CALIFORNIA TRANSPORTATION COMMISSION

Riverside County Transportation Commission
Public Partnership
High Occupancy Toll Lane Application
Determination of Eligibility

CTC
APR 09 2008

RESOLUTION G-08-07

1.1 WHEREAS Assembly Bill 1467, Nunez, added Section 149.7 to the Streets and Highways Code to allow a Regional Transportation Agency, as defined in Section 143, in cooperation with the Department of Transportation, to apply to the Commission to develop and operate high-occupancy toll lanes, including the administration and operation of a value pricing program and exclusive or preferential lane facilities for public transit, consistent with the established standards, requirements, and limitations that apply to those facilities in Sections 149, 149.1, 149.3, 149.4, 149.5, and 149.6, and

1.2 WHEREAS Assembly Bill 1467 requires that the Commission shall review each application for the development and operation of the facilities described in subdivision (a) according to eligibility criteria established by the Commission, and

1.3 WHEREAS Assembly Bill 1467 requires that for each eligible application, the Commission shall conduct at least one public hearing in Northern California and one in Southern California, and

1.4 WHEREAS Assembly Bill 1467 requires that following the public hearings, the Commission shall submit an eligible application and any public comments made during the hearings to the Legislature for approval or rejection. Approval shall be achieved by enactment of a statute, and

1.5 WHEREAS Assembly Bill 1467 requires that the number of facilities approved under this section shall not exceed four, two in Northern California and two in Southern California, and

1.6 WHEREAS Assembly Bill 1467 requires that a Regional Transportation Agency that develops or operates a facility, or facilities, described in the subdivision (a) as set forth in Assembly Bill 1467 shall provide any information or data requested by the Commission or the Legislative Analyst, and

1.7 WHEREAS Assembly Bill 1467 requires that the Commission, in cooperation with the Legislative Analyst, shall annually prepare a report on the progress of the development and operation of a facility authorized under this section. The

Commission may submit this report as a section in its annual report to the Legislature required pursuant to Section 14535 of the Government Code, and

1.8 WHEREAS Assembly Bill 1467 requires that no applications may be approved under this section on or after January 1, 2012, and

1.9 WHEREAS the Commission determined that in order to ensure that the Public Partnership Transportation High Occupancy Toll (HOT) Lane Projects selected promote California's transportation goals and advance the public interest, the Commission adopted guidelines at its October 24, 2007 meeting to set forth the eligibility criteria and procedures for the Commission to evaluate Public Partnership transportation project eligibility, and

1.10 WHEREAS the Riverside County Transportation Commission (RCTC) on December 13, 2007 submitted a *Public Partnership Application for HOT Lanes for the Interstate 15 Corridor and HOT Lane Project in Riverside County* to the Commission for determination of eligibility for consideration by the Legislature in accordance with AB 1467 and the Commission's Public Partnership HOT Lane Guidelines, and

1.11 WHEREAS Commission staff reviewed the Application for compliance with the Commission's Public Partnership HOT Lane Guidelines and AB 1467, and

1.12 WHEREAS this review included a technical analysis by the Department and a financial feasibility analysis prepared by an independent financial consultant retained by the Commission, and

1.13 WHEREAS based on this review, the Commission staff recommended that the Commission, in accordance with the requirements of AB 1467 and the Commission's Public Partnership HOT Lane Guidelines, find the RCTC *Public Partnership Application for HOT Lanes for the Interstate 15 Corridor and HOT Lane Project in Riverside County* eligible for consideration by the Legislature,

2.1 NOW THEREFORE BE IT RESOLVED that the Commission finds the RCTC *Public Partnership Application for HOT Lanes for the Interstate 15 Corridor and HOT Lane Project in Riverside County* eligible for consideration by the Legislature, and

2.2 BE IT FURTHER RESOLVED that the Commission directs staff to hold public hearings, one in Northern California and one in Southern California, as required by AB 1467, and

2.3 BE IT FURTHER RESOLVED that the Commission directs the Executive Director to submit the eligible application and any public comments made during the hearings to the Legislature.