

# KENTUCKY

## STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM (STIP) For FY 2011-2014

### A M E N D M E N T #2010.004

#### I. Proposed Action:

The Kentucky Transportation Cabinet (KYTC) hereby submits the attached resolution from the Ohio-Kentucky-Indiana Regional Council of Governments (OKI) which states that the OKI Board of Directors adopted the OKI Fiscal Years 2012-2015 Transportation Improvement Program (TIP) on April 14, 2011. The KYTC requests inclusion of the OKI's FY 2012-2015 TIP in the KYTC's FY 2011-2014 Statewide Transportation Improvement Program (STIP).

**Location:** OKI MPO Area

#### II. Additional Remarks:

Attached is the Governor's Designee approval letter for the FY 2012-2015 TIP, Resolution of the Board of Directors, and conformity approval letters.

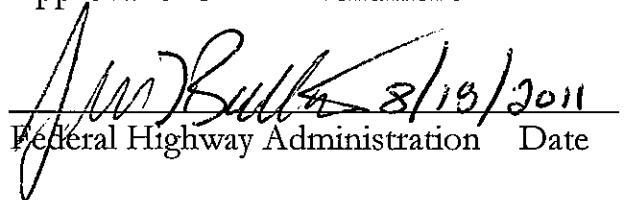
#### III. Amendment Approval:

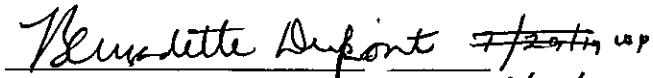
Amendment Recommended for Approval:



*for* \_\_\_\_\_  
Kentucky Transportation Cabinet    Date  
Ronald B. Rigney, Director  
Division of Program Management

Approval of STIP Amendment:

  
\_\_\_\_\_ 8/19/2011  
Federal Highway Administration    Date

  
\_\_\_\_\_ ~~7/20/11~~ up  
Recommended by    Date 8/17/11

# KENTUCKY

## STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM (STIP) For FY 2011-2014

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### AMENDMENT #2010.004

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Location: OKI MPO Area

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#### III. Amendment Approval:

Amendment Recommended for Approval:



*for* Kentucky Transportation Cabinet Date  
Ronald B. Rigney, Director  
Division of Program Management

Approval of STIP Amendment:

 7/21/11

Federal Transit Administration Date  
Robert Buckley



**TRANSPORTATION CABINET**

Frankfort, Kentucky 40622  
www.transportation.ky.gov/

**Steven L. Beshear**  
Governor

**Michael W. Hancock, P.E.**  
Secretary

July 1, 2011

Mark R. Policinski, Executive Director  
Ohio-Kentucky-Indiana Regional Council of Governments  
720 East Pete Rose Way, Suite 420  
Cincinnati, Ohio 45202

Subject: Kentucky Governor's Approval of the FY 2012-2015 OKI TIP

Dear Mr. Policinski:

The Kentucky Transportation Cabinet (KYTC) concurs that the Ohio-Kentucky-Indiana Regional Council of Governments' (OKI's) Fiscal Year (FY) 2012-2015 Transportation Improvement Program (TIP) meets the federal requirements outlined in CFR 450.324. The Secretary, acting as the Governor's Designee, hereby approves the document as required by CFR 450.324(a).

Sincerely,

A handwritten signature in black ink, appearing to read "Michael W. Hancock", written over a large, stylized circular flourish.

Michael W. Hancock  
Secretary  
Kentucky Transportation Cabinet

MWH/AJT/RMG



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**RESOLUTION**  
**OF THE BOARD OF DIRECTORS OF THE**  
**OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS**

**CONCERNING**  
**ADOPTION OF THE FY 2012 – 2015 TRANSPORTATION IMPROVEMENT**  
**PROGRAM (TIP) AND THE**  
**DETERMINATION OF THE CONSISTENCY OF THE**  
**TRANSPORTATION IMPROVEMENT PROGRAM WITH**  
**AIR QUALITY CONFORMITY REGULATIONS**

**WHEREAS**, the Ohio-Kentucky-Indiana Regional Council of Governments ("OKI") is designated as the Metropolitan Planning Organization ("MPO") by the Governors of Ohio, Kentucky and Indiana acting through the Ohio Department of Transportation, the Kentucky Transportation Cabinet and the Indiana Department of Transportation, and in cooperation with locally elected officials for the Counties of Butler, Clermont, Hamilton and Warren in the State of Ohio, Boone, Campbell and Kenton in the Commonwealth of Kentucky, and Dearborn County in Indiana; and

**WHEREAS**, the MPO has, pursuant to 49 U.S.C. 5323 (k), 23 U.S.C. 135, and 23 CFR 450.220, developed the OKI Fiscal Years 2012 – 2015 Transportation Improvement Program, as a short-range element of the OKI 2030 Regional Transportation Plan 2008 Plan Update; and

**WHEREAS**, the Ohio counties of Butler, Clermont, Hamilton and Warren, the Kentucky counties of Boone, Campbell and Kenton, and a portion of Dearborn County, Indiana have been classified as a maintenance area for ozone and a nonattainment area for PM2.5 and are subject to transportation conformity rules; and

**WHEREAS**, the OKI Fiscal Year 2012 – 2015 Transportation Improvement Program includes projects that are not exempt from transportation conformity requirements, but have been listed in the Metropolitan Transportation Plan, as amended, with no major changes to timing or scope, a new conformity determination is required but may rely on a previous emissions analysis; and

**WHEREAS**, the OKI Fiscal Years 2012 – 2015 Transportation Improvement Program is consistent with OKI's previous air quality regional emission analysis of February 10, 2011 and the US DOT, in consultation with the Environmental Protection Agency, found to conform to all applicable State Implementation Plans on March 17, 2011 and it has been determined through interagency consultation that OKI may rely on this previous regional emission analysis; and

**WHEREAS**, the environmental justice impacts of these amendments have been considered with "Executive Order 1212898 Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations"; and

**WHEREAS**, the OKI Fiscal Years 2012 – 2015 Transportation Improvement Program has met the requirements of OKI's Public Participation Process; and

**WHEREAS**, the OKI Fiscal Years 2012 – 2015 Transportation Improvement Program will become effective concurrent with US DOT approval of the Fiscal Years 2012 – 2015 State Transportation Improvement Programs for Ohio, Kentucky and Indiana;

**NOW, THEREFORE, BE IT RESOLVED:**

1. That the OKI Board of Directors adopts the OKI Fiscal Years 2012 – 2015 Transportation Improvement Program as the short range element of the OKI 2030 Regional Transportation Plan 2008 Plan Update for the Counties of Butler, Clermont, Hamilton and Warren in the State of Ohio; Boone, Campbell and Kenton in the Commonwealth of Kentucky; and Dearborn County in Indiana, and recommends that its members incorporate these improvements into their planning for transportation improvements in their governmental units; and
2. That the OKI Board of Directors hereby affirms the conformity between the OKI Fiscal Years 2012 – 2015 Transportation Improvement Program and the Ohio, Kentucky and Indiana State Implementation Plans.

So Resolved this 14<sup>th</sup> day of April, 2011.

  
EDWIN H. HUMPHREY, PRESIDENT

4/14/2011  
mrp



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

**Kentucky Division**

June 10, 2011

330 West Broadway  
Frankfort, KY 40601  
PH. (502) 223-6720  
FAX (502) 223-6735

Mrs. Laurie Leffler, Division Administrator  
Federal Highway Administration – Ohio Division  
200 N. High Street, Room 328  
Columbus, OH 43215-2408

Dear Mrs. Leffler:

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

**2012-2015 Transportation Improvement Program (TIP) for the  
Cincinnati Area Metropolitan Planning Organization (MPO)  
(MPO resolution approval date April 14, 2011)**

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, and the Transit Authority of Northern Kentucky also had an opportunity to review and comment on the aforementioned document.

We found that these documents met the criteria outlined in the

- Transportation Conformity Rule
- Transportation Conformity Rule Revision for PM<sub>2.5</sub> and the
- Transportation Conformity Rule Revision for the 8-hour Ozone and PM<sub>2.5</sub> Standards

**We find that the aforementioned document conforms to National Ambient Air Quality Standards (NAAQS) as described and therefore support the Ohio Division of the Federal Highway Administration in making a positive conformity finding on the referenced documents for the 8-hour ozone and PM<sub>2.5</sub> standards.**

Sincerely yours,

  
John Ballantyne  
Program Delivery Team Leader

BSD: slm





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

**Ohio Division**

June 29, 2011

200 North High Street, Rm 328  
Columbus, Ohio 43215  
614-280-6896  
614-280-6876  
@dot.gov

In Reply Refer To:  
HDA-OH

Jerry Wray  
Director  
Ohio Department of Transportation  
1980 West Broad Street  
Columbus, OH 43223

Dear Director Wray:

We have completed our review of the conformity documentation for the Ohio-Kentucky-Indiana Regional Council of Governments (OKI) 2012-2015 Transportation Improvement Program (TIP). The conformity documentation includes analyses to demonstrate conformity for the 8-hour ozone and PM<sub>2.5</sub> standards for the Cincinnati-Hamilton, Ohio-Kentucky-Indiana area.

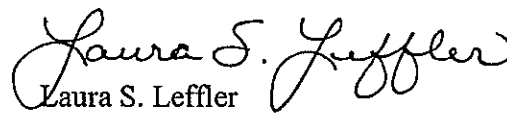
Based on our review, and in consultation with the Kentucky and Indiana Divisions of FHWA and the United States Environmental Protection Agency (EPA), we find that the OKI 2012-2015 TIP, conforms to the applicable state implementation plan in accordance with the provisions of the EPA's *Transportation Conformity Rule (40 CFR Parts 51 and 93)*.

In accordance with the June 2004, *Memorandum of Agreement (MOA) between the FHWA-Ohio Division and the FTA-Region V*, the FTA has concurred with this conformity determination. In accordance with the June 2004 MOA, FHWA's single signature constitutes FHWA and FTA's joint air quality conformity determination for the OKI 2012-2015 TIP.

This determination of conformity is effective July 1, 2011.

If you have any questions or concerns please contact Leigh Oesterling, Planning & Environmental Team Leader at 614-280-6837, or [leigh.oesterling@dot.gov](mailto:leigh.oesterling@dot.gov).

Sincerely,

  
Laura S. Leffler  
Division Administrator



U.S. Department of Transportation

Federal Highway Administration  
Kentucky Division  
330 W. Broadway  
Frankfort, KY 40601

Federal Transit Administration  
Region IV  
61 Forsyth St., SW, Suite 17T50  
Atlanta, GA 30303

July 29, 2011

Mr. Mark Policinski  
Executive Director  
Ohio-Kentucky-Indiana Regional Council of Governments  
720 East Pete Rose Way, Suite 420  
Cincinnati, OH 45202

Dear Mr. Policinski:

The Kentucky Division Office of the Federal Highway Administration (FHWA) and Region 4 of the Federal Transit Administration (FTA) have reviewed the following document:

**2012-2015 Transportation Improvement Program (TIP) for the  
Cincinnati Area Metropolitan Planning Organization (MPO)  
(MPO resolution approval date of April 14, 2011)**

The planning finding is based upon review of the following items:

- Self-certification submitted by the State and MPO under 23 C.F.R. 450.334,
- Review of the MTP,
- Adequacy of the public involvement process,
- Reasonableness of the financial plan,
- Relationship of projects in the TIP to the MTP,
- Governor's approval of the TIP

The FHWA and the FTA jointly find that the metropolitan TIP is consistent with the metropolitan transportation plan (MTP) produced by the continuing and comprehensive transportation process carried on cooperatively by the MPO, the State, and the public transportation operator(s) in accordance with 23 U.S.C. 134 and 49 U.S.C. 5303.

José M. Sepúlveda  
Division Administrator  
Federal Highway Administration

Yvette G. Taylor  
Regional Administrator  
Federal Transit Administration