

WILMAPCO Council

Action Item Summary Sheet

Meeting Date: November 9, 2023

Action Item #14: To Amend the FY 2023-2026 Transportation Improvement Program (TIP)

Description/Summary of Item:

DelDOT has requested that the TIP be amended to include revised funding for the Cedar Lane Road, Marl Pit Road to Boyds Corner Road Project.

Current Funding

\$sx1000		FY23	FY24	FY25	FY26	Total
ST	PE					
FHWA	ROW			2,600		2,600
FHWA	C				6,500	6,500
Total				2,600	6,500	9,100

Amended Funding

\$sx1000		FY23	FY24	FY25	FY26	Total
ST	PE					
FHWA	ROW					0
FHWA	C					0
Total				0	0	0

Summary of Action Taken by PAC: The WILMAPCO PAC did not take action on this item.

Summary of Action Taken by TAC:

The TAC recommended that the Council approve this amendment at their October 19 meeting.

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

The Air Quality Subcommittee reviewed the amendment at their November 2 meeting and found that this would not trigger a revised air quality conformity analysis.

WILMAPCO Staff Recommendations:

The WILMAPCO staff recommends that Council amend the TIP to include funding for this project.

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

Richard Mahan
Charlestown Commissioner

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

DRAFT
RESOLUTION
BY THE WILMINGTON AREA PLANNING COUNCIL (WILMAPCO)
AMENDING THE FY 2023-2026
TRANSPORTATION IMPROVEMENT PROGRAM,
NEW CASTLE COUNTY ELEMENT

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 revised funding for the Cedar Lane Road, Marl Pit Road to Boyds Corner Road 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: 10/11/23

TIP to be Amended: FY2023-FY2026

Sponsoring Agency: DelDOT

Project Name: N427, Cedar Lane Road, Marl Pit Road, to Boyds Corner Road (T200712005)

Project Category: Road Systems

Project Description: This project will improve Cedar Lane Road between Marl Pit Road and Boyd's Corner Road to two 12-foot lanes with 8-foot shoulders, open ditch drainage system, 10-foot multi-use path on west side of the roadway, and replacement of Bridge 1-401 and Bridge 1-402. Intersection improvements at the intersections of Boyd's Corner Road and Marl Pit Road will be done under separate independent projects.

Project Justification: The area of New Castle County just below the C & D Canal is expected to experience added congestion and safety issues. This project is part of a master plan for improvements in this growing area.

Funding: Federal \$0 State \$0 Other \$0 Total \$0

Funding	Phase	FY23 SPEND	FY 24 SPEND	FY 25 SPEND	FY 26 SPEND	Total
100% FHWA (20% TC)	ROW	\$0	\$0	\$0	\$0	\$0
100% FHWA (20% TC)	C	\$0	\$0	\$0	\$0	\$0
Total		\$0	\$0	\$0	\$0	\$0

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? **No**
(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:

Transportation Improvement Program Submission/Amendment Description of Public Participation

Project Name: N427, Cedar Lane Road, Marl Pit Road, to Boyds Corner Road (T200712005)

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

_____ Public workshops/meetings
Number of public workshops/meetings:
Format:
Location(s):
Number of attendees:
Main issue raised:
Consensus of meeting:

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

- | | |
|--|--|
| _____ Strong support, few concerns | _____ Some opposition, many concerns raised |
| _____ Some support, but some concerns raised | _____ Strong opposition, major problems identified |
| _____ 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?

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

N427, Cedar Lane Road, Marl Pit Road, to Boyds
 Corner Road

PROJECT AUTHORIZATION SCHEDULE
 IN (\$000)

PROJECT NUMBER	PHASE	FUNDING SOURCE	STATE AUTH (Prior to FY23)	CURRENT ESTIMATE	FY 2023			FY 2024			FY 2025			FY 2026			STATE TOTAL	FEDERAL TOTAL
					STATE	FEDERAL	FUND TYPE	STATE	FEDERAL	FUND TYPE	STATE	FEDERAL	FUND TYPE	STATE	FEDERAL	FUND TYPE		
T200712005	PE	100% STATE	1,247.6	1,247.6														
T200712005	ROW	100% FHWA (20% TOLL CREDIT)		2,600.0														
T200712005	C	100% FHWA (20% TOLL CREDIT)		9,500.0														
Total			1,247.6	13,347.6														

Y238 - Surface Transportation Block Grant Program (STBG)

*AC Conversion

PROJECT FUNDING SCHEDULE
 IN (\$000)

PROJECT NUMBER	PHASE	FUNDING SOURCE	CURRENT ESTIMATE	FY 2023			FY 2024			FY 2025			FY 2026			FY 2027 TOTAL	FY 2028 TOTAL
				STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER		
T200712005	PE	100% STATE	1,247.6														
T200712005	ROW	100% FHWA (20% TOLL CREDIT)	2,600.0													2,600.0	
T200712005	C	100% FHWA (20% TOLL CREDIT)	9,500.0														
Total			13,347.6													2,600.0	