

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: October 14-15, 2009

Reference No.: 2.2c.(2)
Action Item

From: NORMA ORTEGA
Chief Financial Officer (Interim)

Prepared by: Jay Norvell
Division Chief
Environmental Analysis

Subject: **APPROVAL OF PROJECT FOR FUTURE CONSIDERATION OF FUNDING
04-SCL-101, PM 31.0/34.9
RESOLUTION E-09-75**

RECOMMENDATION:

The California Department of Transportation (Department) recommends that the California Transportation Commission (Commission), as a responsible agency, approve the attached Resolution E-09-75.

ISSUE:

The attached resolution proposes to approve for future consideration of funding the following project for which a Mitigated Negative Declaration (MND) has been completed:

- Route 101 in Santa Clara County. Construct a southbound through lane, reconfigure Tully Road and Capitol Expressway interchange, and construct roadway improvements in the city of San Jose. (PPNO 0460C)

This project in Santa Clara County will construct one additional lane in the southbound direction from south of Story Road Interchange to south of the Capitol Expressway Interchange, modify the Route 101/Tully Road Interchange to a partial cloverleaf interchange, and rebuild the existing Tully Road Overcrossing. The project is programmed in the Corridor Mobility Improvement Account and the 2008 State Highway Operation and Protection Program, and includes Federal Demonstration funds and local funds. Total estimated project cost is \$62,975,000, capital and support. Construction is estimated to begin in Fiscal Year 2009-10. The scope as described for the preferred alternative is consistent with the project scope set forth in the approved project baseline agreement.

A copy of the MND has been provided to Commission staff. The project will involve construction activities resulting in hazardous materials, biological, water quality, and temporary air quality effects that will be addressed by implementing a hazardous waste plan, preconstruction nesting surveys, active nest avoidance measures, lead abatement measures and containment, water quality best management practices, and dust control measures. As a result, an MND was completed for this project.

The Department has approved this project for construction. This approval and the filing of the Notice of Determination with the Office of Planning and Research will satisfy the environmental requirements for this stage of the project planning process.

Attachments

CALIFORNIA TRANSPORTATION COMMISSION

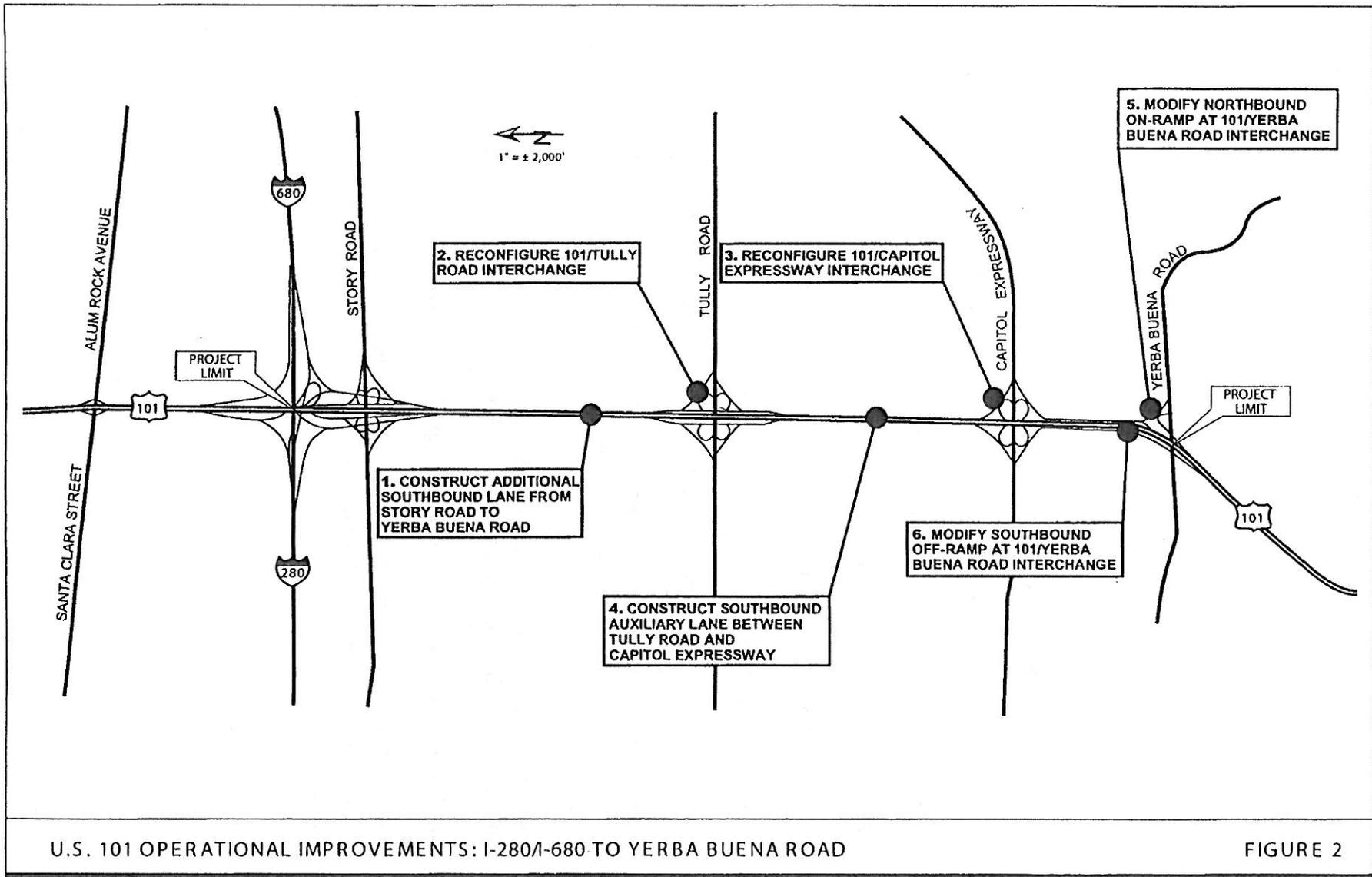
Resolution for Future Consideration of Funding

04-SCI-101, PM 31.0/34.9

Resolution E-09-75

- 1.1** **WHEREAS**, the California Department of Transportation (Department) has completed a Mitigated Negative Declaration pursuant to the California Environmental Quality Act (CEQA) and the CEQA Guidelines for the following project:

 - Route 101 in Santa Clara County. Construct a southbound through lane, reconfigure Tully Road and Capitol Expressway Interchange, and construct roadway improvements in the city of San Jose. (PPNO 0460C)
- 1.2** **WHEREAS**, the Department has certified that the Mitigated Negative Declaration has been completed pursuant to CEQA and the State CEQA Guidelines for its implementation; and
- 1.3** **WHEREAS**, the California Transportation Commission, as a responsible agency, has considered the information contained in the Mitigated Negative Declaration; and
- 1.4** **WHEREAS**, the project will not have a significant effect on the environment.
- 2.1** **NOW, THEREFORE, BE IT RESOLVED** that the California Transportation Commission does hereby approve the above referenced project to allow for future consideration of funding.



U.S. 101 OPERATIONAL IMPROVEMENTS: I-280/I-680 TO YERBA BUENA ROAD

FIGURE 2