

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 230418-032

WHEREAS, In 1990, Section 22710 was added to the California Vehicle Code (CVC) to allow counties to establish a Service Authority for the Abatement of Abandoned Vehicles (Service Authority) to administer the Abandoned Vehicle Abatement (AVA) program; and,

WHEREAS, Through the program, abandoned vehicles or vehicle parts that promote blight or constitute a fire or health hazard may be removed from City streets; and,

WHEREAS, Section 9250.7 allows a Service Authority to impose a \$1 AVA fee to mitigate the counties' program costs, to be paid as part of the vehicle registration fee and collected by the Department of Motor Vehicles for each vehicle registered by a county resident; and,

WHEREAS, In 1992, the San Francisco Board of Supervisors established the Service Authority, designated the Department of Parking and Traffic Commission to act as Service Authority, and authorized the Service Authority to impose the AVA fee; and,

WHEREAS, In 2008 the Board of Supervisors transferred the Service Authority responsibilities to the SFMTA Through Transportation Code Division I, Section 4.4(a); and,

WHEREAS, In 2012 the Board of Supervisors authorized extension of the AVA \$1 fee for an additional ten years, until May 31, 2023 through Transportation Code Division I, Section 4.4(b); and,

WHEREAS, The current AVA fee will expire on May 31, 2013; and,

WHEREAS, A two-thirds majority of the BOS must approve the AVA fee renewal; and

WHEREAS, Failure to extend the AVA fee would result in a loss of approximately \$500K annually and lead to a larger expense to the Agency for providing a needed service to investigate and if necessary, remove abandoned vehicles; and,

WHEREAS, Since the public hearing is less than five days after the last publication of notice, the SFMTA Board of Directors is asked to waive Article 4, Section 10 of the SFMTA Board Rules of Order; and

WHEREAS, On April 6, 2023, the SFMTA, under authority delegated by the Planning Department, determined that approving the renewal and collection of the \$1 Abandoned Vehicle Abatement (AVA) fee for a ten-year period from June 1, 2023 until May 31, 2033, and requesting that the Board of Supervisors amend the Transportation Code to approve the extension for ten years until May 31, 2033 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; now, therefore, be it now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors waives Article 4, Section 10 of the SFMTA Board Rules of Order since the scheduled public hearing is less than five days after the last publication of notice; and be it further

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors, acting as the Service Authority, approves renewal and collection of the \$1 Abandoned Vehicle Abatement (AVA) fee for a ten-year period from June 1, 2023 until May 31, 2033; and, be it further

RESOLVED, That the SFMTA Board requests that the Board of Supervisors, acting by a two-thirds vote, amends Transportation Code Section 4.4(b) to authorize the renewal of the fee from June 1, 2023 to May 31, 2033.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of April 18, 2023.

  
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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency