



U.S. DEPARTMENT OF TRANSPORTATION
 FEDERAL HIGHWAY ADMINISTRATION
 CALIFORNIA DIVISION
 650 Capitol Mall, Suite 4-100
 Sacramento, CA. 95814
 August 9, 2007

IN REPLY REFER TO
HDA-CA
 Document #: S50756

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

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

Dear Mr. Kempton:

SUBJECT: 2006/07 FSTIP AMENDMENT NO. 11, NON-METROPOLITAN AREA

We have completed our review of Amendment Number 11 to the non-metropolitan planning organization (non-MPO) portion of the 2006/07 Federal Statewide Transportation Improvement Program (FSTIP) that was submitted by your letter dated July 6, 2007. As detailed in your letter, this amendment proposes to: modify 17 grouped project listings previously approved for inclusion in the 2006/07 FSTIP; add funding in the fourth year of the FSTIP (2009/10) for 35 individually listed projects that were previously approved for inclusion in the 2006/07-2008/09 FSTIP, add 25 new individual project listings in the 2006/07 FSTIP, and modify 6 individually listed projects that were previously approved for inclusion in the 2006/07 FSTIP.

Also included with this amendment were 15 projects that were not listed for funding in the 2006/07 FSTIP prior to Amendment No. 11, and that continue to show no proposed funding in FSTIP as a consequence of this amendment. In addition, Amendment No. 11 included one project that was previously approved for inclusion in the FSTIP with no modifications proposed by the current amendment. The information submitted with this amendment for the following 16 projects is accepted by the Federal Highway Administration and Federal Transit Administration for information purposes only.

CTIPS ID (FSTIP)

| | | | |
|---------------|---------------|---------------|---------------|
| 130-0000-1383 | 130-0000-1074 | 130-0000-1099 | 130-0000-1647 |
| 130-0000-0949 | 130-0000-1384 | 130-0000-0220 | 130-0000-1668 |
| 130-0000-0950 | 130-0000-1079 | 130-0000-1645 | 130-0000-0196 |
| 130-0000-0953 | 130-0000-1095 | 130-0000-1646 | 130-0000-1056 |



Based on our review, we are approving Amendment No. 11 subject to the condition that within 30 days of our approval the California Department of Transportation shall submit updated backup lists of the projects that are currently proposed for inclusion in the following grouped project listings of the FSTIP, including the inclusion/identification of those projects with available funding that was previously committed (but which are not currently listed on the backup list for the grouped project), and reflecting the individual project funding increases or decreases that are either proposed or have been incorporated by amendment into the FSTIP grouped project listing:

- SHOPP Bridge Preservation (230-0000-0065)
- SHOPP Collision Reduction (230-0000-0066)
- SHOPP Mobility (230-0000-0067)
- SHOPP Roadway Preservation (230-0000-0069)
- SHOPP Emergency Repair (230-0000-0029)
- Local Highway Bridge Replac/Rehab (230-0000-0031)
- High Risk Rural Roads (230-0000-0154)
- Hazard Elimination and Safety (230-0000-0032)
- Public Lands Highways (230-0000-0038)

Based on our review we note that the CTIPS listing data for the SHOPP Emergency Repair Program (CTIPS ID 230-0000-0029) that was submitted with this amendment is a listing associated with the SHOPP CTIPS data and not the FSTIP CTIPS data. Pending an update to the “Version 8” FSTIP data for this project that was previously approved as part of Amendment No. 9, and the submission of an updated backup list of the projects that are currently proposed for inclusion in Emergency Repair Program listing, we are withholding FSTIP approval for the modifications to the SHOPP Emergency Repair Program grouped project listing that are proposed by this amendment.

Subject to the conditions cited above, we accept this amendment to the 2006/07 FSTIP in accord with the Final Rule on statewide and metropolitan transportation planning that was published in the Federal Register on Wednesday, February 14, 2007. We find that the non-MPO portion of California’s 2006 FSTIP, including Amendment No. 11, was developed through a continuing, cooperative and comprehensive transportation planning process in accord with the statewide planning provisions of 23 U.S.C. 135 and 49 U.S.C. 5304, as amended by Public Law 105-178, the *Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users* (SAFETEA-LU). The changes proposed to the FSTIP by this amendment are associated with projects that are exempt from the requirement to determine conformity pursuant to 40 CFR §93.126 or §93.127, or are proposed for implementation in areas of the state of California that are designated as attainment or unclassified for Federal air quality standards and, as a consequence, is not subject to the requirement that air quality conformity determination be made. We are approving this amendment to the 2006 FSTIP for the non-MPO region in accord with the July 15, 2004, *Memorandum of Understanding between the FHWA, California Division and the FTA, Region IX*.

This amendment, with the addition of the fourth year of programming, revises the California 2006/07-2008/09 FSTIP into the 2006/07-2009/10 FSTIP. Our programming approval does not

constitute a compliance finding with the remainder of the SAFETEA-LU provisions, but constitutes approval and inclusion of Amendment No. 11 for the rural/non-MPO areas of the state into California's 2006/07-2009/10 FSTIP. Based upon FHWA's understanding that a gap closure analysis for the SAFETEA-LU requirements has been completed by the California Department of Transportation, the State will be able to continue to amend the 2006/07-2009/10 FSTIP beyond the SAFETEA-LU implementation deadline of July 1, 2007.

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

Sincerely,

/s/ Leslie T. Rogers

Leslie T. Rogers
Regional Administrator
Federal Transit Administration

/s/ Steve Luxenberg

For
Gene K. Fong
Division Administrator
Federal Highway Administration

c: (e-mail)

Ted Matley, FTA Region IX

Muhaned Aljabiry, Caltrans Programming

Penny Gray, Caltrans Programming

Abhijit Bagde, Caltrans Programming

Terry Abbott, Caltrans Local Programs

Randy Steen, Caltrans Federal Resources

cc:

2006/07 FSTIP Binder (non-MPO)

WEH/ac