



U.S. Department
of Transportation
**Federal Highway
Administration**

California Division

December 15, 2011

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In Reply Refer To:
(HDA-CA)

Mr. Malcolm Dougherty, Director
California Department of Transportation
1120 N Street
Sacramento, CA 95814

Attention: Federal Resources Office, M.S. 82
For Rachel Falsetti, Division of Transportation Programming

Dear Mr. Dougherty:

SUBJECT: KCOG AMENDMENT NO. 8

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed the review of Amendment No. 8 to the Kern Council of Governments' (KCOG) Federal Transportation Improvement Program (FTIP) that was submitted by your letter dated November 29, 2011. This amendment to KCOG's FTIP:

- adds, modifies or deletes project listings in Kern County. This amendment includes projects with funding from the following programs: State Transportation Improvement Program, State Highway Operations and Protection Program, the Surface Transportation Program, Proposition 1B, the Highway Bridge Program, the Safe Routes to School Program, and the Federal Transit Administration (FTA) Sections 5310, 5316, 5317, and local funds.

Pursuant to the July 18, 2004, *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX*, we accept the modifications to the 2010/11 – 2013/14 Federal Statewide Transportation Improvement Program (FSTIP) for the KCOG region in accordance with the Final Rule on Statewide and Metropolitan Transportation Planning published in the February 14, 2007 Federal Register. We find that KCOG's FSTIP, through Amendment No. 8, was developed through a continuing, cooperative and comprehensive transportation planning process carried out in accordance with the metropolitan planning provisions of 23 U.S.C. 184, and 49 U.S.C. Chapter 53 as amended by Section 6001 of Public Law 109-59, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

We have determined that this program modification is exempt from the regional emissions analysis requirements pursuant to the transportation conformity provisions found in 40 CFR Part 93. This finding has been coordinated with Region 9 of the Environmental Protection Agency (EPA) in accordance with the procedures outlined in the *National Memorandum of Understanding between DOT and EPA on Transportation Conformity*, dated April 25, 2000.

Therefore, we find that the FTIP continues to conform to the applicable State Implementation Plan (SIP).

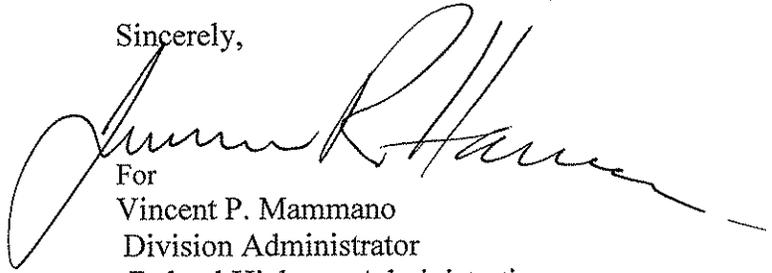
This approval is provided with the understanding that the FTA funding approval on the individual projects contained in the FSTIP are subject to grantees meeting all necessary FTA administrative requirements, and that approval of this programming action does not provide a federal eligibility determination for CMAQ projects or any other project funding source included in this amendment.

If you have questions or need additional information concerning our approval for this KCOG FSTIP amendment, please contact Joseph Vaughn of the FHWA California Division office at (916) 498-5346 or by email at Joseph.Vaughn@dot.gov.

Sincerely,

/s/ Leslie T. Rogers

Leslie T. Rogers
Regional Administrator
Federal Transit Administration


For
Vincent P. Mammano
Division Administrator
Federal Highway Administration

Mr. Malcolm Dougherty, Director
KCOG AMENDMENT #8
December 15, 2011

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cc: (e-mail)

Ray Sukys, FTA

Paul Page, FTA

Dennis Jacobs, Caltrans HQ

Mike Brady, Caltrans

Raquel Pacheco, KCOG

Ronald Brummett, KCOG

Karina O'Connor, EPA

Joseph Vaughn, FHWA

Jermaine Hannon, FHWA

cc: (other)

KCOG TIP Binder

JVaughn/mb