

THIS PRINT COVERS CALENDAR ITEM NO. : 10.5

**SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY**

DIVISION: Finance and Information Technology

BRIEF DESCRIPTION:

Adding Transportation Code, Division II, Article 300 (Fines and Fees) Section 316 to establish a fee to reimburse the SFMTA for costs incurred for posting temporary no-parking signs for Special Events, Film Production, and Residential or Commercial Moves.

SUMMARY:

- The San Francisco Police Department (SFPD), using SFPD officers working overtime, currently posts temporary no-parking signs for special events and residential or commercial moves.
- These signs are required to be posted in order to inform the public that vehicles parked during posted no-parking times will be towed.
- The SFPD has requested that the SFMTA assume responsibility for posting these signs as soon as possible; however, there are labor and operational costs to the SFMTA that necessitate a cost recovery fee be imposed for these services.
- The SFMTA Sign Shop will be assuming these responsibilities.
- The proposed base fee for FY 2013 is \$163 and \$167 for FY 2014, and will capture 71% of SFMTA costs (not fully cost recovery).

ENCLOSURES:

1. SFMTAB Resolution
2. Transportation Code Modification

APPROVALS:

DATE

DIRECTOR _____ 10/10/12

SECRETARY _____ 10/10/12

ASSIGNED SFMTAB CALENDAR DATE: October 16, 2012

PURPOSE

Adding Transportation Code, Division II, Article 300 (Fines and Fees) Section 316 to establish a fee to reimburse the SFMTA for costs incurred for posting temporary no-parking signs for Special Events, Film Production, and Residential or Commercial Moves.

GOAL

The proposed action would address the following SFMTA Strategic Plan goal: Goal 3 – Improve the environment and quality of life in San Francisco.

DESCRIPTION

The San Francisco Police Department (SFPD), using SFPD officers working overtime, currently posts temporary no-parking signs for special events and residential or commercial moves. In addition, the SFPD is occasionally asked to assist in posting signs for film production. These signs are required to be posted in order to inform the public that vehicles parked during posted no-parking times will be towed. The SFPD charges cost recovery fees to the public for providing this service.

The SFPD has requested that the SFMTA assume responsibility for posting these signs as soon as possible; however, there are labor and operational costs to the SFMTA that necessitate a cost recovery fee for these services be imposed. The proposed fees for FY2013 and FY2014 are listed below:

SFMTA Temporary No-Parking Sign Posting Fees:

Number of Signs Posted	Current SFPD Fees	SFMTA Proposed FY 2013	SFMTA Proposed FY 2014
1 to 4	\$158.28	\$163	\$167
5 to 9	\$211.04	\$217	\$223
10 to 15	\$263.80	\$271	\$278
16 to 21	\$316.56	\$325	\$334
22 to 28	\$369.32	\$379	\$389
29 to 35	\$422.08	\$433	\$445
36 to 43	\$474.84	\$488	\$501
44 to 51	\$527.60	\$542	\$557
52 or more	NA	\$10.00 for each additional sign	\$10.25 for each additional sign

ALTERNATIVES CONSIDERED

The SFMTA considered contracting out for these services as part of a larger effort to centralize all temporary no-parking sign posting, including assuming construction work sign posting and developing a website to track all temporary no-parking sign postings. However, costs for this alternative proved to be both cost prohibitive and hard to predict. The decision was made instead to focus on the immediate need to relieve the SFPD of its sign posting duties so that SFPD officers would no longer be performing this administrative task, and enable the SFMTA to gain experience and track SFMTA labor and other costs for possible future expansion of these duties.

FUNDING IMPACT

Funding for this task will be from the SFMTA's operating budget. The fee schedule has been established to enable the SFMTA to recoup projected annual costs of approximately \$2.3 million. Fees for Fiscal Year 2013 will recoup 71% of these fees, with incremental increases that will result in full recovery in the fifth year of the program.

PUBLISHED NOTICE AND PUBLIC HEARING

Pursuant to Charter Section 16.112 and the Rules of Order of the Board of Directors, advertisements were placed in the City's official newspaper to provide notice that the Board of Directors will hold a public hearing on October 16, 2012, to consider the above modifications. In compliance with these requirements, the advertisement ran in the San Francisco Examiner for a five-day period beginning on September 26, 2012.

OTHER APPROVALS RECEIVED OR STILL REQUIRED

Increases to fees, rates, fines and charges are subject to environmental review under the California Environmental Quality Act (CEQA). Under the authority granted by the Planning Department, SFMTA staff determined that imposing fees for posting temporary no-parking signs for special events, film production, and residential or commercial moves is statutorily exempt from environmental review under California Public Resources Code section 21080(b)(8) and CEQA implementing guidelines, Title 14 of the California Code of Regulations section 15273, because the increases will be used to meet operating expenses including employee wage rates and fringe benefits, or to purchase or lease supplies, equipment, or materials.

RECOMMENDATION

Amending Transportation Code, Division II, Article 300 (Fines and Fees) Section 316 to establish a fee to reimburse the SFMTA for costs incurred for posting temporary no-parking signs for Special Events, Film Production, and Residential or Commercial Moves.

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. _____

WHEREAS, The San Francisco Police Department (SFPD), using SFPD officers working overtime, currently posts temporary no-parking signs for special events, residential or commercial moves, and occasional film productions; and,

WHEREAS, These signs are required to be posted in order to inform the public that vehicles parked during posted no-parking times will be towed; and,

WHEREAS, The SFPD charges cost recovery fees to the public for providing this service; and,

WHEREAS, The SFPD has requested that the SFMTA assume responsibility for posting these signs as soon as possible; however, there are labor and operational costs to the SFMTA that necessitate a cost recovery fee for these services be imposed; and,

WHEREAS, Pursuant to Charter Section 16.112 and the Rules of Order of the Board of Directors, advertisements were placed in the City's official newspaper for a five-day period beginning on September 26, 2012, to provide notice that the Board of Directors will hold a public hearing on October 16, 2012, to consider the above modifications; and,

WHEREAS, The proposed modification to the Transportation Code is subject to environmental review under the California Environmental Quality Act (CEQA); and,

WHEREAS, The SFMTA, under the authority granted by the Planning Department, determined that imposing fees for posting temporary no-parking signs for special events, film production, and residential or commercial moves is statutorily exempt from environmental review under California Public Resources Code section 21080(b)(8) and CEQA implementing guidelines, Title 14 of the California Code of Regulations section 15273, because the increases will be used to meet operating expenses including employee wage rates and fringe benefits, or to purchase or lease supplies, equipment, or materials; and,

WHEREAS, A copy of the SFMTA's determination is on file in the Office of the SFMTA Board of Directors; and,

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends Transportation Code, Division II, Article 300 (Fines and Fees) Section 316 to establish a fee to reimburse the SFMTA for costs incurred for posting temporary no-parking signs for Special Events, Film Production, and Residential or Commercial Moves.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of October 16, 2012.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code - Temporary No-Parking Sign Posting Fee]

Resolution adding Transportation Code, Division II, Article 300 (Fines and Fees) Section 316 to establish a fee to reimburse the SFMTA for costs incurred for posting temporary no-parking signs for Special Events, Film Production, and Residential or Commercial Moves.

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 adding Section 316, to read as follows:

SEC. 316. TEMPORARY NO-PARKING SIGN POSTING FEE.

A fee to reimburse the SFMTA for costs incurred for posting temporary no-parking signs for Special Events, Film Production, and Residential or Commercial Moves based on the number of signs posted. The fee shall be as follows:

Table 316: TEMPORARY NO-PARKING SIGN POSTING FEE SCHEDULE

<u>Number of Signs Posted</u>	<u>FY 2013</u>	<u>FY 2014</u>
<u>1 to 4</u>	<u>\$163</u>	<u>\$167</u>
<u>5 to 9</u>	<u>\$217</u>	<u>\$223</u>
<u>10 to 15</u>	<u>\$271</u>	<u>\$278</u>
<u>16 to 21</u>	<u>\$325</u>	<u>\$334</u>
<u>22 to 28</u>	<u>\$379</u>	<u>\$389</u>

<u>Number of Signs Posted</u>	<u>FY 2013</u>	<u>FY 2014</u>
<u>29 to 35</u>	<u>\$433</u>	<u>\$445</u>
<u>36 to 43</u>	<u>\$488</u>	<u>\$501</u>
<u>44 to 51</u>	<u>\$542</u>	<u>\$557</u>
<u>52 or more</u>	<u>\$10.00 for each additional sign</u>	<u>\$10.25 for each additional sign</u>

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 October 16, 2012.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency