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September 10, 2018

The Honorable Edmund G. Brown Jr.
Governor, State of California
State Capitol, First Floor
Sacramento, CA 95814

RE: AB 2923 (Chiu) San Francisco Bay Area Rapid Transit: TOD

Dear Governor Brown,

On behalf of the California Contract Cities Association (CCCA), we urge you to veto AB 2923 (Chiu), which would grant the San Francisco Bay Area Rapid Transit (BART) land use authority over BART owned land within one-half mile of an existing or planned BART station. CCCA represents 76 cities with over 7.5 million residents. Our mission is to advance the contracting model and strengthen local control.

AB 2923 sets a dangerous precedent by removing local land use authority reserved for cities to special districts. Land use regulation is a constitutionally granted local government function of cities and counties. By transferring the power to regulate density, height and parking requirements to a transit agency may be unconstitutional and will only lead to less local accountability to residents and the erosion of the public trust. If this measure is signed into law, more special districts will want to have land use authority over their property and exasperbate the decline of local control.

For these reasons, California Contract Cities Association strongly urges your veto of AB 2923 (Chiu).

Sincerely,

Jorge Morales
President, CCCA
Vice Mayor, South Gate

Juan Garza
Legislative Chair, CCCA
Councilmember, Bellflower