

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 230418-034

WHEREAS, The current Powered Scooter Share Program Permit for 2021-2022 began on July 1, 2021. The SFMTA issued permits to three companies, Spin, Bird (formerly Scoot), and Lime to operate for a one-year term, beginning July 1, 2021; and,

WHEREAS, The current Powered Scooter Share Permit Program incorporates lessons learned from the 12-month Powered Scooter Share Pilot as well as the City's 18-month Stationless Bikeshare Permit Program to create a more useful, safe, and equitable citywide program with stronger guidance and clearer requirements around key issues such as the distribution of devices, operational sustainability, community engagement processes, and data sharing, and accountability standards; and,

WHEREAS, The Director of Transportation recently issued a new policy directive with updated requirements for scooter fleet expansion to ensure that, as the scooter program continues, enforcement of scooter parking and sidewalk riding will continue to be a high priority; and,

WHEREAS, SFMTA has engaged a consultant to evaluate the current program; and,

WHEREAS, Past scooter program evaluations found that the program aligned with SFMTA Strategic Goals and the San Francisco Transit First Policy; and,

WHEREAS, Staff has determined that a one-year permit term extension will allow SFMTA staff time to conduct a full program evaluation, create an updated scooter permit program, solicit feedback from stakeholders on key program changes, and propose a revised program to the SFMTA Board; and,

WHEREAS, The California Environmental Quality Act (CEQA) applies to "projects" that have the potential for resulting in either a direct physical change in the environment, or a reasonable, foreseeable indirect change in the environment; and,

WHEREAS, On April 7, 2023, the SFMTA, under authority delegated by the Planning Department, determined that the proposed Transportation Code legislation is not defined as a "project" under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors, and is incorporated herein by reference; and be it further

RESOLVED, That the San Francisco Municipal Transportation Agency adopts legislation to amend the Transportation Code, Division II, Section 916(d)(5) to add sidewalk riding detection technology requirements to the scooter program effective September 1, 2023; and suspends the requirement in the Transportation Code that the duration of Powered Scooter Share Program permit terms be up to two years, and authorizes the Director of Transportation, or the Director's designee, to extend the current permits by one year to June 30, 2024.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of April 18, 2023.



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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

[Transportation Code – Powered Scooter Share Program]

**Resolution amending the Transportation Code to revise the permit requirements for the Powered Scooter Share Permit Program to require all scooters deployed as part of the Program to be equipped with sidewalk riding detection technology effective September 1, 2023; and suspending the requirement in the Transportation Code that the duration of Powered Scooter Share Program permit terms be up to two years and authorizing the Director of Transportation, or the Director’s designee, to extend the current permits by one year to June 30, 2024.**

NOTE: Additions are single-underline Times New Roman;  
deletions are ~~strike-through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Article 900 of Division II of the Transportation Code is hereby amended by revising Section 916 to read as follows:

**SEC. 916. POWERED SCOOTER SHARE PROGRAM.**

\* \* \* \*

**(d) General Permit Requirements for Powered Scooter Share Program Permits.**

\* \* \* \*

**(5) To be eligible and qualified to obtain a Powered Scooter Share Program**

Permit, a Powered Scooter Share Program Operator shall agree to, as applicable, the following minimum requirements:

\* \* \* \*

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(T) Sidewalk Riding Detection Technology.

(i) Effective September 1, 2023, all devices deployed in the Powered Scooter Share Program must be enabled with all the following sidewalk riding detection technologies:

- a. GPS location-based technology that detects mounting or riding on the sidewalk.
- b. Technology to emit continuous and audible messages to riders when mounting or riding on the sidewalk, either through the scooter or mobile device application. The scooter or application message must give an audible message such as “No Sidewalk Riding.”
- c. Technology to analyze and provide an end-of-trip performance report informing the rider of any possible riding violations.
- d. Technology to implement geofencing restrictions in areas designated by the SFMTA.

(ii) Effective September 1, 2023, in addition to the requirements in subsection (d)(5)(T)(i) above, all devices deployed in the Powered Scooter Share Program must be equipped with at least one of the following additional sidewalk riding detection technologies:

- a. Camera-based detection technology that detects mounting or riding on the sidewalk.
- b. Gyroscopes, accelerometers, or other similar methods of detecting patterns of vibration typical of mounting or riding on the sidewalk.
- c. Active deceleration of the scooter upon mounting or riding on the sidewalk to a speed of 3 miles per hour within a ten-second period, accompanied by directions to the rider to get off the sidewalk or to come to a complete stop.
- d. A second GPS-based device, or additional GPS signal processing, that allows the permittee to determine the location of a scooter within a meter or less of the scooter’s location.
- e. Sidewalk riding detection technology equivalent to the above technologies as approved by SFMTA staff.

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(iii) Monthly Report. Effective October 1, 2023, Scooter Share permittees must provide a monthly sidewalk riding report to SFMTA in a form designated by staff.

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Section 2. Powered Scooter Share Program Permit Term. For Powered Scooter Share Program permits issued in 2021, the San Francisco Municipal Transportation Authority Board suspends the requirement in Transportation Code, Division II, Section 916(a)(2), that the duration of Powered Scooter Share Program permit terms be up to two years, and authorizes the Director of Transportation, or the Director's designee, to extend the current permits to no later than June 30, 2024.

Section 3. Effective Date. This resolution shall become effective 31 days after enactment. Enactment occurs when the San Francisco Municipal Transportation Agency Board of Directors approves this resolution.

Section 4. Scope of Resolution. In enacting this resolution, the San Francisco Municipal Transportation Agency Board of Directors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, letters, punctuation marks, charts, diagrams, or any other constituent parts of the Transportation Code that are explicitly shown in this resolution as additions or deletions in accordance with the "Note" that appears under the official title of the resolution.

APPROVED AS TO FORM:  
David Chiu, City Attorney

By:   
LILLIAN A. LEVY  
Deputy City Attorney

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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency