

I. Resolutions, Letter of Conformity

**RESOLUTION ADOPTING
MOBILITY 2045: THE METROPOLITAN TRANSPORTATION PLAN FOR NORTH CENTRAL
TEXAS, AND THE 2018 TRANSPORTATION CONFORMITY DETERMINATION FOR THE
DALLAS-FORT WORTH NONATTAINMENT AREA
(R18-03)**

WHEREAS, the North Central Texas Council of Governments (NCTCOG) is designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of Texas in accordance with federal law; and,

WHEREAS, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and continues to be the regional forum for cooperative decisions on transportation; and,

WHEREAS, the Fixing America's Surface Transportation (FAST) Act assigns the MPO the responsibility for developing and maintaining the Metropolitan Transportation Plan and Transportation Improvement Program and their periodic updates; and,

WHEREAS, the FAST Act requires the Metropolitan Transportation Plan and Transportation Improvement Program to include a financial plan to demonstrate the consistency of proposed transportation investments with available and projected sources of revenue; and,

WHEREAS, the Metropolitan Transportation Plan and the Transportation Improvement Program were developed using the most recent federal guidance and applicable regulations; and,

WHEREAS, Mobility 2045: The Metropolitan Transportation Plan for North Central Texas was developed in cooperation with local governments, the Texas Department of Transportation, North Texas Tollway Authority, Dallas Area Rapid Transit, Fort Worth Transportation Authority, Denton County Transportation Authority, and other transportation agencies; and,

WHEREAS, the Civil Rights Act of 1964 and Executive Order 12898 mandate nondiscrimination and analysis of impacts to protected populations for all federally funded projects; and,

WHEREAS, the RTC's policy is to evaluate the benefits and burdens of transportation policies, programs, and plans to prevent disparate impacts and improve the decision-making process, resulting in a more equitable system; and,

WHEREAS, the FAST Act assigns the MPO the responsibility for carrying out the transportation conformity process, in cooperation with the State and operators of publicly owned transit services; and,

WHEREAS, the Environmental Protection Agency (EPA) has designated the 10-county area of Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Rockwall, Tarrant, and Wise counties as moderate nonattainment under the 2008 8-hour ozone National Ambient Air Quality Standard (NAAQS) effective July 20, 2012; and designated the nine-county area of Collin, Dallas, Denton, Ellis, Johnson, Kaufman, Parker, Tarrant, and Wise counties as marginal nonattainment under the 2015 8-hour ozone NAAQS effective August 3, 2018; and,

WHEREAS, the current RTC metropolitan planning area includes all of Collin, Dallas, Denton, Ellis, Hood, Hunt, Johnson, Kaufman, Parker, Rockwall, Tarrant, and Wise counties; and,

WHEREAS, the FAST Act and the Clean Air Act regulations require information regarding the development of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas and the 2018 Transportation Conformity analysis be available for public comment according to the adopted MPO public participation plan; and,

WHEREAS, Mobility 2045: The Metropolitan Transportation Plan for North Central Texas and the 2018 Transportation Conformity were recommended for adoption to the RTC by the Surface Transportation Technical Committee.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

- Section 1.** The Regional Transportation Council adopts Mobility 2045: The Metropolitan Transportation Plan for North Central Texas.
- Section 2.** The Regional Transportation Council approves the results of the 2018 Transportation Conformity, which demonstrates that implementation of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas and the 2019-2022 Transportation Improvement Program will not cause any new violations of the 2008 and 2015 8-hour ozone NAAQS, increase the frequency or severity of violations of the standards, or delay timely attainment of the standards. This analysis uses the latest available information and the latest EPA-approved emissions estimation model. In addition, these results meet the requirement of current and previous motor vehicle emissions budget tests, and demonstrate Transportation Control Measures in approved State Implementation Plans are implemented in a timely fashion.
- Section 3.** The development of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas utilized the most recent regional demographic projections as adopted by the NCTCOG Executive Board October 26, 2017, and 2018 Transportation Conformity utilized latest planning assumptions.
- Section 4.** The recommendations included in Mobility 2045: The Metropolitan Transportation Plan for North Central Texas meet financial constraint requirements and all federal nondiscrimination and environmental justice requirements and have no disproportionate impacts on protected populations.
- Section 5.** The Regional Transportation Council directs staff to appropriately amend other planning documents such as the Transportation Improvement Program and Unified Planning Work Program as needed to implement the policies, programs, and projects contained in Mobility 2045: The Metropolitan Transportation Plan for North Central Texas.
- Section 6.** The development of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas and the 2018 Transportation Conformity was conducted in accordance with NCTCOG's approved public participation plan, including presentation of draft recommendations and analysis results prior to Regional Transportation Council adoption.

Section 7. The latest public involvement information for the 2018 Transportation Conformity, including Mobility 2045: The Metropolitan Transportation Plan for North Central Texas, will be transmitted to the Federal Highway Administration, Federal Transit Administration, Environmental Protection Agency, Texas Department of Transportation, and the Texas Commission on Environmental Quality.

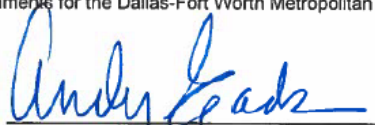
Section 8. This resolution will be transmitted to the Federal Highway Administration, Federal Transit Administration, Environmental Protection Agency, Texas Department of Transportation, Texas Commission on Environmental Quality, Dallas Area Rapid Transit, Fort Worth Transportation Authority, Denton County Transportation Authority, North Texas Tollway Authority, Collin County Toll Road Authority, and all impacted local governments.

Section 9. This Resolution shall be in effect immediately upon its adoption.



Rob Franke, P.E., Chair
Regional Transportation Council
Mayor, City of Cedar Hill

I hereby certify that this resolution was adopted by the Regional Transportation Council of the North Central Texas Council of Governments for the Dallas-Fort Worth Metropolitan Area on June 14, 2018.



Andy Eads, Secretary
Regional Transportation Council
Commissioner, Denton County

RESOLUTION ENDORSING MOBILITY 2045: THE METROPOLITAN TRANSPORTATION PLAN FOR NORTH CENTRAL TEXAS AND ASSOCIATED 2018 TRANSPORTATION CONFORMITY

WHEREAS, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

WHEREAS, NCTCOG is a voluntary association of, by and for local governments established to assist in planning for common needs, cooperating for mutual benefit, and coordinating for sound regional development; and,

WHEREAS, NCTCOG has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

WHEREAS, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and has been and continues to be a forum for cooperative decisions on transportation; and,

WHEREAS, federal law, the Fixing America's Surface Transportation (FAST) Act, assigns the MPO the responsibility for carrying out the metropolitan transportation planning process in cooperation with the state and operators of publicly owned transit services; and,

WHEREAS, the FAST Act assigns the MPO the responsibility for approving the metropolitan transportation plan and periodic updates; and,

WHEREAS, Mobility 2045: The Metropolitan Transportation Plan for North Central Texas was developed in cooperation with local governments, the Texas Department of Transportation, North Texas Tollway Authority, Dallas Area Rapid Transit, Fort Worth Transportation Authority, Denton County Transportation Authority, and other transportation agencies; and,

WHEREAS, the FAST Act assigns the MPO the responsibility for carrying out the transportation conformity process in cooperation with the state and operators of publicly owned transit services; and,

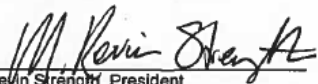
WHEREAS, the air quality conformity review of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas meets the transportation conformity-related requirements of the State Implementation Plan; the Clean Air Act (42 U.S.C. 7504, 7506 (c) and (d)) as amended on November 15, 1990; and the conformity rule as specified in the US Environmental Protection Agency's Transportation Conformity Rule Restructuring Amendments effective April 13, 2012; and,

WHEREAS, the environmental justice review of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas meets the requirements of the Civil Rights Act of 1964 and Executive Order 12898 regarding nondiscrimination of protected populations for all federally funded projects; and,

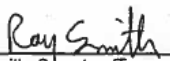
WHEREAS, Mobility 2045: The Metropolitan Transportation Plan for North Central Texas and the findings of the 2018 Transportation Conformity and Environmental Justice Analyses were adopted by the Regional Transportation Council on June 14, 2018 under Resolution R18-03.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

- Section 1.** The North Central Texas Council of Governments Executive Board endorses Mobility 2045: The Metropolitan Transportation Plan for North Central Texas.
- Section 2.** The North Central Texas Council of Governments Executive Board endorses the findings of the 2018 Transportation Conformity which indicate that Mobility 2045: The Metropolitan Transportation Plan for North Central Texas meets the transportation conformity-related requirements of the State Implementation Plan, the Clean Air Act, and the transportation conformity rule.
- Section 3.** The North Central Texas Council of Governments Executive Board endorses the findings of the nondiscrimination and environmental justice review which indicate that Mobility 2045: The Metropolitan Transportation Plan for North Central Texas has no disproportionate impacts on protected populations.
- Section 4.** This resolution will be included in the final documentation of Mobility 2045: The Metropolitan Transportation Plan for North Central Texas and 2018 Transportation Conformity.
- Section 5.** This resolution shall be in effect immediately upon its adoption.


Kevin Strength, President
North Central Texas Council of Governments
Mayor, City of Waxahachie

I hereby certify that this resolution was adopted by the Executive Board of the North Central Texas Council of Governments on June 28, 2018.


Ray Smith, Secretary/Treasurer
North Central Texas Council of Governments
Mayor, Town of Prosper



U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION **FEDERAL HIGHWAY ADMINISTRATION**
 819 TAYLOR STREET, ROOM 14A02 300 E. 8TH STREET, ROOM 826
 FORT WORTH, TEXAS 76102-9003 AUSTIN, TEXAS 78701

November 21, 2018

In Reply Refer to:
 HPP-TX

Dallas-Fort Worth-Arlington, Lewisville-Denton and McKinney
 Metropolitan Planning Organization (D/FW MPO)
 Transportation Conformity Determination for the
 Mobility 2045 Metropolitan Transportation Plan (MTP) and
 2019-2022 Transportation Improvement Program (TIP)

Mr. James M. Bass, Executive Director
 Texas Department of Transportation
 125 E. 11th Street
 Austin, TX 78701-2483

Dear Mr. Bass

We have reviewed the documentation supporting the transportation conformity determination for the Mobility 2045 Metropolitan Transportation Plan (MTP) and 2019-2022 Transportation Improvement Program (TIP) adopted by the D/FW MPO's Regional Transportation Council (Policy Board) on June 14, 2018. Based upon our review and consultation with the U.S. Environmental Protection Agency (EPA), the Texas Commission on Environmental Quality (TCEQ), and the Texas Department of Transportation (TxDOT), we hereby find:

- that the Mobility 2045 MTP and 2019-2022 TIP meet all the requirements for making a joint conformity determination under the Clean Air Act Amendments of 1990.

Additionally, we find

- that the Mobility 2045 MTP satisfactorily complies with the requirements of 23 CFR §450.324 regarding the development and content of metropolitan transportation plans in air quality non-attainment areas; and
- that the 2019-2022 TIP satisfactorily complies with the requirements of 23 CFR §450.326 regarding the development and content of transportation improvement programs in air quality non-attainment areas.

The interagency consultative partners have indicated that they have no unresolved issues concerning this conformity determination in their letters dated: November 16, 2018 for TxDOT, November 19, 2018 for TCEQ and November 16, 2018 for EPA. The conformity determination and procedures used to make this determination are in accordance with the provisions of the transportation conformity rule (40 CFR Parts 51 and 93), dated August 15, 1997, as amended.

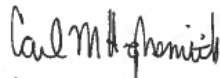
This action

- restarts the four-year time clock associated with the update of the MTP. Accordingly, an updated MTP and corresponding transportation conformity determination will be required by November 21, 2022;
- satisfies the requirement that transportation conformity be determined within two years of the effective date of EPA's adequacy determination of motor vehicle emissions budgets for transportation conformity purposes (November 23, 2016);
- satisfies the requirement that transportation conformity be determined within one year of the effective date of EPA's non-attainment area designation in accordance with the 2015 8-hour ozone standard (August 3, 2018); and
- addresses transportation conformity in accordance with the 2008 8-hour ozone standard.

The Federal Highway Administration (FHWA) acts as executive agent for the Federal Transit Administration (FTA) on metropolitan transportation plan and transportation improvement program air quality conformity determinations. Accordingly, this letter will serve as a joint FHWA/FTA conformity determination.

Should you have any questions concerning this action, please contact Jose Campos at Jose.Campos@dot.gov or (512) 536-5932, Barbara Maley at Barbara.Maley@dot.gov or (214) 224-2175 or Anthony Jones at Anthony.M.Jones@dot.gov or (512) 536-5936.

Sincerely yours,


for Achille Alonzi
Division Administrator

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