



**U.S. DEPARTMENT OF TRANSPORTATION**  
FEDERAL HIGHWAY ADMINISTRATION  
CALIFORNIA DIVISION  
650 Capitol Mall, Suite 4-100  
Sacramento, CA. 95814  
April 2, 2009

IN REPLY REFER TO  
HDA-CA  
Document # S52579

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: StanCOG 2008/09 FTIP/FSTIP AMENDMENT NO. 4

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of Amendment No. 4 to the Stanislaus Council of Governments (StanCOG) 2008/09 Federal Transportation Improvement Program (FTIP) that was submitted by your letter dated March 17, 2009. StanCOG adopted Amendment No. 4 on March 11, 2009, by Resolution Number 08-47. This amendment to StanCOG's 2008/09 FTIP and California's 2008/09 Federal Statewide Transportation Improvement Program (FSTIP) updates the financial plan to include estimated revenue for the StanCOG region based on the American Recovery and Reinvestment Act of 2009.

Pursuant to the July 15, 2004, *Memorandum of Understanding between the Federal Highway Administration, California Division (FHWA), and the Federal Transit Administration, Region IX, (FTA)* 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 FY 2009 FTIP, through Amendment No. 4, 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.

**MOVING THE  
AMERICAN  
ECONOMY**



If you have any questions or need additional information concerning our approval of this FTIP/FSTIP amendment, please contact Sue Kiser (sue.kiser@dot.gov) of the FHWA California Division office at (916) 498-5009; or Alex Smith (alex.smith@dot.gov) of the FTA Region IX office at (415) 744-2599.

Sincerely,

*/s/ Leslie T. Rogers*

Leslie T. Rogers  
Regional Administrator  
Federal Transit Administration

*/s/ K. Sue Kiser*

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

cc: (e-mail)

Alex Smith, FTA

Joseph Vaughn, FHWA

Karina O'Connor, EPA

Abhijit Bagde, Caltrans Programming

Carlos Yamzon, StanCOG

Scott Phillips, StanCOG

cc: (other)

StanCOG 2009 FTIP Binder

WEH/ac



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Leslie T. Rogers  
Regional Administrator  
Federal Transit Administration



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Walter C. Waidelich, Jr.  
Division Administrator  
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