

# WILMAPCO Council

## Action Item Summary Sheet

Meeting Date: November 10, 2022

**Action Item #10 : To Amend the FY 2023-2026 Transportation Improvement program (TIP)**

**Description/Summary of Item:**

DelDOT has requested that the TIP be amended to include the SR 1 and US 13 Southbound Merge project. This new, interim project from the SR 1 Widening Program will address safety and operational issues within the SR 1/Tybout Interchange and along the SR 1 and US 13 approaches.

Amended Funding (\$s x 1,000)

Phase	FY 2023	FY 2024	FY 2025	FY 2026	TOTAL
PE – 80% FHWA / 20% Toll credits	50.0				50.0
C – 80% FHWA / 20% Toll credits		900.0			900.0
<b>TOTAL</b>	<b>50.0</b>	<b>900.0</b>			<b>950.0</b>

**Summary of Action Taken by PAC:**

None

**Summary of Action Taken by TAC:**

The TAC recommended approval at their October 20, 2022 meeting.

**Summary of Action Taken by Subcommittee/Task Force (if applicable):**

The Air Quality Subcommittee reviewed this via email and found that it would not trigger a revised conformity analysis.

**WILMAPCO Staff Recommendations:**

The WILMAPCO staff recommends that Council amend the TIP to include the SR 1 and US 13 Southbound Merge project.

## DRAFT

### RESOLUTION BY THE WILMINGTON AREA PLANNING COUNCIL (WILMAPCO)

#### AMENDING THE FY 2023-2026 TRANSPORTATION IMPROVEMENT PROGRAM, NEW CASTLE COUNTY ELEMENT

**WILMAPCO Council:**

**John Sisson, Chair**  
*Delaware Transit Corporation  
Chief Executive Officer*

**David L. Edgell**  
*Delaware Office of State Planning  
Coordination, Director*

**Danielle Hornberger**  
*Cecil County Executive*

**Michael Kline**  
*Mayor of North East*

**Nicole Majeski**  
*Delaware Dept. of Transportation  
Secretary*

**Matthew Meyer**  
*New Castle County Executive*

**Heather Murphy**  
*Maryland Dept. of Transportation  
Director, Office of Planning and  
Capital Programming*

**Michael S. Purzycki**  
*Mayor of Wilmington*

**Eric Scott Thompson**  
*Mayor of Elsmere*

**WILMAPCO Executive Director**  
*Tigist Zegeye*

**WHEREAS**, the Wilmington Area Planning Council (WILMAPCO) has been designated the Metropolitan Planning Organization for Cecil County, Maryland and New Castle County, Delaware by the Governors of Maryland and Delaware, respectively; and

**WHEREAS**, the United States Department of Transportation's (USDOT) Regulations of Infrastructure Investment and Jobs Act (IIJA), Metropolitan Planning Requirements, require that, in air quality non-attainment areas, the MPO, in cooperation with participants in the planning process, develop and, at least every four years, updates the Transportation Improvement Program (TIP); and

**WHEREAS**, the WILMAPCO TIP format incorporates a four-year period for the listing of priority projects to be implemented, as well as a list of program development projects; and

**WHEREAS**, the amendment to the FY 2023-2026 TIP has undergone appropriate community and technical reviews; and

**WHEREAS**, the amendment to the TIP has been determined to be air quality conforming in accordance with IIJA and Clean Air Act and Amendments (CAAA) of 1990 requirements; and;

**WHEREAS**, the amendment to the FY 2023-2026 TIP have been found to be financially constrained, as directed by 23 CFR 450.326, and consistent with the Regional Transportation Plan;

**NOW, THEREFORE, BE IT RESOLVED** that the Wilmington Area Planning Council does hereby amend the FY 2023-2026 Transportation Improvement Program to include the SR 1 and US 13 Southbound Merge project.

Date:

John Sisson, Chairperson  
Wilmington Area Planning Council



Partners with you in transportation planning

# TRANSPORTATION IMPROVEMENT PROGRAM AMENDMENT FORM

This form must be completed and all questions must be answered in order to process this request.

**Date of Submission:** 10/07/22

**TIP to be Amended:** FY2023-FY2026

**Sponsoring Agency:** DelDOT

**Project Name:** SR 1 and US 13 Southbound Merge (T202311001)

**Project Category:** Road Systems

**Project Description:** The SR 1 and US 13 Southbound Merge project will reassign the four lanes (two from SR 1, two from US 13) approaching the merge. At the merge point, the heavier traffic volume from SR 1 will maintain two lanes, and US 13 will be reduced to one lane prior to the merge. Work will consist of a mill and overlay of the pavement, restriping, and installation of new signage.

**Project Justification:** This project is an interim improvement that will help alleviate operational issues at the US 13 and SR 1 southbound merge point.

**Funding:** Federal \$950,000 State \$0 Other \$0 Total \$950,000

Funding	Phase	FY23 SPEND	FY 24 SPEND	FY 25 SPEND	FY 26 SPEND	Total
80% FHWA/ 20% Toll Credit	PE	\$50,000	\$0	\$0	\$0	\$50,000
80% FHWA/ 20% Toll Credit	C	\$0	\$900,000	\$0	\$0	\$900,000
Total		\$50,000	\$900,000	\$0	\$0	\$950,000

1. Does this project require a new conformity determination? **No**  
(Section 51.400)(C2) “A TIP amendment requires a new conformity determination for the entire TIP before the amendment is approved by the MPO, unless it merely adds or deletes exempt projects listed in (Section 51.460).”

2. Is this project regionally significant? **Yes**  
(Section 450.324)(f)(3) “The TIP shall include...all regionally significant transportation projects for which an FHWA or the FTA approval is required whether or not the projects are to be funded with title 23, U.S.C., or Federal Transit Act funds, e.g., addition of an interchange to the Interstate System with State, local, and/or private funds, demonstration projects not funded under title 23, U.S.C., or the Federal Transit Act, etc.”

3. Has this project had the opportunity for public comment? **Yes**  
(Section 450.326) “... Public involvement procedures consistent with Section 450.316 (b)(1) shall be utilized in amending the TIP, except that these procedures are not required for TIP amendments that only involve projects of the type covered in Section 450.324 (I).”

4. Has this project been found to be financially constrained? **Yes**  
(Section 450.324)(e) “The TIP shall be financially constrained by year and include a financial plan that demonstrates which projects can be implemented using current revenue sources (while the existing transportation system is being adequately operated and maintained. The financial plan shall be developed by the MPO in cooperation with the State and transit operator...”

Please indicate funding sources by agency: DelDOT, FHWA

5. Is this project consistent with the WILMAPCO Metropolitan Transportation Plan? **Yes**  
(Section 450.324)(f)(2) “The TIP shall include...only projects that are consistent with the transportation plan.”

If not, is there a resolution to amend the Metropolitan Transportation Plan? \_\_\_\_\_

Please provide any additional pertinent information below:

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# Transportation Improvement Program Submission/Amendment Description of Public Participation

**Project Name:** SR 1 and US 13 Southbound Merge (T202311001)

**Which techniques were used to seek public comment (please use additional pages if needed).**

Public workshops/meetings

Number of public workshops/meetings: 1

Format: Hybrid – An in-person workshop was held with a video posted to the project website for those who could not attend.

Location(s): William A. Oberle Elementary School 500 Caledonia Way Bear, DE 19701

Number of attendees: 7

Main issue raised:

Consensus of meeting: Strong support for the interim improvements that this project would provide.

Overall, the public support for the project was (check one):

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Strong support, few concerns | <input type="checkbox"/> Some opposition, many concerns raised        |
| <input type="checkbox"/> Some support, but some concerns raised  | <input type="checkbox"/> Strong opposition, major problems identified |
| <input type="checkbox"/> Mixed, equal support and opposition     |   |

Unresolved issues identified: \_\_\_\_\_

Citizen Advisory/Steering Committee

Survey

Number surveyed: \_\_\_\_\_

Results: \_\_\_\_\_

Elected officials briefings

Other \_\_\_\_\_

**How was the public notified about the project?**

Web page  Publications Distribution: \_\_\_\_\_

Legal notice  Newsletter/brochure

Videos  Flyers

Radio/television

Other CTP and MPO Hearings \_\_\_\_\_

**How has the project changed as a result of public comments?**

No, the project has not changed as a result of public comments.

**Comment further on the quantity and quality of the public participation:**

This project was identified as an interim improvement project at SR 1 and Tybouts Corner after several inquiries from the public following a workshop held for the SR 1 Widening from Road A to Tybouts Corner.

SR 1 and US 13 Southbound Merge

Updated - 10/7/22

**PROJECT AUTHORIZATION SCHEDULE  
IN (\$000)**

PROJECT NUMBER	PHASE	FUNDING SOURCE	CURRENT ESTIMATE	FY 2021			FY 2022			FY 2023			FY 2024			STATE TOTAL	FEDERAL TOTAL
				STATE	FEDERAL	FUND TYPE	STATE	FEDERAL	FUND TYPE	STATE	FEDERAL	FUND TYPE	STATE	FEDERAL	FUND TYPE		
T202311001	PE	80% FHWA	40.0							40.0	Y001				-	40.0	
T202311001	PE	20% FHWA (TOLL CREDITS)	10.0							10.0	Y001					10.0	
T202311001	C	80% FHWA	720.0							720.0	Y001					720.0	
T202311001	C	20% FHWA (TOLL CREDITS)	180.0							180.0	Y001				-	180.0	
<b>Total</b>			<b>950.0</b>	-	-		-	-		-	<b>950.0</b>		-	-		<b>950.0</b>	

Y001 - National Highway Performance Program (NHPP)

**PROJECT FUNDING SCHEDULE  
IN (\$000)**

PROJECT NUMBER	PHASE	FUNDING SOURCE	BALANCE AS OF July 1, (State Only)	CURRENT ESTIMATE	FY 2021			FY 2022			FY 2023			FY 2024			FY 2025	FY 2026
					STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	TOTAL	TOTAL
T202311001	PE	80% FHWA		40.0							40.0							
T202311001	PE	20% FHWA (TOLL CREDITS)		10.0							10.0							
T202311001	C	80% FHWA		720.0										720.0				
T202311001	C	20% FHWA (TOLL CREDITS)		180.0										180.0				
<b>Total</b>			-	<b>950.0</b>	-	-	-	-	-	-	<b>50.0</b>	-	-	<b>900.0</b>	-	-	-	