

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 15-073

WHEREAS, The Metropolitan Transportation Commission (MTC) has established a Lifeline Transportation Program (LTP) to assist in funding projects that 1) are intended to result in improved mobility for low-income residents of the nine San Francisco Bay Area counties, 2) are developed through a collaborative and inclusive planning process, and 3) are proposed to address transportation gaps and/or barriers identified through a substantive community-based transportation plan or are otherwise based on a documented assessment of needs; and

WHEREAS, MTC has adopted principles, pursuant to MTC Resolution No. 4159, to guide implementation of the LTP for the three-year period from Fiscal Year 2013-14 through Fiscal Year 2015-16, and has designated the County Congestion Management Agency (CMA) in each of the nine Bay Area counties to help with recommending project selections and project administration; and

WHEREAS, MTC has designated the San Francisco County Transportation Authority (SFCTA), the CMA for the City and County of San Francisco (San Francisco), to assist with the LTP in San Francisco on behalf of MTC; and

WHEREAS, The SFCTA conducted a competitive call for projects for the LTP in San Francisco; and

WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) submitted the Expanding Late Night Transit Service to Communities in Need, Potrero Hill Pedestrian Safety and Transit Stop Improvements, and Van Ness Bus Rapid Transit projects in response to the competitive call for projects; and

WHEREAS, The SFCTA has confirmed that the SFMTA's proposed projects, described more fully in Enclosure 2 to this Resolution, attached to and incorporated herein as though set forth at length, is consistent with the LTP goals as set out in MTC Resolution No. 4159; and

WHEREAS, The SFCTA, after review, recommends SFMTA's proposed projects, described more fully in Enclosure 2 to this Resolution, be funded in part under the LTP; and

WHEREAS, The SFMTA agrees to meet project delivery and obligation deadlines, comply with funding conditions placed on the receipt of funds allocated to the LTP, provide for the required local matching funds, and satisfy all other conditions set forth in MTC Resolution No. 4159; and

WHEREAS, On May 15, 2012, the Municipal Transportation Agency Board of Directors adopted Resolution No. 12-070, which identified and endorsed the Locally Approved Alternative (LPA) for the Van Ness Avenue Bus Rapid Transit Project, "The Center-running BRT with Right Side Boarding Platforms Single Median and Limited Left Turns" (Van Ness BRT Project), for further analysis in the Final Environmental Impact Statement/Environmental Impact Report (EIS/EIR); and,

WHEREAS, The San Francisco County Transportation Authority (SFCTA) Board certified the EIS/EIR as adequate, accurate and objective and reflecting the independent judgment of the SFCTA on September 10, 2013; and,

WHEREAS, On September 17, 2013, the San Francisco Municipal Transportation Agency (SFMTA) Board, acting as a responsible agency under CEQA, adopted Resolution No. 13-214, in which it considered the Van Ness BRT Project Final EIS/EIR, adopted findings under CEQA, the CEQA Guidelines, and Chapter 31 of the Administrative Code (Van Ness BRT Project CEQA Findings), including a statement of overriding considerations and a Mitigation Monitoring and Reporting Program, and approved the locally preferred alternative with the Vallejo North Station Variant for the Van Ness BRT Project, which Resolution and Van Ness BRT Project CEQA Findings, including the statement of overriding considerations, and MMRP, are on file with the Secretary to the SFMTA Board of Directors and are incorporated in this Resolution by this reference; and

WHEREAS, As part of SFMTA Board Resolution No.13-214, the SFMTA Board authorized the Director of Transportation to direct staff to continue with obtaining necessary approvals and to carry out the actions to implement the Van Ness BRT Project; and,

WHEREAS, On December 20, 2013, the Federal Transit Administration issued a Record of Decision for the Van Ness BRT Project, determining that the requirements of the National Environmental Policy Act (NEPA) have been met through the Final EIS/EIR and process; and,

WHEREAS, The SFMTA will not proceed with any of the other projects until there has been complete compliance with the CEQA State Guidelines (14 California Code of Regulations Section 1500 et seq.), the City's Environmental Quality Regulations (San Francisco Administrative Code Section 31) and, if relevant, the National Environmental Policy Act (NEPA), 42 USC Section 4-1 et seq., and the applicable regulations thereunder; if any of the projects are found to cause significant adverse impacts, the SFMTA retains absolute discretion to: (1) modify the project to mitigate significant adverse environmental impacts, (2) select feasible alternatives which avoid significant adverse impacts of the project, (3) require the implementation of specific measures to mitigate the significant adverse environmental impacts of the project, as identified upon environments evaluation in compliance with CEQA and the City's Environmental Quality Regulations, (4) reject the project as proposed if the economic and social benefits of the project do not outweigh otherwise unavoidable significant adverse impacts of the project, or (5) approve the project upon a finding that the economic and social benefits of the project outweigh otherwise unavoidable significant adverse impacts; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors has considered the Van Ness BRT Project Final EIS/EIR, the TEP Final EIR, the CEQA Findings that were previously adopted by the SFMTA Board for the Van Ness BRT Project, including, without limitation, the statements of overriding considerations and mitigation monitoring and reporting programs, and adopts the CEQA Findings as its own; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors finds and determines that no substantial changes have occurred with respect to the circumstances under which the project analyzed in the Van Ness BRT Project Final EIS/EIR will be undertaken that would require major revisions to the Van Ness BRT Project Final EIS/EIR due to the involvement of new significant environmental effects, or a substantial increase in the severity of effects identified in the Van Ness BRT Project Final EIS/EIR; and be it

FURTHER RESOLVED, That the SFMTA Board of Directors authorizes the SFMTA, through its Director of Transportation (or his designee), to request that MTC program \$11,332,768 in Fiscal Year 2014, 2015 and 2016 Lifeline Transportation Program grant funds for the Expanding Late Night Transit Service to Communities in Need, Potrero Hill Pedestrian Safety and Transit Stop Improvements, and Van

Ness BRT projects; and acknowledge and adhere to procedures and conditions set forth by MTC for programming and allocation of such funds; and be it

FURTHER RESOLVED, That staff of The SFMTA shall forward a copy of this Resolution, and such other information as may be required, to MTC, the SFCTA, and such other agencies as may be appropriate; and be it.

FURTHER RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation (or his designee) to execute any and all agreements necessary to complete the transfer of funds.

I certify that the foregoing resolution was adopted by San Francisco Municipal Transportation Agency Board of Directors at its meeting of May 19, 2015.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency