

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS
RESOLUTION No. 16-027

WHEREAS, SFMTA, through a third-party vendor, currently offers customers the option to enroll in a program for community service in-lieu of payment or a payment plan for outstanding citations; and

WHEREAS, SFMTA has entered into a new contract with JBR Partners, Inc. to administer the community service program effective April 4, 2016 and SFMTA will take over processing payment plans in conjunction with this change; and

WHEREAS, Under the current program, customers pay SFMTA a \$27.00 flat fee and then pay a second, sliding scale fee directly to third-party vendor to cover their costs; and

WHEREAS, Under the new contract, SFMTA will collect a single fee from the customer and reimburse the vendor for their costs on a quarterly basis; and

WHEREAS, The proposed revision to the existing community service processing fee and adding a payment plan processing fee for parking and transit violation fines and penalties is subject to the California Environmental Quality Act (CEQA); the CEQA Guidelines provide an exemption from environmental review for the establishment, modification, structuring, restructuring or approval of rates, tolls, and other charges, if these rates, tolls, and other charges will be used to meet operating expenses, including employee wage rates and fringe benefits, or purchase or lease of supplies, equipment, or materials. (Cal. Code Regs., Tit. 14, § 15273.); and,

WHEREAS, On November 23, 2015, SFMTA, under authority delegated by the Planning Department, determined that the proposed revision to the existing community service processing fee and adding a payment plan processing fee for parking and transit violation fines and penalties is statutorily exempt from environmental review under Title 14 of the California Code of Regulations Section 15273; the proposed action is the Approval Action as defined by the S. F. Administrative Code Chapter 31; and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors, and may be found in the records of the Planning Department at 1650 Mission Street in San Francisco, and are incorporated herein by reference; now, therefore be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends San Francisco Transportation Code Division II to revise the existing community service processing fee and add a payment plan processing fee for parking and transit violation fines and penalties.

I certify that the foregoing resolution was adopted by the Municipal Transportation Agency Board of Directors at their meeting of March 1, 2016.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

RESOLUTION 16-027

[Transportation Code – Community Service and Payment Plan Processing Fees]

Resolution amending the Transportation Code to revise the existing community service processing fee and add a payment plan processing fee for parking and transit violation fines and penalties.

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 300 of Division II of the Transportation Code is hereby amended by revising Section 311, to read as follows:

Sec. 311. ~~REQUEST FOR~~ COMMUNITY SERVICE AND PAYMENT PLAN PROCESSING FEES.

(a) A fee to reimburse the SFMTA for costs associated with processing requests for community service in-lieu of payment for parking or transit violation citations. The amount for this fee shall be as set forth below ~~\$26.00 effective July 1, 2014 and \$27.00 effective July 1, 2015.~~

<u>Total Outstanding Fine/Penalty Amount</u>	<u>Processing Fee</u>
<u>\$50-\$400</u>	<u>\$75</u>
<u>\$401-\$800</u>	<u>\$100</u>
<u>\$801-\$1,000</u>	<u>\$150</u>

(ba) A fee to reimburse the SFMTA for costs associated with establishing a payment plan for parking or transit violation citations. The amount for this fee shall be \$60.

Section 2. Effective Date. This ordinance shall become effective 31 days after enactment. Enactment occurs when the San Francisco Municipal Transportation Agency Board of Directors approves this ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, 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 ordinance as additions or deletions in accordance with the "Note" that appears under the official title of the ordinance.

APPROVED AS TO FORM:
DENNIS J. HERRERA, City Attorney

By: _____
JOHN I. KENNEDY
Deputy City Attorney

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of March 1, 2016.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency