

MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS
CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION No. 14-121

WHEREAS, The SFMTA has extensive real estate assets located throughout San Francisco, including garages, maintenance facilities, and support poles for overhead traction power lines; and

WHEREAS, Requests from telecommunication companies to place wireless telecommunication antennae and equipment on said SFMTA assets have greatly increased as due to rising public demand for increased wireless communications infrastructure; and

WHEREAS, Formal policies that provide rules, guidance and procedures to be consistently applied in considering applications to install telecommunications antennae and equipment on SFMTA facilities and poles are necessary to ensure that all applicants are treated equally, that the needs of Muni transit operations are given priority consideration and kept free from interference, and that the SFMTA retains control of its assets to best serve the public interest; and

WHEREAS, To ensure those policies are consistently implemented and provide administrative efficiencies, it is desirable to adopt a Master License Agreement that sets forth standard terms and conditions that will be common to all agreements authorizing installation of telecommunications antennae and equipment on SFMTA poles; and

WHEREAS, Charter Section 16.112 and Section 10 of the SFMTA Board of Directors' Rules of Order, required an advertisement in the City's official newspaper to provide notice of public hearing to consider this Resolution, and an advertisement was placed but fell short of the required advance notice period by two days; and

WHEREAS, Adoption of the policy and form Master License Agreement is categorically exempt under the California Environmental Quality Act (CEQA) Guidelines Section 15060(c)(2), and specific equipment proposed to be installed on poles will be reviewed for each separate installation; and

WHEREAS, The proposed action is an Approval Action as defined by the S. F. Administrative Code Chapter 31; now, therefore be it

RESOLVED, That the SFMTA Board of Directors finds that its adoption and the SFMTA's implementation of the Policy for Placement of Wireless Facilities on SFMTA Owned and Managed Real Estate Assets and the form Master License Agreement are categorically exempt under the California Environmental Quality Act (CEQA) Guidelines Section 15060(c)(2); and be it further

RESOLVED, That the SFMTA Board of Directors adopts the "Policy for Placement of Wireless Facilities on SFMTA Owned and Managed Real Estate Assets", including review process and fees, and approves the form "Master License Agreement for Placement of Pole-Mounted Wireless Facilities on SFMTA-Owned Poles"; and be it further

RESOLVED, That the Director of Transportation is authorized to execute Master License Agreements with wireless telecommunications companies to authorize the installation of telecommunications antennae and equipment on SFMTA poles, as long as the terms and conditions of said Master License Agreement(s) are in all material respects in accordance with or substantially identical to those set out in the approved form Master License Agreement attached to this Resolution, with the exception of the insurance provisions which may vary but are subject to the approval of the City's Risk Manager; and be it further

RESOLVED, That the Board of Director's waives Section 10 of the SFMTA Board of Directors' Rules of Order as to notice of this action, and further determines that 18-days notice to the public of the matters addressed and actions approved herein meets the intent of public notification; and be it further

RESOLVED, That Director of Transportation, and any person to whom the Director of Transportation may delegate said authority, is authorized to execute Pole Licenses issued under and subordinate to an approved Master License Agreement;

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting July 15, 2014.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency