



METROPOLITAN
TRANSPORTATION
COMMISSION

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Memorandum

TO: Joint Partnership Local Streets and Roads/Programming and
Delivery Working Group

DATE: November 12, 2015

FR: Adam Crenshaw

RE: 2017 TIP Development - Review of Non-Exempt Projects and Call for New Non-Exempt Projects to be
Added to the 2017 TIP

Due to MTC Thursday, January 21, 2016 – Do not enter these changes in FMS at this time

Background

The federally required Transportation Improvement Program or TIP is a comprehensive listing of all Bay Area surface transportation projects that are to receive federal funding, are subject to a federally required action, or are considered regionally significant for air quality conformity purposes over a four year period. The current 2015 TIP covers the four-year period from FY 2014-15 through FY 2017-18. The 2015 TIP reflects the most recently adopted Regional Transportation Plan (*Plan Bay Area*). In alignment with the Federal Statewide TIP development efforts, MTC is in the process of developing the 2017 TIP. The 2017 TIP will cover the four-year period from FY 2016-17 through FY 2019-20. The 2017 TIP will also include projects and programs consistent with *Plan Bay Area*.

In developing *Plan Bay Area* and the TIP, MTC conducts a regional air quality conformity analysis that estimates the emission of specific air quality pollutants from transportation sources and compares those estimates to regional emission budgets. As part of this air quality conformity analysis MTC models projects that are not specifically exempted from regional air quality conformity analysis by 40 CFR 93.126 and 40 CFR 93.127 (non-exempt projects). The most common type of non-exempt projects are those that either expand or reduce the capacity of the transit, freight, highway or local road systems.

Call for New and Revised Non-Exempt Projects and Non-Exempt Capital Phases

The 2017 TIP development period is an opportunity for the project sponsors to add new regional air quality non-exempt projects or non-exempt capital phases (right-of-way phase and construction phase) to the 2017 TIP. Sponsors may also change the scope, schedule and costs of existing non-exempt projects and non-exempt capital phases as part of this process. These projects or project phases can be added or revised as long as the projects, phases and changes meet the following criteria:

1. The total cost of the project in the TIP document (including those costs that are programmed outside the TIP period) must not exceed the cost of the project as indicated in *Plan Bay Area*. Please note that some projects shown as a single project in *Plan Bay Area* are included in the TIP as multiple projects. The total combined cost of these multiple TIP projects cannot exceed the cost of the single *Plan Bay Area* project.
2. The scope of the project must be consistent with the scope of the project as described in *Plan Bay Area*.

3. The schedule of the projects, including program years for funding, must be consistent with the air quality analysis year as modeled in the conformity analysis for *Plan Bay Area and the 2017 TIP*. The analysis years for *Plan Bay Area* and the 2017 TIP are 2020, 2030, and 2040. For a project to be consistent with the conformity analysis, the project must be scheduled to be in operation before December 31 of the analysis year listed for this project in the conformity analysis, but after the next earliest analysis year. For example, if a TIP project has an analysis year of 2030, then the project must be scheduled to be completed before December 31 of 2030, but after December 31 of 2020 to be consistent with the conformity analysis.

Existing non-exempt projects and non-exempt project phases in the current 2015 TIP may also be removed from the TIP and archived as long as the project is in operation, or the project phase has been authorized and the TIP listing is no longer needed. Please note that in order to archive a phase from the TIP, that phase must be included in TIP as an individual listing with its own TIP ID. Please do not remove prior year funding from ongoing TIP listings if those funds were indeed used for that project.

Partner agencies, including Caltrans, CMAs, transit operators and project sponsors are requested to compare the committed projects in *Plan Bay Area* and the non-exempt projects already listed in the 2015 TIP (attachment A). Please then develop a list of new air quality non-exempt projects, or project phases that need to be added to the 2017 TIP as part of the TIP development process. Please also develop a list of changes needed for the existing non-exempt projects.

IMPORTANT:

When considering projects and changes to submit for the 2017 TIP update, please be consistent with the projects as described in *Plan Bay Area* as adopted in July, 2013, and as amended in September, 2015. The final list of projects is available at http://onebayarea.org/pdf/final_supplemental_reports/FINAL_PBA_Project_List.pdf and a searchable database of the projects can be found at: <http://rtp.mtc.ca.gov/2040/>. New projects and changes recently submitted for the *Plan Bay Area 2040* development process are not scheduled to be approved until late spring, 2017, and should not be used for the 2017 TIP update.

In summer/fall, 2016, sponsors will be asked to submit new projects and changes for an amendment to reconcile the 2017 TIP with the proposed preferred scenario for *Plan Bay Area 2040*. These projects and changes will be reflected in the Draft Transportation Air Quality Conformity Analysis for *Plan Bay Area 2040* and the 2017 TIP (Conformity Analysis). The final *Plan Bay Area 2040*, Conformity Analysis and an amendment to the 2017 TIP are expected to be approved by the Commission in late spring 2017.

Please then inform MTC staff of the following:

1. **New Non-Exempt Projects or Project Phases**

For non-exempt projects or project phases that are in *Plan Bay Area*, are not in the 2015 TIP, and need to be added to the 2017 TIP, please email Adam Crenshaw at acrenshaw@mtc.ca.gov by **January 21, 2016**, with the following information:

- County
- Project sponsor
- RTP ID of the project in *Plan Bay Area*
- Primary sub-mode (from the list included in FMS)
- Project description
- Total project cost
- Federal fiscal year in which funding for right-of-way activities is expected to be allocated/obligated
- Federal fiscal year in which funding for construction activities is expected to be allocated/obligated

- Year of completion (when it will open to the public)

Attachment B is an excel template of the required information. Project sponsors are encouraged to include information for projects when they are unsure if it is a non-exempt project type so MTC staff can help in identifying the exemption status.

2. **Existing Non-Exempt Projects or Project Phases**

For existing non-exempt projects in the 2015 TIP, please focus your review on the following elements:

- Will the projects be completed and open to the public by September 30, 2016? Projects that will be open to the public by this date should be archived from the TIP. Projects do not need to be active in the TIP to be closed out.
- Are the projects properly described in the TIP? Review the project name and project description to ensure that the name, limits and scope are accurate and clearly defined.
- Will the project be completed as indicated in the Air Quality Conformity Analysis? The last column on Attachment A includes the Air Quality Conformity Analysis Year in which each non-exempt project is currently modeled for air quality conformity. If the project will not be open to the public by the year listed, please let us know. If a project will be opened to the public in phases, please provide these years for each phase. Projects highlighted in yellow have uncommitted funding (RTP-LRP funds) that will need to be programmed in fiscal year 2021, but are currently modelled for completion by 2020. Please either provide an updated completion date for the project or a detailed plan for fully funding the project. If a funding plan is submitted, MTC staff will review it for feasibility and adjust the conformity analysis year accordingly.

IMPORTANT:

Non-Exempt projects must be completed and operational (“open to the public”) by the air quality conformity year in which it is modeled for the regional Transportation-Air Quality Conformity Analysis for *Plan Bay Area* and the TIP. Since 2020 is the next analysis year and is within the 2017 TIP period (FY2016-17 through FY2019-20) any project with this analysis year must demonstrate full funding commitment within the first couple years of the TIP period in order to meet this milestone. The use of the fund source “RTP-LRP” is not permitted for such projects. Non-Exempt projects with an analysis year of 2020 and not demonstrating full funding commitment may be removed from the TIP.

- Are all funded phases reflected in the project listing? If a project listing does not show an amount programmed for a non-exempt capital phase, a TIP amendment (and possibly other actions related to air quality conformity) would be required to amend such a phase into the TIP if necessary in the future. Therefore, you must show all project phases (even if funded with local resources) in your project listings if they are not listed already.

Funds for a project phase must be listed in the same year of allocation/obligation for that phase (e.g. ENV, PS&E, PE, ROW or CON). Exceptions may be made for pre-approved corridor projects (as listed in the RTP), annual ongoing service/operations projects (such as operating assistance programs), multi-year program of projects (such a various streets and roads rehabilitation, or bus rehabilitation/ replacement programs), or projects with multiple segments (in which case the project description must include a statement noting the number of segments such as segments 1 through 3).

If changes are needed to existing non-exempt projects, please email Adam Crenshaw at acrenshaw@mtc.ca.gov by **January 21, 2016** with the following:

- TIP ID
- A description of the necessary change

- The description, funding amount, or project phase as currently shown in the TIP

If you have any funding specific question(s) please contact the following MTC staff persons:

- FHWA Funds including: STP/CMAQ, FHWA Earmarks - Adam Crenshaw (510) 817-5794
- FTA Funds including: Section 5307/5337/5339/AB664 - Shruti Hari (510) 817-5960
- FTA Earmarks - Glen Tepke (510) 817-5781
- State and Regional Funds including: STIP, Proposition 1B Bond, RM2 - Kenneth Kao (510) 817-5768
- TIP Development and Fund Management System (FMS) - Adam Crenshaw (510) 817-5794

CMAs are advised to coordinate the timely project review by counties and cities and other jurisdictions within their county.

Do not enter these changes in FMS until prompted, as changes submitted prematurely, before the 2017 TIP development begins, may be deleted. MTC will begin development of the project listings for the 2017 TIP in spring, 2016, and project sponsors are requested to enter the projects and changes in the Fund Management System (FMS) at that time.

Attachment C includes the tentative schedule for the development of the 2017 TIP. Separate memoranda and emails will provide further detail on other 2017 TIP Development activities.

We appreciate your help in developing the 2017 TIP. Time spent now getting the TIP entries correct will save time in the future by minimizing additional changes, preventing additional air quality conformity actions, and avoiding potential project delivery delays. Thank you for your prompt attention to this request.

Attachment A - Non-Exempt Projects in the 2015 TIP as of October 23, 2015

Attachment B - 2017 TIP Call for New Non-Exempt Projects – Project Info Template - **Due January 21, 2016**

Attachment C - Tentative Schedule for the 2017 TIP Update