

**CONFORMITY DETERMINATION RESOLUTION
FOR THE COST-FEASIBLE ALTERNATIVE OF THE YEAR 2025
LONG RANGE TRANSPORTATION PLAN**

- WHEREAS, Pinellas County has been designated as an Attainment Area for Ozone NAAQS by the U.S. Environmental Protection Agency, effective February 5, 1996; and
- WHEREAS, Section 176(c)(3) of the Clean Air Act Amendments of 1990 state that "No department, agency, or instrumentality of the Federal Government shall engage in, support in any way, or provide financial assistance for, license or permit, or approve any activity which does not conform to the Implementation Plan after it has been approved and promulgated under Section 110; and
- WHEREAS, no Metropolitan Planning Organization designated under Section 134 of Title 23 U.S.C. shall give its approval to any project, program, or plan which does not conform to an Implementation Plan approved or promulgated under Section 110; and
- WHEREAS, the Pinellas County Metropolitan Planning Organization has an abiding interest in supporting the broad goals of the state of Florida's State Implementation Plan (SIP); and
- WHEREAS, the US Environmental Protection Agency has approved revisions to the State Implementation Plan (SIP) submitted by the Florida Department of Environmental Protection (FDEP) on December 20, 2002 to provide a 10-year update to the maintenance plan as required by section 175A(b) of the Clean Air Act, and to provide new Motor Vehicle Emissions Budgets (MVEBs) for the years 2005 and 2015; and
- WHEREAS, pursuant to 23 CFR Parts 450.312 and 450.322, the Pinellas County MPO has approved the periodic update of the Long Range Transportation Plan to the year 2025 in order to address at least a twenty year planning horizon; and
- WHEREAS, the Florida Department of Transportation and the Florida Department of Environmental Protection have provided guidance on determining conformity of transportation plans, programs, and projects with the State Implementation Plan, and determined that Transportation Control Measures (TCMs) are not included as a requirement of the State Implementation Plan for the maintenance period, under Section 176(c) of the Clean Air Act. The Pinellas County MPO further certifies that if the SIP is revised and TCMs are included in the maintenance plan, the MPO will expeditiously implement them to eliminate or reduce the severity and number of violations of the National Ambient Air Quality Standards (NAAQS) for ozone pollutant and precursors; and
- WHEREAS, a conformity determination was conducted for the Year 2025 Long Range Transportation Plan through an emissions analysis of planning horizons and budget years of the Plan, using the new Motor Vehicle Emission Budgets in the updated Maintenance Plan of the Revised SIP, and it was found to conform, as required by Section 51.428 of the Transportation Conformity Rule, and
- WHEREAS, pursuant to 40 CFR Part 93.104(b)(3) and (4), the MPO and DOT must determine the conformity of the transportation plan no less frequently than every three years, and after an MPO adopts a new or revised transportation plan, conformity of the TIP must be redetermined within six months from the date of DOT's conformity determination of the transportation plan; and
- WHEREAS, using the interagency consultation process and the public involvement plan the MPO staff has prepared a draft cost feasible alternative for the planning horizon, and for the budget years 2015 and 2005, in accordance with the revised SIP; and
- WHEREAS, the draft cost feasible alternative for the year 2025 Long Range Transportation Plan, conforms to the State Implementation Plan, as supported by demonstrations that the conformity determination criteria and procedures have been followed and met through the emissions analyses as required by 40 CFR Part 93, Subpart A of the Transportation Conformity Rule; and
- WHEREAS, the Pinellas County MPO has conducted a public comment period and continued it until the public hearing of November 10, 2004. At that meeting, the MPO endorsed the draft Conformity Determination for the cost feasible alternative of the year 2025 Long Range Transportation Plan; endorsed the draft cost feasible alternative of the Plan; received public comment on the conformity determination and on the cost feasible alternative of the Plan; and

NOW, THEREFORE, the Pinellas County MPO, after considering all public comment, finds that the cost feasible alternative of the Year 2025 Long Range Transportation Plan conforms to the revised State Implementation Plan, and adopts it as the Pinellas County MPO Year 2025 Long Range Transportation Plan.

Passed and adopted by the Pinellas County Metropolitan Planning Organization of Pinellas County, Florida, on December 15, 2004.

ATTEST:


Executive Director


Chairman

Approved as to Form:


Attorney