

1 [Updating Infill Opportunity Zone for Congestion Management Planning]

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3 **Resolution updating the area designated as an Infill Opportunity Zone for Congestion**  
4 **Management Planning in the City and County of San Francisco under California**  
5 **Government Code, Section 65088 et seq.**

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7 WHEREAS, State congestion management law requires Congestion Management  
8 Agencies (CMAs) to establish Level of Service (LOS) (private vehicle delay) standards for a  
9 designated countywide network of roadways; and

10 WHEREAS, State Senate Bill 1636 (Figueroa 2002) ("SB 1636") allowed local  
11 jurisdictions to designate eligible areas as Infill Opportunity Zones ("IOZs") to allow CMAs to  
12 utilize alternate methods to measure and mitigate roadway congestion within an IOZ instead  
13 of using traditional LOS measures, pursuant to California Government Code, Section 65088 et  
14 seq.; and

15 WHEREAS, The Board of Supervisors previously designated an IOZ (Resolution  
16 No. 494-09, File No. 091335) in December 8, 2009 ("previously designated IOZ") pursuant to  
17 the requirements for designating an IOZ set forth in SB 1636; and

18 WHEREAS, State Senate Bill 743 (Steinberg 2013) ("SB 743") revised the definition of  
19 "IOZ"; and

20 WHEREAS, The San Francisco County Transportation Authority ("Authority") identified  
21 the area eligible for designation as an IOZ in the City and County of San Francisco ("City")  
22 under SB 743 ("eligible area") in the map on file with the Clerk of the Board of Supervisors in  
23 File No. 240758, which is hereby declared to be a part of this Resolution as if set forth fully  
24 herein; and

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1           WHEREAS, The eligible area is on the whole larger than the previously designated  
2 IOZ, though some areas within the previously designated IOZ will no longer fall within an IOZ  
3 after updating the area designated as an IOZ in the City (“IOZ update”); and

4           WHEREAS, The previously designated IOZ no longer aligns with the current definition  
5 of “IOZ” set forth in California Government Code, Section 65088.1(e); and

6           WHEREAS, The IOZ update would allow the Authority, as Congestion Management  
7 Agency, to better support the City's Transit First Policy, land use planning efforts, compact  
8 land use pattern, and multimodal transportation system through Congestion Management  
9 Program (“CMP”) practices; and

10           WHEREAS, On December 19, 2023, the Planning Department determined that the IOZ  
11 update is consistent with the San Francisco General Plan (“General Plan”), and with the eight  
12 priority policies of Planning Code, Section 101.1 because: (1) it will directly support policy  
13 objectives of the General Plan, including, but not limited to, Objectives 3.B, 4.B, 4.C, 5.A, and  
14 5.B of the Housing Element and Objectives 1, 2, 3, 10, 11, 12, 14, 15, 18, and 19 of the  
15 Transportation Element; and (2) it will complement City efforts to promote infill housing,  
16 transit-oriented development, and mixed-use commercial developments in proximity to  
17 multimodal transportation infrastructure consistent with the City’s General Plan and priority  
18 policies; and

19           WHEREAS, A copy of the Planning Department determination is on file with the Clerk  
20 of the Board of Supervisors in File No. 240758, and is incorporated herein by reference; and

21           WHEREAS, The Board of Supervisors finds the eligible area, as identified in the map  
22 on file with the Clerk of the Board of Supervisors in File No. 240758, which is hereby declared  
23 to be part of this Resolution as set forth fully herein, to be eligible for designation as an IOZ;  
24 and

1           WHEREAS, The Board of Supervisors' eligibility finding is supported by analysis  
2 conducted by Authority staff, which is on file with the Clerk of the Board of Supervisors in File  
3 No. 240758, and which is hereby declared to be a part of this Resolution as if set forth fully  
4 herein; and

5           WHEREAS, Designating the eligible area as an IOZ would align San Francisco's IOZ  
6 with the current California Government Code, Section 65088 et seq. as amended by SB 743;  
7 now, therefore, be it

8           RESOLVED, That the Board of Supervisors finds that the IOZ update is, on balance,  
9 consistent with the General Plan; and, be it

10          FURTHER RESOLVED, That the eligible area is hereby designated an IOZ within the  
11 meaning of California Government Code, Section 65088 et seq.

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