

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 240806-097

WHEREAS, On June 18, 2024, the Board of Supervisors (BOS) passed Ordinance No. 130-24 amending Division I of the Transportation Code to waive fees for Qualifying Neighborhood Outdoor Events that involve special event street closures approved by the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT); and

WHEREAS, Fees waived for Qualifying Neighborhood Outdoor Events are meant to support outdoor events, which serve as economic catalysts by attracting visitors to local businesses, thereby stimulating economic activity and generating revenue for the city through increased tourism and commerce; and

WHEREAS, San Francisco Charter Section 8A.102(b) provides the San Francisco Municipal Transportation Agency (SFMTA) with exclusive authority to set fares, rates, fees, fines, penalties and charges for services provided or functions performed by the SFMTA; and

WHEREAS, The Board of Supervisors in Ordinance No. 130-24 urged the SFMTA to waive any and all SFMTA fees associated with Qualifying Neighborhood Outdoor Events; and

WHEREAS, Staff recommends amending Transportation Code, Division II, Section 902 to authorize the Director of Transportation to waive all SFMTA fees associated with events determined to be eligible for fee waivers as Qualifying Neighborhood Outdoor Events, and

WHEREAS, Given the fiscal outlook of the SFMTA, staff recommend the inclusion of a sunset date of June 30, 2027, allowing the SFMTA Board to review the program and consider it in the context of the FY 2027 and 2028 budget; and

WHEREAS, On July 8, 2024, the SFMTA, under authority delegated by the Planning Department, determined that the proposed special event fee waiver is not a project under Section 21065 of the California Environmental Quality Act (CEQA) and Sections 15060(c) and 15378(b) of the CEQA Guidelines; 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; now, therefore be it

RESOLVED, The San Francisco Municipal Transportation Agency Board of Directors amend Transportation Code, Division II, Section 902 to authorize the Director of Transportation to waive all SFMTA fees associated with events determined to be eligible for fee waivers as Qualifying Neighborhood Outdoor Events, with the authorization to expire on June 30, 2027.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of August 6, 2024.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code – Authorization for Director of Transportation to Waive Fees for Qualifying Neighborhood Outdoor Events]

Resolution amending Division II of the Transportation Code to authorize the Director of Transportation to waive fees for Qualifying Neighborhood Outdoor Events.

NOTE: Additions are in *single-underline italics Times New Roman font*.
Deletions are in *strike-through italics Times New Roman font*.
Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.

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 902, to read as follows:

SEC. 902. GENERAL PERMIT CONDITIONS.

The following general provisions apply to all permits issued under this Article 900.

* * * *

(h) Fee Waiver; Qualifying Neighborhood Outdoor Events. The Director of Transportation is authorized to waive all SFMTA fees associated with events determined to be eligible for fee waivers as Qualifying Neighborhood Outdoor Events, including those established in Article 300 and this Article 900, consistent with Division I, Section 6.17 of the Transportation Code. This subsection (h) shall expire by operation of law at the end of the day on June 30, 2027. Upon its expiration, the City Attorney is authorized to cause this subsection to be removed from the Transportation Code.

Section 2. 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 3. 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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