



U.S. Department
of Transportation
**Federal Highway
Administration**

California Division

December 30, 2010

650 Capitol Mall, Suite 4-100
Sacramento, CA 95814
(916) 498-5001

In Reply Refer To:
HDA-CA

Ms. Cindy McKim, 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 Ms. McKim:

SUBJECT: MTC 2010/11-2013/14 FTIP AMENDMENT NO. 3

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of the Metropolitan Transportation Commission's (MTC) FY 2010/11-2013/14 FTIP Amendment No. 3, submitted by your letter dated December 29, 2010. MTC adopted Amendment No. 3 on December 15, 2010. With that action, the MTC Board of Commissioners approved the program revisions and made the determination that MTC's 2010/11-2013/14 FTIP remains in conformity with the applicable State Implementation Plan (SIP) for air quality. This amendment:

- Adds or modifies projects from various counties in the MTC region. The amendment includes projects with funding from the Surface Transportation Program, State Highway Operation and Protection Program, Federal Earmarks, Federal Discretionary Program, Congestion Mitigation and Air Quality Improvement Program, Proposition IB – Transportation Bond Program, and various FTA funding programs.

We have determined that this program revision does not require a new regional emissions analysis because the projects were found to conform as part of a previous analysis, pursuant to the transportation conformity provisions found in 40 CFR Part 93, section 122(g). 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 MTC's 2010/11-2013/14 FTIP through Amendment No. 3 continues to conform to the applicable State Implementation Plan (SIP).

Per the July 15, 2004 *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX*, we accept the revisions to the FY 2010/11-2013/14 FSTIP for the MTC region in accordance with



The Final Rule on Statewide and Metropolitan Transportation Planning published in the February 14, 2007 Federal Register. We find that the MTC FY 2010/11-2013/14 FTIP, including Amendment No. 3, was developed through a continuing, cooperative, comprehensive transportation planning process in accordance with 23 U.S.C. 134 and 49 U.S.C. Chapter 53. The FTA Region IX office has concurred with the approval of this amendment which includes Transit Element Projects.

Based on our review, we find the FTIP financial constraint documentation submitted with this amendment is financially constrained as required by the Federal surface transportation programs authorizing legislation and statewide and metropolitan planning and programming regulations. Accordingly, FHWA and FTA approve this amendment in accordance with 23 CFR 450. This letter also constitutes approval and inclusion of MTC's FY 2010/11-2013/14 FTIP Amendment No. 3 into California's FY 2010/11-2013/14 FSTIP.

If you have any questions regarding this action, please call K. Sue Kiser at (916) 498-5009.

Sincerely,



/s/ Leslie T. Rogers

Leslie T. Rogers
Regional Administrator
Federal Transit Administration

For
Walter C. Waidelich, Jr.
Division Administrator
Federal Highway Administration