U.S. Department of Transportation
Federal Highway Administration

California Division

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Sacramento, CA 95814
(916) 498-5001

August 30, 2017

In Reply Refer To:
HDA-CA

Mr. Bruce de Terra
Chief, Division of Transportation Programming
California Department of Transportation, MS 82
1120 N Street
Sacramento, CA 95814

Attn: Muhaned Aljabiry

SUBJECT: Kings County Association of Governments (KCAG) FY 2017 FTIP Amendment # 5

Dear Mr. De Terra:

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed the review of Amendment # 5 to the Kings County Association of Governments (KCAG) FY 2017 Transportation Improvement Program (FTIP) that was submitted by your letter dated August 28, 2017. KCAG adopted Amendment # 5 on August 17, 2017. This amendment to KCAG's FTIP:

- Modifies projects in Kings County. Funding sources include the Congestion Mitigation and Air Quality Improvement Program.

Pursuant to the December 15, 2014, *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX,* we accept the modifications to the FY 2017 Federal Statewide Transportation Improvement Program (FSTIP) for the KCAG region in accordance with the Final Rule on Statewide and Metropolitan Transportation Planning published in the May 27, 2016 Federal Register.

We find that the KCAG's FTIP, through Amendment # 5, 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 Public Law 114-94, the Fixing America's Surface Transportation Act (FAST).

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. 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 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. In addition, approval of this programming action modifying the FSTIP does not provide a federal eligibility determination for CMAQ projects or any other project funding source included in this amendment.

If you have questions or need additional information concerning our approval for this KCAG FSTIP amendment, please contact Scott Carson (scott.carson@dot.gov) of the FHWA California Division office at (916) 498-5029 or Ted Matley (ted.matley@dot.gov) of the FTA Region 9 office at (415)-734-9468.

Sincerely,

Scott Carson
Transportation Planner
Federal Highway Administration