

## Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: October 27-28, 2004

Reference No.: 2.1c.(4)

Action Item

From: CINDY MCKIM  
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Ref: **TRAFFIC CONGESTION RELIEF (TCR) PROGRAM LETTER OF NO PREJUDICE APPROVALS, RESOLUTION TL-04-**

### **ISSUE:**

In accordance with the Guidelines for Letter of No Prejudice, Traffic Congestion Relief Program (Guidelines) adopted by the California Transportation Commission (Commission) under Resolution G-03-12, the California Department of Transportation (Department) has reviewed one AB 1335 Letter of No Prejudice (Letter) request for \$26,100,000 for Phase 3 – Right of Way for Traffic Congestion Relief (TCR) Project #37.1 – Los Angeles Mid-City Transit Improvements.

### **RECOMMENDATION:**

The Department recommends that the Commission defer approval of this Letter request at this time and add this project to the list of Letter requests submitted by applicant agencies that are pending further action by the Commission.

### **BACKGROUND:**

The FY 2004/05 Budget Act includes the transfer of \$163,000,000 from the General Fund to the TCR Fund for those TCR projects with existing allocations. Provisions that would provide additional funding are dependent on the results of the November 2004 statewide ballot or future Proposition 42 funding.

Pending resolution of future funding for TCR projects, the Department recommends that new Letter requests, or requests to liquidate previously approved Letters, be deferred until such time that future funding for TCR Program can be assessed.