



# **Adopting resolution and conformity determination**



DENVER REGIONAL COUNCIL OF GOVERNMENTS

STATE OF COLORADO

BOARD OF DIRECTORS

RESOLUTION NO. 10, 2022

A RESOLUTION TO ADOPT THE 2050 METRO VISION REGIONAL TRANSPORTATION PLAN AND THE ASSOCIATED DRCOG PM-10 CONFORMITY DETERMINATION, DENVER SOUTHERN SUBAREA 8-HOUR OZONE CONFORMITY DETERMINATION, AND GREENHOUSE GAS TRANSPORTATION REPORT.

WHEREAS, the Denver Regional Council of Governments, as the Metropolitan Planning Organization, is responsible for the operation and maintenance of the continuing transportation planning process designed to prepare and adopt transportation plans and programs; and

WHEREAS, the transportation planning process within the Denver region is carried out by the Denver Regional Council of Governments through a cooperative agreement with the Regional Transportation District and the Colorado Department of Transportation; and

WHEREAS, state and federal statutes require the Denver Regional Council of Governments to adopt and obtain federal certification for its Regional Transportation Plan every four years; and

WHEREAS, Section 176(c)(3) of the federal Clean Air Act as amended requires that the Metropolitan Planning Organization not give its approval to a transportation plan or program unless such plan or program conforms to an approved or promulgated state implementation plan for air quality; and

WHEREAS, the *2050 Metro Vision Regional Transportation Plan*, including the *2050 Fiscally Constrained Regional Transportation Plan*, was updated by the Denver Regional Council of Governments in cooperation with the Regional Transportation District and the Colorado Department of Transportation; and

WHEREAS, the *2050 Metro Vision Regional Transportation Plan* identifies fiscally constrained air quality regionally significant highway capacity and rapid transit projects that can reasonably be provided over a 20+ year time horizon; and

WHEREAS, the financial plan of the *2050 Metro Vision Regional Transportation Plan* meets fiscal constraint based on a reasonable estimate of funds available from 2020 to 2050; and

WHEREAS, an air quality analysis of the *2050 Fiscally Constrained Regional Transportation Plan* has been prepared consistent with the requirements of the Clean Air Act as amended, and regulations promulgated by the U. S. Environmental Protection Agency, which indicates that the *2050 Fiscally Constrained Regional Transportation Plan* and 2022-

A RESOLUTION TO ADOPT THE 2050 METRO VISION REGIONAL TRANSPORTATION PLAN AND THE ASSOCIATED DRCOG PM-10 CONFORMITY DETERMINATION, DENVER SOUTHERN SUBAREA 8-HOUR OZONE CONFORMITY DETERMINATION, AND GREENHOUSE GAS TRANSPORTATION REPORT, CONCURRENTLY.

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*2025 Transportation Improvement Program* conform to the State Implementation Plan for Air Quality; and

WHEREAS, the *2050 Metro Vision Regional Transportation Plan* demonstrates compliance with the requirements 2 CCR 601-22, known as the Colorado Greenhouse Gas Planning Standard, as demonstrated by the Greenhouse Gas Transportation Report, which includes a Mitigation Action Plan; and

WHEREAS, a public hearing before the Denver Regional Council of Governments was held on September 7, 2022 at the conclusion of the 31-day public review period and comments received on the *2050 Metro Vision Regional Transportation Plan* were addressed; and

WHEREAS, the Transportation Advisory Committee and the Regional Transportation Committee have recommended that the Board of Directors adopt the *2050 Metro Vision Regional Transportation Plan* and associated air quality conformity determinations and Greenhouse Gas Transportation Report.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to its *Articles of Association*, and the authority granted under sections 30-28-106 and 43-1-1101 through 1105 of the Colorado Revised Statutes, as the Metropolitan Planning Organization for the Denver Region, the Denver Regional Council of Governments hereby adopts the *2050 Metro Vision Regional Transportation Plan*. This updated plan supersedes any Regional Transportation Plan previously adopted by the Denver Regional Council of Governments.

BE IT FURTHER RESOLVED that the Board of Directors of the Denver Regional Council of Governments, and as the Metropolitan Planning Organization, hereby determines that the *2050 Fiscally Constrained Regional Transportation Plan* conforms to the applicable implementation plans approved or promulgated under the Clean Air Act, as amended, by virtue of the demonstrations incorporated in the associated *DRCOG CO and PM-10 Conformity Determination* and the *Denver Southern Subarea 8-Hour Ozone Conformity Determination*.

BE IT FURTHER RESOLVED that the Board of Directors of the Denver Regional Council of Governments, and as the Metropolitan Planning Organization, hereby determines that the *2050 Metro Vision Regional Transportation Plan* conforms to the applicable requirements of 2 CCR 601-22 by virtue of the demonstrations incorporated in the associated *DRCOG Greenhouse Gas Transportation Report* and its appendices, including the *Mitigation Action Plan*.

BE IT FURTHER RESOLVED that the Chair of the Denver Regional Council of Governments is hereby authorized to certify copies of the *2050 Metro Vision Regional Transportation Plan* to all counties and municipalities lying wholly or partly in the Denver region.

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RESOLVED, PASSED AND ADOPTED this 21<sup>st</sup> day of September, 2022  
at Denver, Colorado.

  
\_\_\_\_\_  
Kevin Flynn, Chair  
Board of Directors  
Denver Regional Council of Governments

ATTEST:

  
\_\_\_\_\_  
Douglas W. Rex, Executive Director



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

**Colorado Division**

June 21, 2021

12300 W. Dakota Ave., Suite #180  
Lakewood, Colorado 80228  
720-963-3000

Mr. Doug Rex  
Executive Director, DRCOG  
1001 17<sup>th</sup> Street, Suite 700  
Denver, CO 80202

Subject: Conformity Determination for the DRCOG 2050 RTP and 2022-2025 TIP

Dear Mr. Rex:

In accordance with the Clean Air Act of 1990, as amended, and 23 CFR 450, the U.S. Department of Transportation (U.S. DOT) is required to make air quality conformity determinations of Regional Transportation Plans (RTP) and Transportation Improvement Programs (TIP) in non-attainment and maintenance areas. In Colorado, the Federal Highway Administration (FHWA) issues the conformity determination on behalf of the Federal Transit Administration (FTA) Region 8 office per the current Memorandum of Agreement for Transportation Planning Oversight (FHWA/FTA Transportation Planning MOA).

On April 21, 2021, the Denver Regional Council of Governments (DRCOG) adopted an air quality conformity determination for the Denver, Boulder, and Longmont urbanized areas for the 2050 Metro Vision Regional Transportation Plan (2050 RTP) and the 2022-2025 Transportation Improvement Program (TIP) in its capacity as the Metropolitan Planning Organization. The conformity determination also included the southern section of the Upper Front Range Transportation Planning Region (Upper Front Range TPR) 2045 RTP and the portion of the 2022-2025 State Transportation Improvement Program (STIP) within the southern portion of the Upper Front Range TPR. The 2050 RTP and 2022-2025 TIP are the fiscally constrained RTP and TIP for the DRCOG region.

Based on our evaluation of the DRCOG 2050 RTP and 2022-2025 TIP conformity determination, in coordination with the Environmental Protection Agency, the DRCOG, the North Front Range Metropolitan Planning Organization, the Colorado Air Quality Control Commission, the Regional Air Quality Council, and the Colorado Department of Transportation, we have determined the Denver, Boulder, and Longmont urbanized areas have met the requirements of 40 CFR 51 and 93, 23 CFR 450, and 49 CFR 613 along with FHWA/FTA policies and guidance. Furthermore, the DRCOG correctly followed the procedures of the 2008 DRCOG/NFRMPO 8-Hour Ozone MOA and the 2015 MOA for Transportation Conformity Evaluations.

A conformity determination for the DRCOG 2050 RTP and the DRCOG 2022-2025 TIP is hereby made. We are also making a conformity determination for the southern section of the Upper Front Range TPR 2045 RTP and projects included in the 2022-2025 STIP within the southern portion of the Upper Front Range TPR. The date of this letter is the effective date of

the conformity determination for the DRCOG 2050 RTP as well as the southern section of the Upper Front Range TPR 2045 RTP. The effective date for the DRCOG 2022-2025 TIP and the Upper Front Range portion of the 2022-2025 STIP is July 1, 2021. Our action is consistent with the FHWA/FTA Transportation Planning MOA.

Sincerely yours,

JOHN M CATER Digitally signed by JOHN M CATER  
Date: 2021.06.21 13:49:17 -06'00'

John M. Cater, PE  
Division Administrator

cc: Ms. Suzette Mallette, NFRMPO  
Ms. Becky Karasko, NFRMPO  
Mr. Ron Papsdorf, DRCOG  
Mr. Jacob Riger, DRCOG  
Mr. Scott James, Upper Front Range TPR  
Mr. Rick Coffin, APCD  
Ms. Marissa Gaughan, CDOT  
Mr. Jeff Sudmeier, CDOT  
Mr. Aaron Willis, CDOT  
Ms. Tracey MacDonald, FTA  
Ms. Kristin Kenyon, FTA  
Mr. Greg Lohrke, EPA