




STATE OF DELAWARE
DEPARTMENT OF TRANSPORTATION
800 BAY ROAD
P.O. BOX 778
DOVER, DELAWARE 19903

NATHAN HAYWARD III
SECRETARY

MEMORANDUM

TO: Christina Bell, Director, Finance
FROM: Ralph A. Reeb, Director, Planning 
DATE: July 29, 2003
SUBJECT: Adopted Fiscal Year 2004–2009 Capital Transportation Program (CTP), Air Quality Conformity

As required by the Federal Clean Air Act Amendments of 1990 and by TEA-21, we have analyzed the referenced CTP and found it to be in conformance with the State of Delaware Clean Air Implementation Plan. Transportation projects which are subject to these two federal laws fit into one of the following categories:

- Exempt: safety, transit, system preservation, system management or other projects listed in Table 2 of the Federal Conformity Rule that do not require conformity determinations as part of the implementation process; and,
- Non-Exempt: projects not listed in Table 2 of the Federal Conformity Rule, such as projects adding significant roadway capacity.

The CTP was reviewed to identify projects that would be classified as “non-exempt” under the 1990 Clean Air Act Amendments for which right-of-way, design, and/or construction funds were programmed for Fiscal Years 2004 – 2006 (the first three years of the CTP). Such projects require a quantitative analysis to ensure conformity with state air quality plans if they are regionally significant.

As of the conclusion of the 2003 Delaware Legislative Session on June 31, 2003, no new regionally significant projects were added to the proposed Capital Transportation Plan. No new regionally significant projects have been programmed into or deleted from the FY 2004-2006 WILMAPCO or Dover/Kent County MPO TIPS, nor were any project in-service dates advanced beyond the budget milestone years contained in their current regional emissions analyses.



Ms. Christina Bell
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Based on this review and the fact that the 2004 – 2009 CTP reflects essential components of the MPO TIPs, we find the CTP conforms to the State of Delaware Clean Air Act Implementation Plan.

RR/jcd

cc: Secretary Nathan Hayward III
Joseph Cantalupo, Assistant Director of Planning
Tigist Zegeye, Executive Director, WILMAPCO
Juanita Wiczoreck, Executive Director, Dover/Kent MPO