

REVISED LEGISLATIVE DIGEST – 3/4/08

[Establishing a Procedure for Board of Supervisors Review of Specified SFMTA Decisions.]

Ordinance amending Division I of the San Francisco Transportation Code to establish a procedure for Board of Supervisors review of specified SFMTA decisions.

Existing Law

This provision is new.

Amendments to Current Law

Article 12 establishes a procedure for Board of Supervisors review of final SFMTA decisions to install, not install, or remove a stop sign or bicycle lane, to limit parking to a short-term duration, to designate a blue zone or other parking space for disabled persons, to create or eliminate a residential parking permit area, or to create a Parking Meter Zone.

The review procedure is as follows:

- Any person who is a City resident or who is the owner of real property or a business located in the City may submit a Request for Review to the Clerk of the Board of Supervisors within fifteen business days after a Final MTA Decision is posted on the MTA website accompanied by a filing fee.
- After submission of a Request for Review, if either (1) a member of the Board of Supervisors requests the Clerk to schedule a hearing before the full Board of Supervisors, or (2) a petition is submitted to the Clerk signed by a required number of City residents, or property owners, or business owners located in the City within fifteen business days, the Clerk shall schedule a review hearing before the Board of Supervisors.
- The SFMTA shall either (1) submit an explanation of the criteria guiding its decision and the basis for its decision, or (2) make a presentation at the review hearing.
- Following the review hearing, the Board of Supervisors may affirm or reverse the Final MTA Decision.
- If the Board of Supervisors fails to act within sixty days of the submission of a Request for Review, the Final MTA Decision shall stand.

Background Information

The impetus for this legislation was the passage of Proposition A by the voters in November, 2007. Prop. A makes the SFMTA responsible for the management of parking and traffic functions within the City and gives the SFMTA exclusive authority to adopt regulations to control vehicle, bicycle and pedestrian traffic. Prop. A also provides that the Board of Supervisors may, by ordinance, establish a procedure by which the public may seek Board of Supervisors review of certain SFMTA decisions.