



U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION
CALIFORNIA DIVISION
650 Capitol Mall, Suite 4-100
Sacramento, CA. 95814
March 5, 2007

IN REPLY REFER TO
HDA-CA
Document #: S50225

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

Attention: Federal Resources Office, Room 3500
For Rachel Falsetti, Transportation Programming

Dear Mr. Kempton:

SUBJECT: BCAG 2007 FTIP/FSTIP AMENDMENT NO. 3

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of Amendment No. 3 to the Butte County Association of Governments (BCAG) 2007 Federal Transportation Improvement Program (FTIP) and the Federal Statewide Transportation Improvement Program (FSTIP) that was submitted by your letter dated February 22, 2007. BCAG adopted Amendment No. 2 with Resolution No. 2006/07-11 on January 25, 2007. With that 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.

The BCAG 2007 FTIP Amendment No. 3 modifies the previously approved grouped project FTIP/FSTIP listing for projects funded with FTA 5310 program funds and adds a new listing for the construction phase of railroad crossing safety improvements at the Union Pacific Railroad crossing on West Sacramento Avenue in the City of Chico. Projects included in the BCAG FTIP, in fiscal years beyond the three-year cycle of the current FSTIP, are accepted for information purposes and are not approved for inclusion in the FSTIP as part of this FTIP amendment.

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 2005-2007 Federal Statewide Transportation Improvement Program (FSTIP) for the BCAG region in accordance with the Federal statewide and metropolitan transportation planning regulations codified in 23 CFR Part 450. We find that BCAG's 2007 FTIP, through Amendment No. 2, 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. Chapter 134, and 49 U.S.C. Chapter 53. This approval is provided with the understanding that the FTA funding approval on the individual projects contained in the FSTIP are subject to grantees meeting all necessary FTA administrative requirements.

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

This letter also constitutes approval and inclusion of the BCAG's FTIP Amendment No. 3 into California's 2006/07 – 2008/09 FSTIP.

If you have questions or need additional information concerning our approval for this BCAG FSTIP amendment, please contact Wade Hobbs of the FHWA California Division office at wade.hobbs@fhwa.dot.gov or by phone at (916) 498-5027.

Sincerely,

/s/ Leslie T. Rogers

/s/ K. Sue Kiser

Leslie T. Rogers
Regional Administrator
Federal Transit Administration

For
Gene K. Fong
Division Administrator
Federal Highway Administration

cc: (e-mail)

Jon Clark, BCAG, Executive Director

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Karina O'Connor, EPA Region IX

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cc: (other)

BCAG 2007 FTIP Binder

WEH/ac