
From: BRCAC (ECN)
Sent: Monday, September 09, 2019 4:21 PM
To: CPC.BalboaReservoir; Balboa Reservoir Compliance (ECN)
Subject: FW: On permissible Project-related transit delay

FYI

From: aj [mailto:ajahjah@att.net]
Sent: Friday, September 06, 2019 8:56 AM
To: BRCAC (ECN) <brcac@sfgov.org>
Subject: On permissible Project-related transit delay

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BRCAC:

INAPPROPRIATE SEIR DEFINITION OF TRANSIT DELAY

The City Charter/SFMTA late criterion is a 4 minute delay relative to MUNI schedule for the 43 Masonic at the Balboa Park Station (BPS). [The 4 minute lateness criterion is relative to MUNI schedule for any particular MUNI time point.]

In comparison, the Reservoir late standard as applied to the segment from Monterey/Genessee to Balboa Park Station allows for a 12 minute delay relative to MUNI schedule.

The Reservoir Project SEIR, apparently without proper authority, appropriates a 4-minute delay standard for the each of the 43's segments (Judson-Ocean and Ocean-Geneva/San Jose) in the BPS Area, thus giving the Project the privilege of contributing 8 minutes of Reservoir-related delay before its delay is considered significant.

EXAMPLE:

If a 43 is running on time until the Reservoir Project, but the Project-related delay is allowed to be up to 8 minutes, then instead of 7 minutes to get to BPS, it would be considered by SEIR definition to be insignificant if a 43 got to BPS in 19 minutes.

This constitutes a 171% increase over the scheduled running time of 7 minutes between Monterey/Genessee and Balboa Park Station. Yet the SEIR deems a 171% increase (from a scheduled 7 minutes to a travel time of 19 minutes) to be insignificant.

SOUTHBOUND 43 MASONIC DELAY:

MUNI STANDARD v. RESERVOIR STANDARD					
		TIME POINT		ON-TIME	ADDITIONAL DELAY TIME (minutes)
				MUNI on-time	MUNI late standard (4 min) Reservoir Late standard (additional 4 min)
ELAPSED TIME: Monterey/Genn		Monterey/Genessee		0:00	0:00
Monterey/Genn to Bookstore Running time (r.t.)		4 min running time		0	4 r.t. + 4 late 4 r.t. +4 MUNI +4 Reservoir
ELAPSED TIME: Monterey/Genn to Bookstore		CCSF Bookstore (City College Terminal)		0:04	0:08
Bookstore to BPS Running time		3 min running time		+3 r.t.	+3 r.t. (4 min standard NOT allowed to be cumulative)
ELAPSED TIME: Monterey/Gen to BPS		Balboa Park Station (Geneva/San Jose)		0:07	0:11

The SEIR justifies its arbitrary and capricious use of a generously defined 4-minute delay standard by citing the MUNI on-time performance standard contained in the City Charter:

The department uses a quantitative threshold of significance and qualitative criteria to determine whether the project would substantially delay public transit. For individual Muni routes, if the project would result in transit delay greater than equal to four minutes, then it might result in a significant impact.⁹⁶

Footnote 96:

⁹⁶ The threshold uses the adopted the Transit First Policy, City Charter section 8A.103 85 [sic--should be 8A.103 (c)1--aj], percent on-time performance service standard for Muni, with the charter considering vehicles arriving more than four minutes beyond a published schedule time late.

It is critically important to understand the meaning and (mis)interpretation of the citation of SF Charter's MUNI 85% on-time performance standard. The critical language in City Charter 8A.103 (c)1 is as follows:

1. On-time performance: at least 85 percent of vehicles must run on-time, where a vehicle is considered on-time if it is no more than one minute early or four minutes late as measured against a published schedule that includes time points

The draft SEIR engages in an egregiously unsupported case of overreach. The SEIR reinterprets the MUNI 4-minute lateness standard to allow the Reservoir Project itself to independently contribute an additional 4 minutes of transit delay before the Project's impact "might" be considered significant.

The SEIR is inadequate in its use of an egregiously generous definition of acceptable Reservoir-related transit delay. The SEIR's "less-than-significant" determination for Impact TR-4, Transit Delay cannot be considered valid.

The Project's self-entitled contribution of an additional 4-minutes of lateness to transit delay is neither permitted or acceptable--by law, legislative intent, or by common sense--in City Charter VIIIA. This constitutes a fundamentally arbitrary and capricious arrogation of authority to substantively and substantially worsen transit reliability for the broader public. There is no substantive rationale to justify a 4-minute contribution by the Project to transit delay. There is no substantial evidence--if any evidence at all-- to permit the Reservoir Project to consider its own 4-minute delay standard to be non-significant.

Submitted by:

Alvin Ja