

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 221115-109

WHEREAS, The San Francisco Municipal Transportation Agency is committed to making San Francisco a Transit First city that prioritizes non-private automobile transportation; and,

WHEREAS, In response to the COVID-19 emergency, the SFMTA held teleconference meetings and virtual public outreach events for changes implemented by the City Traffic Engineer pursuant to Transportation Code Section 201; and,

WHEREAS, The teleconference meetings and virtual public outreach events allowed members of the public to submit comments by email, mail and voicemail; and,

WHEREAS, The SFMTA wishes to continue utilizing teleconference hearings and virtual public outreach where a public hearing is required to be held by the City Traffic Engineer pursuant to Transportation Code Section 201; and,

WHEREAS, On October 17, 2022, the SFMTA, under authority delegated by the Planning Department, determined that the Transportation Code Amendment to Authorize Teleconferences 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).

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, now, therefore, be it

RESOLVED, That the SFMTA Board of Directors amends Transportation Code, Division II, Sections 101, 201, and 202 to provide that the requirement for the City Traffic Engineer to hold a public hearing may be met by either an in-person or teleconference hearing, or a period of virtual public outreach of at least 10 days and accepting public comment by mail, telephone, and online platforms.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of November 15, 2022.

  
\_\_\_\_\_  
Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency

[Transportation Code –City Traffic Engineer Public Hearings]

**Resolution amending Division II of the Transportation Code to provide that the requirement for the City Traffic Engineer to hold a public hearing may be met by either an in-person or teleconference hearing, or a period of virtual public outreach of at least 10 days and accepting public comment by mail, telephone, and online platforms.**

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. Articles 100 and 200 of Division II of the Transportation Code are hereby amended by revising Sections 101 (adding a defined term to be placed in alphabetical sequence), 201, and 202, to read as follows:

**SEC. 101. DEFINITIONS.**

\* \* \* \*

Public Hearing (by City Traffic Engineer). When this Code requires the City Traffic Engineer to hold a public hearing, the City Traffic Engineer shall either hold an in-person or teleconference hearing or designate a period of no less than 10 days to accept public comment through all of the following methods: mail, telephone, and online platforms.

\* \* \* \*

**SEC. 201. PROCEDURES FOR IMPLEMENTING PARKING AND TRAFFIC CONTROLS.**

\* \* \* \*

(b) **Public Hearings.** The following Parking and traffic measures may be implemented following a Public Hearing ~~public hearing~~ by the City Traffic Engineer or, if a project includes actions in this subsection and subsection (c), the City Traffic Engineer may recommend a hearing at the SFMTA Board of Directors:

\* \* \* \*

(c) **SFMTA Board of Directors Action Required.** The following Parking and traffic measures may not be implemented without a ~~public hearing~~ and prior approval of the SFMTA Board of Directors, taking into consideration the recommendation of the City Traffic Engineer:

\* \* \* \*

**SEC. 202. NOTICE OF PUBLIC HEARING.**

Except as otherwise provided in this Code, the City Traffic Engineer shall post localized notices of Public Hearings ~~public hearings~~ for changes implemented pursuant to subsections 201(b) or 201(c). Such notices shall be posted on at least two utility poles in the affected area for no less than 10 calendar days prior to the close of public comment period or the hearing. The notice of the Public Hearing ~~public hearing~~ shall also be posted on the SFMTA website.

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

Section 3. Scope of Resolution. In enacting this resolution, 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 resolution as additions or deletions in accordance with the "Note" that appears under the official title of the resolution.

APPROVED AS TO FORM:  
DAVID CHIU, City Attorney

By:   
\_\_\_\_\_  
LILLIAN LEVY  
Deputy City Attorney

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Secretary to the Board of Directors  
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