



**U.S. DEPARTMENT OF TRANSPORTATION**

FEDERAL HIGHWAY ADMINISTRATION

CALIFORNIA DIVISION

650 Capitol Mall, Suite 4-100

Sacramento, CA. 95814

January 14, 2009

IN REPLY REFER TO  
HDA-CA

Document #: 52369

Will Kempton, Director  
California Department of Transportation  
1120 N Street, Mail Station 82  
P.O. Box 942874  
Sacramento, California 94274-0001

Re: 2008 SCAG Regional Transportation Plan Amendment #1 and  
2008 Federal Transportation Improvement Program Amendment #1

Attention: Rachel Falsetti, Transportation Programming, MS-82

Dear Mr. Kempton:

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of the Southern California Association of Governments' (SCAG) 2008 Federal Transportation Improvement Program (FTIP) Amendment #1, as requested by your letter of December 18, 2008.

We find SCAG's FTIP Amendment #1 was developed based on a continuing, cooperative, and comprehensive transportation planning process in accordance with 23 USC 134 & 135, 49 USC 5303-5305, and 23 CFR 450. The California Department of Transportation assures this amendment has met the financial constraint requirements included in our transportation planning regulations, i.e. 23 CFR 450.324(e).

The FHWA and FTA have also completed our review of the conformity determination for SCAG's Amendment #1 to the 2008 RTP and Amendment #08-01 to the 2008 RTIP. A FTA/FHWA air quality conformity determination is required for these Amendments pursuant to the Environmental Protection Agency's (EPA) *Transportation Conformity Rule*, 40 CFR Parts 51 and 93, and the United States Department of Transportation's *Metropolitan Planning Rule*, 23 CFR Part 450.

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On December 4, 2008, SCAG adopted Amendment #1 to the 2008 RTP and Amendment #08-01 to the 2008 RTIP and made the corresponding conformity determinations via Resolution 08-504-3. The conformity analysis submitted by SCAG indicates that all air quality conformity requirements have been met. Based on our review, we find that Amendment #1 to the 2008 RTP and Amendment #08-01 to the 2008 RTIP conform to the applicable state implementation plan in accordance with the provisions of 40 CFR Parts 51 and 93. In accordance with the July 15, 2004, *Memorandum of Understanding (MOU) between the Federal Highway Administration, California Division and the Federal Transit Administration, Region IX*, the FTA has concurred with this conformity determination. Additionally, this conformity determination was made after consultation with the EPA, Region 9 office.

In accordance with the above MOU, the FHWA's single signature constitutes FHWA and FTA's joint air quality conformity determination for SCAG's Amendment #1 to the 2008 RTP and Amendment #08-01 to the 2008 RTIP.

This letter constitutes approval of Federal Statewide Transportation Improvement Program (FSTIP) Amendment #1. The SCAG FTIP Amendment #1 is approved and included into California's 2009 FSTIP, with the understanding the eligibility of individual projects is subject to the applicant's satisfaction of all FTA and FHWA administrative requirements.

This approval is based on the California Department of Transportation's assurance that the funding for this amendment does not adversely impact the FSTIP Financial Plan.

If you have any questions regarding this determination, please do not hesitate to contact Ms. Michelle Noch of the Los Angeles Metropolitan Office at (213) 202-3953 or Mr. Ted Matley of the Federal Transit Administration at (415) 744-2590.

Sincerely,

*/s/ Leslie Rogers*

Leslie Rogers  
Regional Administrator  
Federal Transit Administration

*/s/ K. Sue Kiser*

For  
Vincent Mammano  
Acting Division Administrator  
Federal Highway Administration

cc via email:

Hasan Ikhata, SCAG

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Rosemary Ayala, SCAG

Abhijit J. Bagde, Caltrans Division of Transportation Programming

Ted Matley, FTA Region 9

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Mayela Sosa, FHWA CA Division

Karina O'Connor, EPA

Anh Chau, FHWA, (SCAG File)