

LEGISLATIVE DIGEST

[Transportation Code - Fiscal Feasibility Determination for Major Events]

Ordinance amending the Transportation Code to prohibit the Interdepartmental Staff Committee on Traffic and Transportation from reviewing or approving a major event lasting five or more consecutive days and fully occupying two or more blocks, unless the Board of Supervisors has first determined that the event is fiscally feasible and responsible.

Existing Law

The Interdepartmental Staff Committee on Traffic and Transportation, commonly known as ISCOTT, reviews applications for the temporary use or occupancy of public streets. ISCOTT considers factors such as the projected impacts on traffic, security, health, and public safety, and the total estimated actual costs that the Municipal Transportation Authority (MTA) will incur to re-rout public transit lines. ISCOTT also evaluates measures proposed by the applicant to address these impacts, and may impose additional requirements or conditions if necessary to protect the public interest by ensuring traffic management, security of property, and public health and safety.

An applicant seeking approval of a “major event” must include an emergency medical services plans in its application to ISCOTT. Major events are those events (including athletic events and street fairs) that involve the use or occupancy of more than five blocks; the expected attendance or participation of more than 1,000 people at any one time; the rerouting of more than three Municipal Railway transit lines; sports events with expected attendance of more than 50,000 people; or any parade governed by the provisions of Police Code Section 366 et seq. When reviewing an application for a major event, ISCOTT may consider the projected demand on City resources such as the City’s police, emergency, and sanitation personnel.

The Board of Supervisors typically does not review an application for a temporary street closure unless the applicant files an appeal with the Clerk of the Board of Supervisors after ISCOTT and the Director of Transportation have both denied the application.

Amendments to Current Law

The legislation would apply to all major events that will last five or more consecutive days and fully occupy two or more blocks. In such cases, ISCOTT may not begin reviewing an application unless the Board of Supervisors has first determined that the proposed event is fiscally feasible and responsible.

To obtain a determination of fiscal feasibility and responsibility, the applicant shall first request that the Mayor, an individual Supervisor, or a department sponsor a resolution for adoption by the Board of Supervisors. The applicant shall assist the legislative sponsor by providing a

fiscal plan and other information about the proposed event for the sponsor to submit along with the resolution. The Supervisor representing the district where the proposed event will occur shall introduce the resolution and information on the applicant's behalf if no other department or City official is willing to do so. Upon introduction of the resolution, the Board may evaluate the proposed event, considering factors such as (A) the direct and indirect costs to the City; (B) the direct and indirect costs to local residents and local businesses; (C) the direct and indirect benefits to the City; and (D) the direct and indirect benefits to local residents and local businesses. The Board may also consider whether it is possible to recover the costs of the proposed event, as well as any other criteria that may be useful in evaluating a event's fiscal feasibility. The Board shall act as expeditiously as possible and shall hold a public hearing regarding the proposed event within 90 days following introduction of the resolution. ISCOTT may undertake review of an application for a major event lasting five or more days and fully occupying two or more blocks only after the Board of Supervisors has determined that the event is fiscally feasible and responsible. If the Board of Supervisors determines that the event is not fiscally feasible, ISCOTT shall not undertake review of the application.

Background Information

The legislation is intended to allow the Board of Supervisors to evaluate the potential impact of large-scale events on City resources, local residents, and local businesses.

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