U.S. Department of Transportation
Federal Highway Administration

Federal Highway Administration
California Division

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January 19, 2010

In Reply Refer To:
HDA-CA

Mr. Randell Iwasaki, 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. Iwasaki:

SUBJECT: StanCOG AMENDMENT NO. 13

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed the review of Amendment No. 13 to the Stanislaus Council of Governments (StanCOG) Federal Transportation Improvement Program (FTIP) that was submitted by your letter dated January 12, 2010. This amendment to StanCOG's FTIP:

- Modifies or adds projects from various programs in the StanCOG region. The amendment includes projects with funding from the Safe Routes to School (SR2S) Program, High Priority Projects Program, Congestion Mitigation and Air Quality Improvement Program, Surface Transportation Program, FTA 5307 Program, and the American Recovery and Reinvestment Act of 2009.

Pursuant to the July 13, 2004, *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX,* we accept the modifications to the 2008/09 – 2011/12 Federal Statewide Transportation Improvement Program (FSTIP) for the StanCOG 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 StanCOG's FTIP, through Amendment No. 13, 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. 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, and that approval of this programming action 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 StanCOG FSTIP amendment, please contact Scott Carson (scott.carson@dot.gov) of the FHWA California Division office at (916) 498-5029.

Sincerely,

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

cc: (e-mail)
Ray Sukys, FTA
Alex Smith, FTA
Abhijit Bagde, Caltrans HQ
Karina O'Connor, EPA
Vince Harris, StanCOG
Scott Phillips, StanCOG
Cari Anderson, CA Consulting

cc: (other)
StanCOG TIP Binder

SCarson/ac