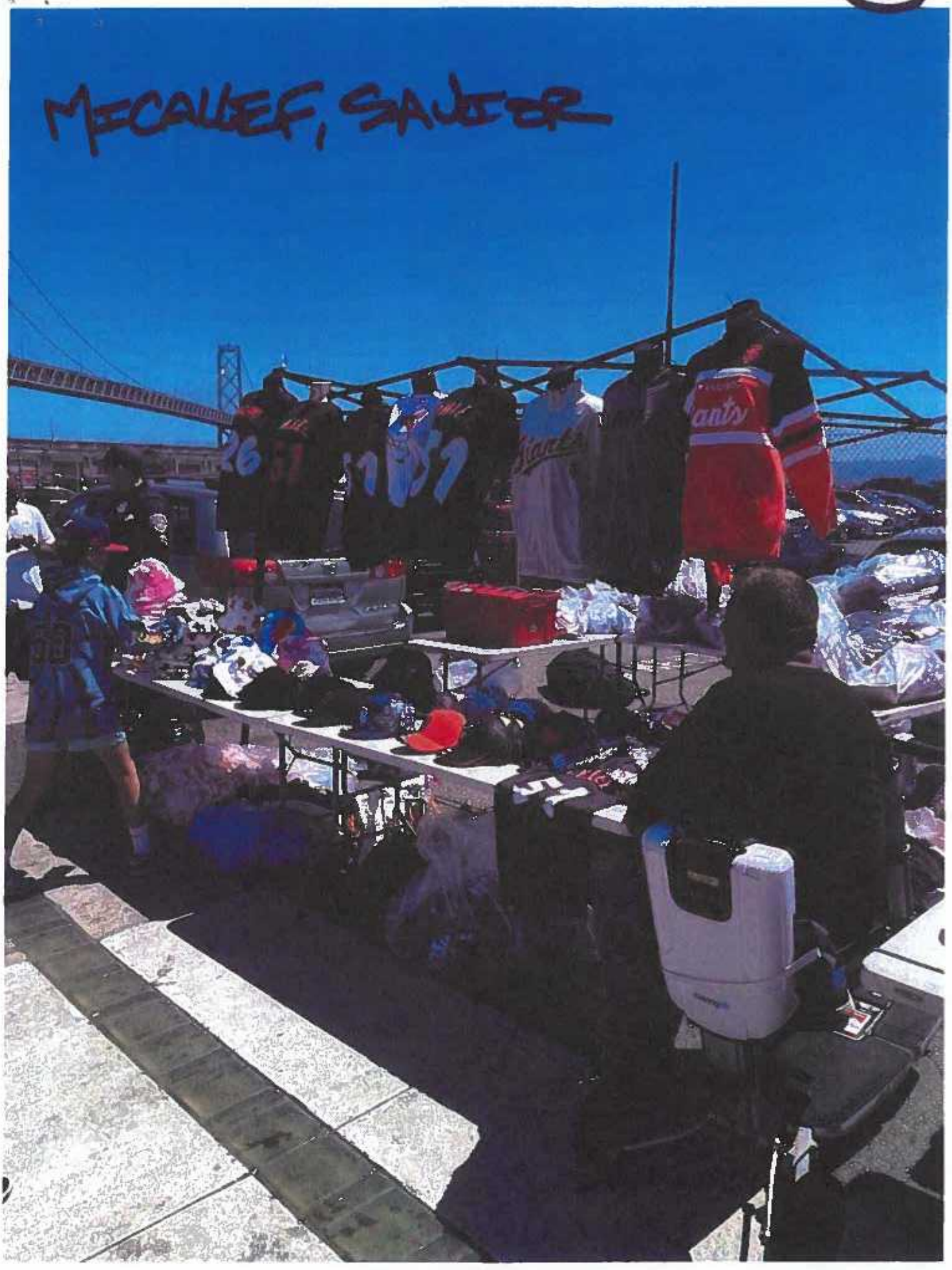
venmo

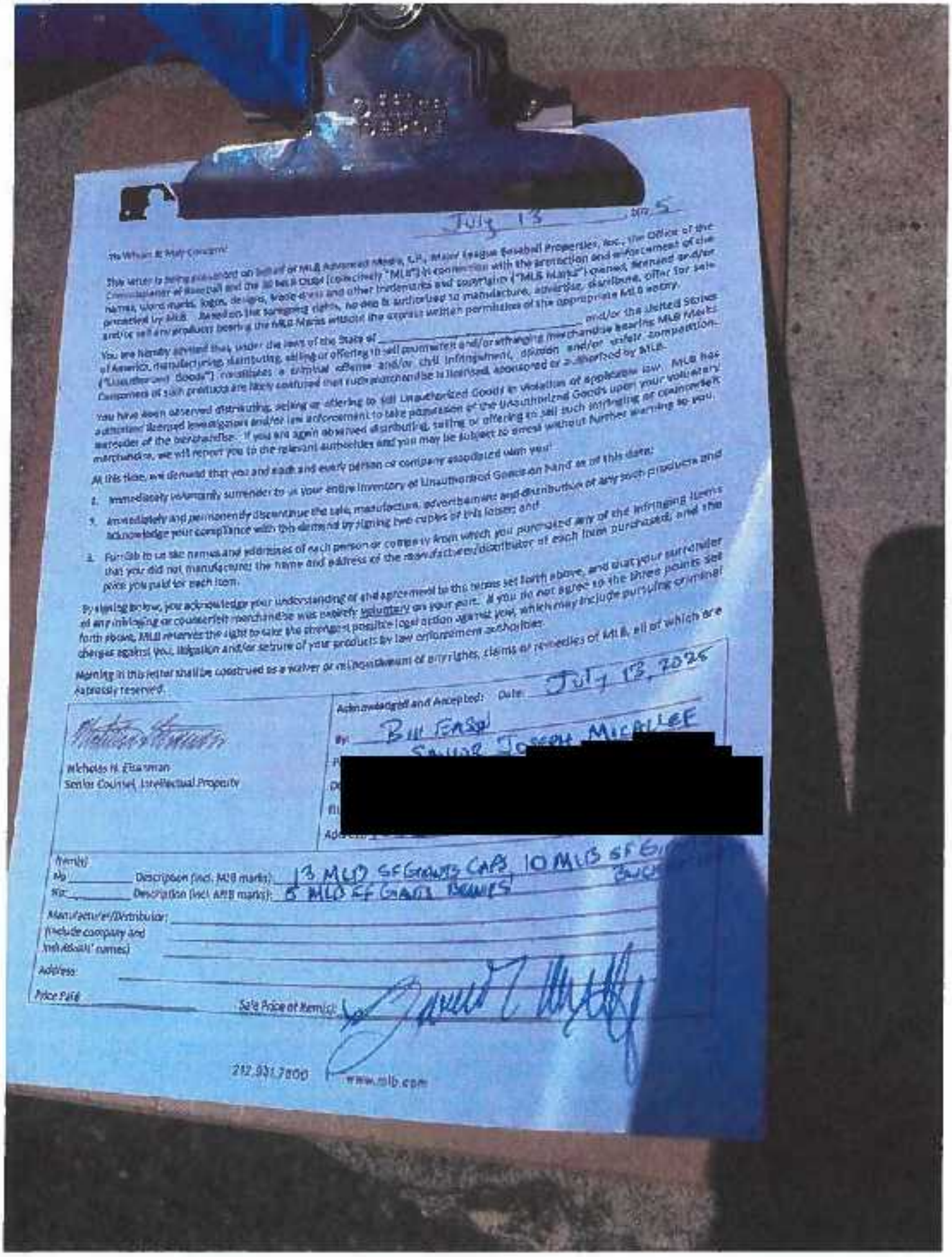


Savior Micallef

[redacted]

Sign in to pay this


MECALLEF, SAJID



July 13 2025

To Whom It May Concern:

This letter is being forwarded on behalf of MLB Advanced Media, L.P., Major League Baseball Properties, Inc., the Office of the Commissioner of Baseball and the 30 Baseball Clubs (collectively "MLB") in connection with the protection and enforcement of the names, word marks, logos, designs, trade dress and other trademarks and copyrights ("MLB Marks") owned, licensed and/or protected by MLB. Based on the foregoing rights, no one is authorized to manufacture, advertise, distribute, offer for sale and/or sell any products bearing the MLB Marks without the express written permission of the appropriate MLB entity.

You are hereby advised that, under the laws of the State of _____ and/or the United States of America, manufacturing, distributing, selling or offering to sell counterfeit and/or infringing merchandise bearing MLB Marks ("Unauthorized Goods") constitutes a criminal offense and/or civil infringement, dilution and/or unfair competition. Consumers of such products are likely confused that such merchandise is licensed, sponsored or otherwise approved by MLB.

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2. Immediately and permanently discontinue the sale, manufacture, advertisement and distribution of any such products and acknowledge your compliance with this demand by signing two copies of this letter; and
3. Furnish to us the names and addresses of each person or company from which you purchased any of the infringing items that you did not manufacture; the name and address of the manufacturer/distributor of each item purchased; and the price you paid for each item.

By signing below, you acknowledge your understanding of and agreement to the terms set forth above, and that your surrender of any infringing or counterfeit merchandise was entirely voluntary on your part. If you do not agree to the three points set forth above, MLB reserves the right to take the strongest possible legal action against you, which may include pursuing criminal charges against you, litigation and/or seizure of your products by law enforcement authorities.

Nothing in this letter shall be construed as a waiver or relinquishment of any rights, claims or remedies of MLB, all of which are expressly reserved.

Nicholas M. Eisenman
Senior Counsel, Intellectual Property

Acknowledged and Accepted: Date: July 13, 2025

By: Bill Ensal

Samuel Joseph Mickle [redacted]

Item(s)
Ms _____ Description (incl. MLB marks): 13 MLB SF Giants Caps 10 MLB SF Giants Shirts
Mr. _____ Description (incl. MLB marks): 5 MLB SF Giants Beanies

Manufacturer/Distributor: _____
(include company and individuals' names)

Address: _____

Price Paid _____ Sale Price at Item(s): _____

212.931.7800 www.mlb.com





