



U.S. Department  
of Transportation

Federal Transit Administration  
Region V  
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Chicago, IL 60606-5253  
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Federal Highway Administration  
OH Division  
200 North High St., Room 328  
Columbus, OH 43215

## ELECTRONIC CORRESPONDENCE ONLY

Jack Marchbanks, Ph.D.  
Director  
Ohio Department of Transportation  
1980 West Broad Street  
Columbus, OH 43223

Dear Director Marchbanks:

This is in response to your letter dated June 13, 2024 regarding the request for USDOT conformity determinations for the Ohio-Kentucky-Indiana Regional Council of Governments (OKI) air quality area. We completed our review of the conformity documentation to support adoption of the OKI 2050 Metropolitan Transportation Plan (MTP) and SFY 2024-2027 amended Transportation Improvement Program (TIP). The conformity analysis includes documentation to demonstrate conformity for ozone standards within the Cincinnati air quality area.


Based on our review, in consultation with the United States Environmental Protection Agency (EPA) Regions 4 and 5, and through coordination with the Indiana and Kentucky Divisions of FHWA, we find that the OKI 2050 MTP and SFY 2024-2027 amended TIP conforms to the applicable state implementation plan in accordance with the provisions of the EPA's *Transportation Conformity Rule (40 CFR Parts 51 and 93)*. This determination of conformity is effective July 28, 2024 which is the expiration date of the previous OKI MTP conformity determination.

If you have any questions or comments, please contact Mr. Sam Wallace, Community Transportation Planner, at (614) 280-6839 or [samuel.wallace@dot.gov](mailto:samuel.wallace@dot.gov).

Sincerely,

**KELLEY  
BROOKINS**  
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KELLEY BROOKINS  
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Kelley Brookins  
Regional Administrator  
Federal Transit Administration

  
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Date: 2024.07.19  
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For: David Snyder  
Division Administrator  
Federal Highway Administration



## REGION 4 ADMINISTRATOR

ATLANTA, GA 30303

April 8, 2024

Melanie Murphy  
Transportation Planning Specialist  
FHWA Tennessee Division  
404 BNA Drive, Bldg 200, Ste 508  
Nashville, Tennessee 37217

Dear Ms. Murphy:

Thank you for your letter requesting our review of the 1997 8-hour ozone National Ambient Air Quality Standard transportation conformity determination for the Clarksville Urban Area Metropolitan Planning Organization's (CUAMPO) Amendment 3 to the Fiscal Year (FY) 2023-2026 Transportation Improvement Program (TIP) and Amendment 1 to the 2050 Metropolitan Transportation Plan (MTP) for the bi-state Clarksville-Hopkinsville Tennessee-Kentucky maintenance area. We have completed our review and recommend a finding of conformity for the 1997 8-hour ozone standard for the Amended FY 2023-2026 TIP and 2050 MTP.

On August 15, 1997, and subsequently on July 1, 2004, and May 6, 2005, the U.S. Environmental Protection Agency published revisions related to the "Criteria and Procedures for Determining Conformity to State or Federal Implementation Plans of Transportation Plans, Programs, and Projects Funded or Approved Under Title 23 U.S.C. or the Federal Transit Act," or Transportation Conformity Rule (40 Code of Federal Regulations Part 93). These revisions outline the criteria that must be met for the 8-hour ozone and PM<sub>2.5</sub> standards. The EPA has reviewed the conformity determination related to the 1997 8-hour ozone standard for the Amended FY 2023-2026 TIP and 2050 MTP for the bi-state Clarksville-Hopkinsville Tennessee-Kentucky maintenance area and has concluded that all of the criteria have been met, including those outlined in the July 1, 2004, conformity rule revision entitled, "Transportation Conformity Rule Amendments: Conformity Amendments for New 8-hour Ozone and PM<sub>2.5</sub> National Ambient Air Quality Standards, Response to March 1999, Court Decision and Additional Rule Changes," (69 FR 40004), and those outlined in the May 6, 2005, conformity rule revision entitled, "Transportation Conformity Rule Amendments for the New PM<sub>2.5</sub> National Ambient Air Quality Standard: PM<sub>2.5</sub> Precursors," (70 FR 24280).

Thank you again for the opportunity to review the conformity determination for the CUAMPO's Amended FY 2023-2026 TIP and 2050 MTP for the bi-state Clarksville-Hopkinsville Tennessee-Kentucky maintenance area. If you have any questions regarding this letter, please contact me at (404) 562-9029 or Ms. Dianna Myers of the EPA Region 4 staff at (404) 562-9207.

Sincerely,

**JANE SPANN**

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Jane S. Spann  
Manager  
Air Regulatory Management Section

cc: Anna Bowman, KYDAQ  
Marc Corrigan, TDEC  
S. Dwight Morrison, TDOT  
Andres Ramirez, FTA, Region 4  
Yvette Taylor, FTA, Region 4  
Nick Vail, FHWA-KY Division  
Dasha Korostina, KYTC  
J. Stan Williams, CUAMPO



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

March 7, 2024

**Federal Highway Administration  
Tennessee Division**

404 BNA Drive, Suite 508  
Nashville, Tennessee 37217  
Phone (615) 781-5770

**Federal Transit Administration  
Region IV**

230 Peachtree St. N.W., Suite 1400  
Atlanta, Georgia 30303  
Phone (404) 865-5600

In Reply Refer To:  
HPD-TN

Matt Meservy  
Director, Long Range Planning Division  
Tennessee Department of Transportation  
James K. Polk Building, Suite 900  
Nashville, TN 37243

Subject: Air Quality Conformity Determination for Clarksville-Hopkinsville, TN-KY

Dear Mr. Meservy:

The Federal Highway Administration (FHWA) Tennessee Division and Federal Transit Administration (FTA) Region IV Office, in coordination with the FHWA Kentucky Division and the Environmental Protection Agency (EPA) Region IV Office, have reviewed the Air Quality Conformity Determination adopted by the Clarksville Urbanized Area Metropolitan Planning Organization (MPO) Executive Board on January 11, 2024.

The Air Quality Conformity Determination covers the Clarksville-Hopkinsville, TN-KY former maintenance area for the 1997 8-hour ozone National Ambient Air Quality Standards (NAAQS) and addresses the planned improvements from the MPO's 2050 Metropolitan Transportation Plan.

Based on our review, we find the documents conform to the 1997 8-hour ozone NAAQS for Clarksville-Hopkinsville, TN-KY.

If you have any questions regarding this determination, please contact Melanie Murphy, Transportation Planning Specialist, FHWA Tennessee Division at (615) 781-5767 or Andres Ramirez, Community Planner, FTA Region IV at (404) 865-5611.

Sincerely,

YVETTE  
GARNER  
TAYLOR

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YVETTE GARNER  
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Dr. Yvette G. Taylor  
Regional Administrator  
FTA Region IV

Gilberto DeLeon  
Acting Division Administrator  
FHWA TN Division

cc: Mayor Joe Pitts, MPO Executive Board Chair, Clarksville Urbanized Area MPO  
Mr. Sean Santalla, Acting Deputy Division Administrator, FHWA TN Division  
Ms. Courtney Eason, Acting Program Development Team Leader, FHWA TN Division  
Ms. Melanie Murphy, Transportation Planning Specialist, FHWA TN Division  
Mr. John Ballantyne, Planning, Environment & System Performance Team Leader, FHWA  
KY Division  
Mr. Nick Vail, Community Planner, FHWA KY Division  
Mr. Andres Ramirez, Community Planner, FTA Region IV  
Ms. Lynorae Benjamin, Air Planning and Implementation Branch Manager, EPA Region IV  
Ms. Dianna Myers, Environmental Scientist, EPA Region IV  
Mr. Stacy Morrison, OCT Planning Manager, TDOT  
Mr. Stan Williams, MPO Coordinator, Clarksville Urbanized Area MPO  
Mr. Marc Corrigan, Environmental Consultant, TDEC



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

**Kentucky Division**

March 27, 2024

330 West Broadway  
Frankfort, KY 40601  
PH (502) 223-6720  
FAX (502) 223-6735  
<http://www.fhwa.dot.gov/kydiv>

In Reply Refer To:  
HDA-KY

Mr. Jarrett Haley, Executive Director  
Louisville Area Metropolitan Planning Organization  
c/o Kentuckiana Regional Planning and Development Agency  
11520 Commonwealth Drive  
Louisville, KY 40299

Dear Mr. Haley:

The Kentucky Division of the Federal Highway Administration (FHWA) and Region 4 of the Federal Transit Administration (FTA), in consultation with the Indiana Division Office of the Federal Highway Administration and Regions 4 and 5 of the United States Environmental Protection Agency (EPA), have reviewed the following document(s):

Amendment 5 to the 2023-2026 Transportation Improvement Program (TIP) and  
2050 Metropolitan Transportation Plan (MTP) for the Louisville Area Metropolitan  
Planning Organization (MPO)  
(MPO approval resolution signed on February 22, 2024)

The Kentucky Environmental and Public Protection Cabinet's Division for Air Quality, the Kentucky Transportation Cabinet's Division of Planning, the Kentucky Transportation Cabinet's Office of Transportation Delivery, the Louisville Metro Air Pollution Control District, and the Transit Authority of River City also had an opportunity to review and comment on the aforementioned documents.

We found that this document meets the five primary criteria of the Transportation Conformity Rule (40 CFR Part 93):

- use of the latest planning assumptions
- use of the latest emissions model
- use of appropriate consultation procedures
- consistency with the mobile vehicle emission budgets in the State Implementation Plan (SIP), and
- provisions for the timely implementation of transportation control measures in the SIP

We found that these documents met the criteria outlined in the July 1, 2004 Transportation Conformity Rule Amendments for New 8-hr Ozone and PM<sub>2.5</sub> National Ambient Air Quality

Standards (NAAQS), Response to March 1999 Court Decision and Additional Rule Changes (69 FR 40004). We therefore find that these documents conform to the 2015 8-hour Ozone NAAQS.

Sincerely,

**TODD A JETER**

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Todd Jeter  
Division Administrator

CC: Aviance Webb, FTA-R4  
Erica Tait, FHWA-IN  
Tonya Higdon, FHWA-KY  
Jane Spann, EPA-R4  
Dianna Myers, EPA-R4  
Simone Jarvis, EPA-R4  
Michael Kennedy, KEEC-DAQ  
Rachael Hamilton, APCD  
Aida Copic, TARC  
Ron Rigney, KYTC-Program Management  
Mikael Pelfrey, KYTC-Planning  
Andy Rush, Louisville Area MPO



U.S. Department  
of Transportation

**Federal Transit Administration**   **Federal Highway Administration**  
Region V   Indiana Division  
200 West Adams St., Suite 320   575 N. Pennsylvania St., Rm 254  
Chicago, IL 60606-5253   Indianapolis, IN 46204-1576

April 4, 2023

Roy Nunnally, Director  
Asset Management Division  
Indiana Department of Transportation  
100 N Senate Ave. N925  
Indianapolis, IN 46204

Dear Mr. Nunnally:

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of the documents necessary to make an air quality conformity finding for the Evansville Metropolitan Planning Organization's (EMPO) planning documents. The Evansville Metropolitan Planning Area is within the 2-county Evansville air quality conformity area comprised of Vanderburg and Warrick Counties. The need for this new conformity finding stems from a recent update to the EMPO 2050 Metropolitan Transportation Plan (MTP) and adoption of the FY2024-2028 EMPO Transportation Improvement Program.

Vanderburgh and Warrick Counties are designated as Maintenance for the 1997 Ozone Standard until October 19, 2027. Appropriate consultation and public involvement on the updated MTP and TIP was completed. The Indiana Department of Environmental Management, the Indiana Department of Transportation, and the US Environmental Protection Agency have completed their reviews and have determined that air quality conformity requirements have been met.

This conformity finding supersedes all previous conformity findings for this MPO. Therefore, FHWA and FTA affirms the following planning documents conform to air quality conformity rule requirements:

Evansville MPO 2050 Metropolitan Transportation Plan  
Evansville MPO 2022-2026 TIP (Amendment TIP-9)  
Evansville MPO 2024-2028 (original)

Please note that the 2024-2028 TIP is not incorporated into INDOT's current Statewide Transportation Improvement Program (STIP), therefore, the 2022-2026 TIP is the only TIP officially recognized by FHWA and FTA.

If you have any questions, please feel free to contact Erica Tait, FHWA, at 317-226-5629 or [k.carmanygeorge@dot.gov](mailto:k.carmanygeorge@dot.gov); or Cecilia C. Godfrey, FTA, at 312-705-1268 or [cecilia.crenshaw@dot.gov](mailto:cecilia.crenshaw@dot.gov).

Sincerely,

**KELLEY**  
**BROOKINS**

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Date: 2023.04.04  
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Kelley Brookins  
Regional Administrator  
FTA Region V

Sincerely,

**JERMAINE**  
**R HANNON**

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Date: 2023.04.04  
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Jermaine R. Hannon  
Division Administrator  
FHWA Indiana Division

cc: (transmitted by e-mail)  
Seyed Shokouhzadeh, EMPO  
Pamela Drach, EMPO  
Jay Mitchell, INDOT  
Cecilia Godfrey, FTA  
Jason Ciavarella, FTA  
Tony Maietta, EPA  
Shawn Seals, IDEM  
Nick Vail, FHWA-KY





**U.S. Department  
of Transportation**

**Federal Transit Administration**  
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(215) 656-7260 (fax)

**Federal Highway Administration**  
West Virginia Division  
300 Virginia Street East, Ste. 7400  
Charleston, WV 25301  
304-347-5928  
304-347-5103 (fax)

June 29, 2023

Mr. Jimmy Wriston, P.E.  
Secretary of Transportation  
Commissioner of Highways  
West Virginia Department of Transportation  
1900 Kanawha Boulevard East Building Five, Room 110  
Charleston, West Virginia 25305-0430

**Re: Air Quality Conformity Determination – KYOVA Interstate Planning Commission  
Transportation Improvement Program (TIP) 2024-2027**

Dear Secretary Wriston:

The Clean Air Act Amendments of 1990 (CAAA) require that transportation plans, programs, and projects cannot create new National Ambient Air Quality Standards (NAAQS) violations, increase the frequency or severity of existing NAAQS violations or delay the attainment of the NAAQS. The Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) is required to make a transportation conformity determination in non-attainment and maintenance areas as outlined in 40 CFR 93.104 and 23 CFR Part 450.

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed our review of Kentucky, Ohio, West Virginia Interstate Planning Commission (KYOVA) FY 2024-2027 Transportation Improvement Program (TIP) and Air Quality (AQ) Conformity Analysis submitted by letter dated June 2, 2023, and adopted by the KYOVA MPO on April 23, 2023. The AQ Conformity Analysis is based on the FY 2024-2027 Transportation Improvement Program (TIP). This determination was triggered as a result of having completed the review of the Fiscal Year (FY) 2024-2027 TIP. The last air quality conformity determination was made on August 24, 2023.

The FTA and FHWA coordinated the transportation air quality conformity determinations submittal with the Environmental Protection Agency (EPA) and are jointly making this air quality conformity determination.

On June 20, 2023, in a letter to FHWA's West Virginia Division regarding the review of the Huntington-Ashland 1997 8-hour ozone Maintenance area, the EPA acknowledged its review and included technical documentation that supports the conformity finding of the region's FY 2024-2027 TIP.

Mr. Jimmy Wriston

Page 2

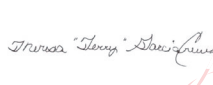
FTA and FHWA find that the analytical results provided by the KYOVA to demonstrate conformity are consistent with EPA's Transportation Conformity Rule (40 CFR Part 93), as amended. FTA and FHWA find that the FY 2024-2027 TIP conforms to the region's State Implementation Plans and that the conformity determination has been performed in accordance with the requirements specified in the Transportation Conformity Rule (40 CFR Part 93), as amended.

FTA and FHWA find that the FY 2024-2027 TIP was developed based on a continuing, cooperative, and comprehensive transportation planning process carried on cooperatively by the KYOVA, their state partners, and the Regional Transportation Authorities in accordance with the requirements of 23 USC 134 and 49 USC 5303.

Based on our transportation planning regulatory requirements, our day-to-day involvement, and extensive review of technical analysis reports, and in accordance with the provisions of 23 USC 134(i)(2)(E), 49 USC 5303, FTA and FHWA find the financial information needed to support our fiscal constraint determination is complete.

Any questions concerning this approval should be directed to Ms. Kara Greathouse, Planner, FHWA West Virginia Division, at (304) 347-3571, or Ms. Chelsea Beytas, Community Planner, FTA Region III, at (215) 656-7961.

Sincerely yours,

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THERESA GARCIA CREWS  
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Terry Garcia Crews  
Regional Administrator  
Federal Transit Administration

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**BLANTON** Digitally signed by  
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Jeffrey Blanton, P.E.  
Division Administrator  
Federal Highway Administration

cc: Brian Carr, WVDOH Planning Division  
Bill Robinson, WVDOT Multimodal Division - Public Transit  
Chris Chiles, KYOVA  
Kara Greathouse, FHWA  
Tony Tarone, FTA  
Laura Keeley, FTA  
Chelsea Beytas, FTA