

1 [Parking and Transit Violation Citation Overpayments - Transfer to the General Fund - Up to  
2 \$4,000,000]

3 **Resolution approving a transfer up to \$4,000,000 to the General Fund for overpayments**  
4 **and duplicate payments received by the City for parking and transit violations issued**  
5 **between January 1, 1994, and June 30, 2016.**

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7 WHEREAS, In November 2017, the San Francisco Municipal Transit Agency (SFMTA)  
8 identified and publicly noticed approximately \$600,000 in unclaimed funds for overpayments  
9 and duplicate payments received by the City for parking and transit violations issued between  
10 January 1, 1994, to June 30, 2014, that are currently held in SFMTA's Municipal

11 Transportation Fund, to the General Fund for the City and County of San Francisco; and

12 WHEREAS, Accounts less than \$15 or with no corresponding name are eligible for  
13 escheatment within one year and are not required to be posted; and

14 WHEREAS, SFMTA identified approximately \$13,000 in overpayments less than \$15  
15 and without a corresponding name through June 30, 2016; and

16 WHEREAS, Approximately \$3,400,000 in unclaimed funds has been carried forward  
17 from 2016 due to a higher than expected amount for overpayment accounts than was  
18 originally approved by the Board of Supervisors for transfer to the City's General Fund; and

19 WHEREAS, California Government Code, Sections 50050, et seq. authorize the San  
20 Francisco Board of Supervisors to transfer unclaimed funds, that have remained unclaimed  
21 for three or more years, to the City's General Fund after required notice is posted, indicating  
22 that the money will become the property of the City on a designated date not less than 45  
23 days nor more than 60 days after the first publication of the notice; and

1           WHEREAS, Unclaimed funds in accounts with no corresponding customer name or in  
2 an amount less than \$15 can be transferred after one year by the San Francisco Board of  
3 Supervisors to the City’s General Fund; and

4           WHEREAS, SFMTA, under the authority delegated by the City Treasurer as provided  
5 by state law, posted the required notice on November 16, 2017, and November 23, 2017, in  
6 the City’s official newspaper to provide an opportunity for the public to claim a refund of any  
7 identified overpayment or duplicate payment made between January 1, 1994, to June 30,  
8 2014, and notice to the public that any remaining unclaimed money would become the City’s  
9 property on December 14, 2017; and

10          WHEREAS, Additional announcements were made in various social media and news  
11 outlets; and

12          WHEREAS, Claim forms to request a refund were made available on the SFMTA  
13 website or by phone; and

14          WHEREAS, The deadline to file a claim to request a refund expired on December 14,  
15 2017; and

16          WHEREAS, On January 17, 2018, SFMTA, under authority delegated by the Planning  
17 Department, determined that the transfer of an amount of unclaimed overpayments from  
18 parking and transit violations to the General Fund of the City and County of San Francisco is  
19 not defined as a “project” under the California Environmental Quality Act pursuant to Title 14  
20 of the California Code of Regulations, Sections 15060(c) and 15378(b).

21          WHEREAS, The San Francisco Municipal Transportation Agency Board of Directors  
22 approved Resolution No. 180403-050 on April 3, 2018, requesting Board of Supervisors  
23 approval to transfer these funds, on file with the Clerk of the Board of Supervisors in File No.  
24 180458, which is hereby declared to be a part of this resolution as if set forth fully herein; now,  
25 therefore, be it

1           RESOLVED, That the Board of Supervisors approves the transfer of up to \$4,000,000  
2 in unclaimed funds for overpayments and duplicate payments received by the City for parking  
3 and transit violations issued between January 1, 1994, and June 30, 2016, that are currently  
4 held in the SFMTA’s Municipal Transportation Fund to the General Fund for the City and  
5 County of San Francisco.

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