

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 171017-130

WHEREAS, There are approximately 60 electric vehicle charging stations in parking facilities under SFMTA jurisdiction; and,

WHEREAS, The majority of the electric vehicle charging stations were procured and installed in 2011 and 2012 and were operated under a Department of the Environment program that under Mayoral directive made the EV chargers available to the public free of charge through December 31, 2013; and,

WHEREAS, Since January 1, 2014, the SFMTA has made the charging stations available to the public without charge while the City completed ongoing monitoring and analysis of charging station usage patterns and considered policy issues as whether the charging stations should continue to be free of charge or whether a use fee should be assessed; and,

WHEREAS, SFMTA staff and other City stakeholders support the implementation of a use fee for electric vehicle charging stations at parking facilities under SFMTA jurisdiction to recover the SFMTA's costs associated with providing and maintaining the EV-charging stations, the costs of electricity, and the costs of processing credit/debit card payments; and,

WHEREAS, The proposed use fee will be different for each parking facility due to variation in electricity charges at each facility, but no fee charged will exceed \$2.75 per charging session; and,

WHEREAS, The proposed use fee will be collected by Chargepoint, Inc., the charging stations vendor, in accordance with a contract administered by the Department of the Environment, Inc. by which Chargepoint will collect the fee, retain 10 percent of the fee collected as compensation for processing the debit/card payment transactions, and will remit the remainder to the SFMTA, which staff estimates will be between \$100,000 and \$125,000 annually; and

WHEREAS, On August 31, 2017, the SFMTA, under authority delegated by the Planning Department, determined that the creation of a fee for electric-vehicle charging station usage at city-owned garages is not a "project" under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by reference; and

WHEREAS, Pursuant to Charter Section 16.112 and the Rules of Order of the Board of Directors, an advertisement was placed in the City's official newspaper, the San Francisco Examiner, for a five-day period beginning September 10, 2017 to provide notice that the Board of Directors will hold a public hearing on October 3, 2017 to consider the above modifications; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends the Transportation Code, Division II, to establish a fee to be charged to customers at parking facilities under the SFMTA's jurisdiction for use of electric vehicle charging stations to recover the SFMTA's program costs, charging station maintenance and electricity costs, and payment processing charges, in an amount not to exceed \$2.75 per charging session.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of October 17, 2017.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

RESOLUTION NO. 171017-130

[Transportation Code - SFMTA Parking Facilities Electric Vehicle Charging Station User Fee]

Resolution amending the Transportation Code, Division II, by establishing an electric vehicle charging station user fee.

NOTE: Additions are single-underline Times New Roman; deletions are ~~strike through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Article 300 of Division II of the Transportation Code is hereby amended by adding Section 323, to read as follows:

SEC. 323. ELECTRIC VEHICLE CHARGING STATION USER FEE.

(a) There shall be a fee to reimburse the SFMTA for costs to the SFMTA associated with the management, operation, and maintenance of electric vehicle charging stations in parking facilities owned by or under the jurisdiction of the SFMTA; the cost to the SFMTA of electricity dispensed by electric vehicle charging stations in parking facilities under SFMTA jurisdiction; and the vendor fee charged to the SFMTA for processing credit and debit card payments at electric vehicle parking stations.

(b) The Director of Transportation, or his or her designee, shall determine the amount of the electric vehicle charging station user fee for each parking facility, which fee shall not exceed \$2.75 per charging session. The actual fee for each parking facility shall be determined by calculating the sum of:

(1) the costs of electricity used for a charging session, which costs may vary for each parking facility;

RESOLUTION NO. 171017-130

(2) the SFMTA's costs to manage, operate, and maintain the electric vehicle charging stations and manage the charging station program; and

(3) the fee charged by a vendor for processing credit and/or debit card user payments.

(c) The actual amount of the fee for a charging session shall be posted at each parking facility at the vehicle charging station.

Section 2. Effective Date. This ordinance shall become effective 31 days after enactment. Enactment occurs when the San Francisco Municipal Transportation Agency Board of Directors approves this ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the San Francisco Municipal Transportation Agency Board of Directors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, letters, punctuation marks, charts, diagrams, or any other constituent parts of the Transportation Code that are explicitly shown in this ordinance as additions or deletions in accordance with the "Note" that appears under the official title of the ordinance.

APPROVED AS TO FORM:
DENNIS J. HERRERA, City Attorney

By:

ROBERT K. STONE
Deputy City Attorney

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I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of October 17, 2017.

R. Boomer
Secretary to the Board of Directors
San Francisco Municipal Transportation Agency