

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 210420-055

WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) is an eligible project sponsor for California's Low Carbon Transit Operations Program (LCTOP), established under Senate Bill 862 in 2014, and administered by the State Department of Transportation Division of Rail and Mass Transportation (Caltrans); and

WHEREAS, The statutes related to state-funded transit projects require a local or implementing agency to abide by various regulations; and

WHEREAS, Senate Bill 862 (2014) named the Department of Transportation (Department) as the administrative agency for LCTOP; and

WHEREAS, The Department has developed guidelines for the purpose of administering and distributing LCTOP funds to eligible project sponsors (local agencies); and

WHEREAS, The SFMTA has requested \$8,666,614 in LCTOP funds for the following projects:

- 5 Fulton: Arguello to 25th Ave Muni Forward Project (Phase I) (\$1,219,864)
- Free Muni for Seniors and People with Disabilities (\$7,446,750); and

WHEREAS, The SFMTA wishes to implement the following LCTOP project(s) listed above; and

WHEREAS, The Transit Effectiveness Project (TEP) Final Environmental Impact Report (FEIR) was certified by the San Francisco Planning Commission in Motion No. 19105 on March 27, 2014; subsequently, on March 28, 2014 in Resolution No. 14-041, the SFMTA Board of Directors approved all of the TEP proposals including service-related capital improvements and travel time reduction proposals to improve transit performance along various Municipal Railway routes; as part of Resolution No. 14-041, the SFMTA Board of Directors adopted findings under the California Environmental Quality Act (CEQA), the CEQA Guidelines, and Chapter 31 of the Administrative Code, as well as (CEQA Findings) and a Mitigation Monitoring and Reporting Program; the projects listed above were cleared at a program or project level, and any modifications to the programs or projects as described in the FEIR would require further CEQA review; and

WHEREAS, On July 6, 2020, the San Francisco Planning Department Environmental Planning Division reviewed modifications to the TTRP.5 Fulton between Stanyan Street and La Playa Street (Case No. 2011.0558E, "Fulton Street Safety and Transit Project"), including the proposed project segment between Arguello and 25<sup>th</sup> Avenue, and determined that the project was within the scope of the TEP FEIR; no new significant effects were identified, there was no substantial increase in significant effects already identified, and no new mitigation measures were required for the project; and,

WHEREAS, The proposed Free Muni for Seniors and People with Disabilities program is subject to CEQA, which provides an exemption from environmental review for the establishment, modification, structuring, restructuring or approval of rates, tolls, fares, and other charges, as defined in Title 14 of the California Code of Regulations Sections 21080(b)(8) and 15273; and

WHEREAS, On April 2, 2020, the SFMTA, under authority delegated by the San Francisco Planning Department, determined (Case Number 2020-004013ENV) that the proposed Free Muni for Seniors and People with Disabilities program is statutorily exempt from environmental review under Title 14 of the California Code of Regulations Sections 21080(b)(8) and 15273; and

WHEREAS, Copies of the CEQA determinations are on file with the Secretary of the SFMTA Board of Directors, and may be found in the records of the Planning Department at <https://sfplanning.org/> and 49 South Van Ness Avenue, Suite 1400 in San Francisco, and are incorporated herein by reference; and

WHEREAS, Should the SFMTA designate any other capital projects for receipt of all or a portion of the LCTOP funds, the Agency shall conduct appropriate environmental review prior to approving such capital projects; and

WHEREAS, The SFMTA Board of Directors wishes to delegate authorization to execute the necessary LCTOP documents and any amendments thereto to the Director of Transportation or his designee; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors adopts the Transit Effectiveness Project (TEP) Final Environmental Impact Report (FEIR) California Environmental Quality Act (CEQA) findings as its own, and to the extent the above actions are associated with any mitigation measures, the SFMTA Board of Directors adopts those measures as conditions of this approval; a copy of the Planning Commission Resolution, the CEQA findings, and the CEQA determination are on file with the Secretary to the SFMTA Board of Directors, and may be found in the records of the Planning Department, and are incorporated herein by reference; and, be it further

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation, or his designee, to approve a program of projects, to execute the required Certifications and Assurances for all transit projects funded by the Low Carbon Transit Operations Program for Fiscal Year 2020-21, including any amendments to such documents, with the California Department of Transportation; and be it further

RESOLVED, That the SFMTA Board of Directors authorizes the SFMTA to comply with all conditions and requirements set forth in the Certification and Assurances and applicable statutes, regulations and guidelines for all transit projects funded by the Low Carbon Transit Operations Program for Fiscal Year 2020-21.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of April 20, 2021.



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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency