



Image from <https://www.sfmta.com/projects/slow-streets-program>

SFMTA EMERGENCY PROJECTS

STATUTORY EXEMPTION

APPEAL HEARING



San Francisco
Planning

<p>COVID-19 Muni Bus Service Adjustments and Associated Stop, Street and Parking Changes</p>	<p>Lauren Bihl</p>
<p>COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes</p>	<p>Jenny Delumo</p>

Statutory Exemption Determination

Emergency Projects [CEQA section 15269(c) and section 21060.3]

- CEQA does not apply to actions necessary to prevent or mitigate an emergency
- Emergency defined as:
 - a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate attention to prevent or mitigate loss of, or damage to life, health, property, or essential public services

Mass Transit Projects [CEQA section 15275]

- CEQA does not apply to mass transit projects that would institute or increase passenger or commuter service on rail lines already in use.

COVID-19 Pandemic **Public Health Emergency**

Does COVID-19 meet the definition of an emergency?

While a pandemic is not explicitly listed in the Public Resources Code (section 21060.3), a sudden and unexpected event such as the COVID-19 pandemic falls within the category of events that would be considered an emergency

Statutory Exemption Determination

**COVID-19 Muni Bus Service
Adjustments and Associated
Stop, Street and Parking Changes**

**COVID-19 Muni Rail Service
Adjustments and Associated
Street and Parking Changes**

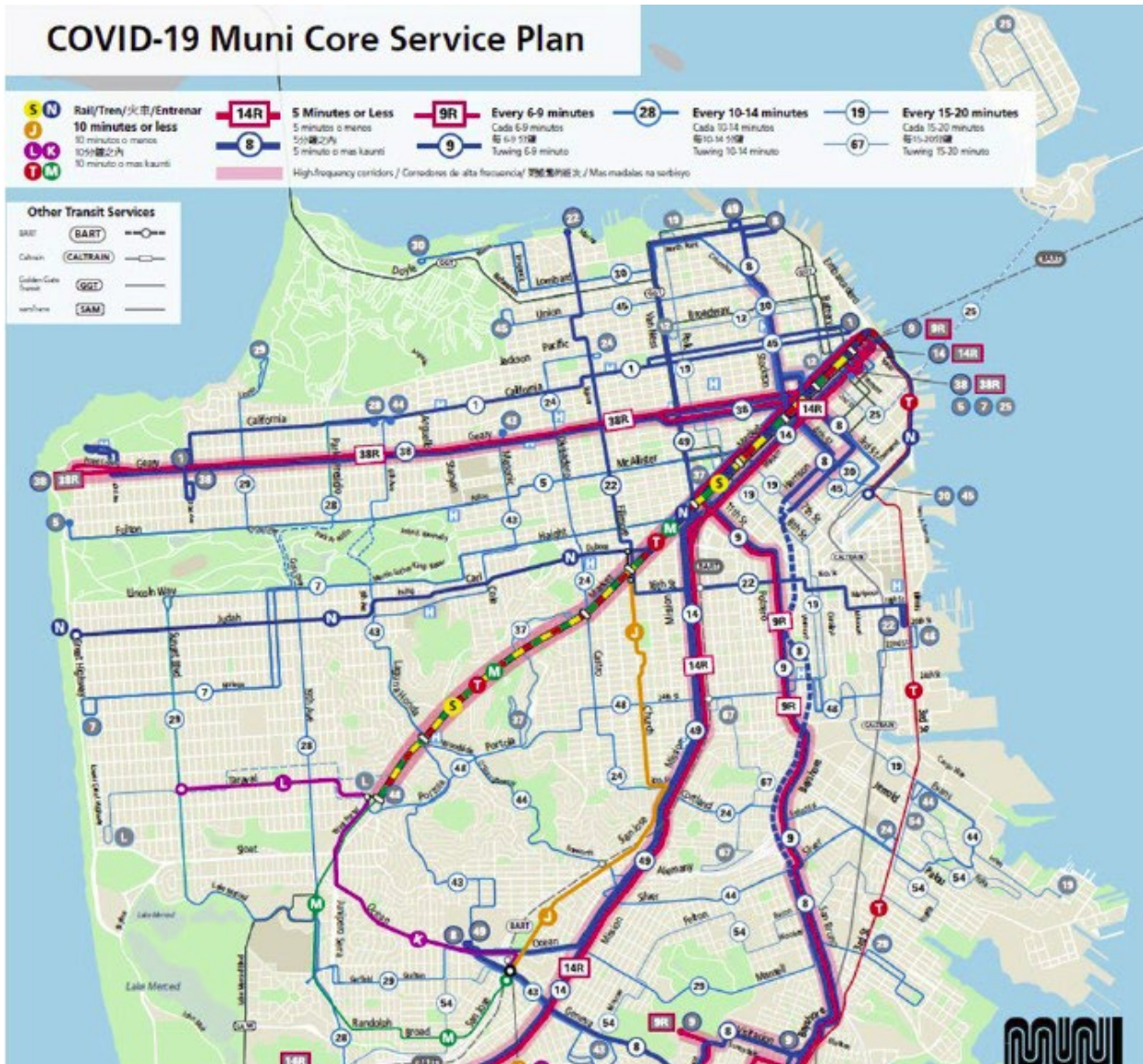
Do the projects meet the definition of an Emergency Project?

Both projects directly address a public health emergency in which it is necessary to maintain 6 feet of social distancing in order to mitigate the spread of disease

Do any CEQA Guidelines exclusions apply?

No exclusions apply to either project because they are mitigating an ongoing public health emergency and have been implemented with temporary infrastructure

COVID-19 Muni Bus Service Adjustments and Associated Stop, Street and Parking Changes - August 22nd, 2020



COVID-19 Muni Bus Service Adjustments and Associated Stop, Street and Parking Changes - August 22nd, 2020 Project

Department Analysis

The project would mitigate a public health emergency & the exclusions of CEQA Guidelines section 15269(c) do not apply.

The project would facilitate additional ridership on an existing transit line.

COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes - August 22nd, 2020 and Fall 2020 Project



COVID-19 Muni Rail Service Adjustments and Associated Street and Parking Changes - August 22nd, 2020 and Fall 2020

Project Department Analysis

The project would mitigate a public health emergency & the exclusions of CEQA Guidelines section 15269(c) do not apply.

The project would facilitate additional ridership on an existing transit line.

Planning Department Conclusion

Exemption Category	Projects	Do the projects fit the definition?	Do any exclusions or exceptions apply?	Conclusion
Emergency Project	Both projects	Yes	No	The projects are statutorily exempt
Mass Transit Project	Both projects	Yes	No	The projects are statutorily exempt

Planning Department Recommendation

Uphold the CEQA statutory determination deny the appeals of the CEQA determination