



U.S. DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

CALIFORNIA DIVISION

650 Capitol Mall, Suite 4-100

Sacramento, CA. 95814

February 5, 2008

IN REPLY REFER TO

HDA-CA

Document #: S51394

Mr. Will Kempton, Director
California Department of Transportation
1120 N Street
Sacramento, CA 95814

Attention: Federal Resources Office, M.S. 82
For Rachel Falsetti, Transportation Programming

Dear Mr. Kempton:

SUBJECT: BCAG FY 2007 FTIP/FSTIP AMENDMENT NO. 10

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of Amendment No. 10 to the Butte County Association of Governments (BCAG) 2006/07 Federal Transportation Improvement Program (FTIP) and the Federal Statewide Transportation Improvement Program (FSTIP) that was submitted by your letter dated February 4, 2008. The BCAG 2007 FTIP Amendment No. 10 modifies the FSTIP group listing information for planned bridge replacement and rehabilitation (HBRR) projects. BCAG adopted Amendment No. 10 with Resolution No. 2007/08-04 on January 24, 2008. With this action, the BCAG Board of Directors approved the program modifications and reaffirmed the conformity of the BCAG FTIP with the applicable State Implementation Plan (SIP) for air quality.

Pursuant to the *July 15, 2004, Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX*, we accept the modifications to the 2006/07 – 2009/10 Federal Statewide Transportation Improvement Program (FSTIP) for the BCAG region in accordance with the Final Rule on Statewide and Metropolitan Transportation Planning that was published in the February 14, 2007, Federal Register. We find that the BCAG's 2006/07 FTIP, through Amendment No. 10, was developed through a continuing, cooperative and comprehensive transportation planning process carried out in accordance with the metropolitan planning provisions of 23 U.S.C. 134, and 49 U.S.C. Chapter 53 as amended by Section 6001 of *Public Law 109-59, The Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users* (SAFETEA-LU).

We have determined that this program modification is exempt from the regional emissions analysis requirements pursuant to the transportation conformity provisions found in 40 CFR Part 93 Sections 126 and 127. This finding has been coordinated with Region 9 of the Environmental Protection Agency (EPA) in accordance with the procedures outlined in the National

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Memorandum of Understanding between DOT and EPA on Transportation Conformity, dated April 25, 2000. Therefore, we find that the BCAG FTIP continues to conform to the applicable State Implementation Plan (SIP).

This letter constitutes approval and inclusion of the BCAG's FTIP Amendment No. 10 into California's 2006/07 – 2009/10 FSTIP. If you have questions or need additional information concerning our approval of this BCAG FTIP/FSTIP amendment, please contact Wade Hobbs in the FHWA California Division office at (916) 498-5027, or by e-mail at wade.hobbs@fhwa.dot.gov.

Sincerely,

/s/ K. Sue Kiser

For
Gene K. Fong
Division Administrator

cc: (e-mail)

John Clark, BCAG, Executive Director

Ivan Garcia, BCAG, Programming Manager

Muhaned Aljabiry, Caltrans HQ, Federal Programming

Jody Tian, Caltrans HQ, Federal Programming

Karina O'Connor, EPA Region IX

Paul Page, FTA Region IX

cc:

BCAG 2006/07 FTIP Binder

WEH/ac