

WILMAPCO Council

Action Item Summary Sheet

Meeting Date: March 14, 2024

Action Item #12: To Amend the FY 2023-2026 Transportation Improvement Program (TIP)

Description/Summary of Item:

DelDOT has requested that the TIP be amended to include a revised funding for SR9, River Road Area Improvements, Flood Remediation.

Current Funding

\$sx1000		FY23	FY24	FY25	FY26	Total
ST	PE	460	300			760
FHWA	ROW		250	250		500
FHWA	C					
Total		460	550	250		1,260

Amended Funding

\$sx1000		FY23	FY24	FY25	FY26	Total
ST	PE		50	200	160	410
FHWA	ROW					
FHWA	C					
Total			50	200	160	410

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 February 15 meeting.

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

The Air Quality Subcommittee reviewed the amendment at their February 15 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.

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

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

Vacant
Cecil County Municipalities

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 revised funding for the SR 9 River Road Flood Remediation 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: 1/18/24

TIP to be Amended: FY2023-FY2026

Sponsoring Agency: DelDOT

Project Name: SR 9, River Road Area Improvements, Flood Remediation (T200503403)

Project Category: Road Systems

Project Description: Design will include raising the approaches of SR 9 on either side of the Army Creek bridge to prevent further settling and flooding. Retrofits of the tide gates will be pursued by DNREC.

Project Justification: Frequent flooding of SR 9 in the area of the Army Creek makes the road impassible.

Funding: Federal \$0 State \$410.1 Other \$0 Total \$410.1

Funding	Phase	FY23 SPEND	FY 24 SPEND	FY 25 SPEND	FY 26 SPEND	Total
100% STATE	PE	\$0.1	\$50.0	\$200.0	\$160.0	\$410.1
100% FHWA (20% TC)	ROW	\$0	\$0	\$0	\$0	\$0
100% FHWA (20% TC)	C	\$0	\$0	\$0	\$0	\$0
Total		\$0.1	\$50.0	\$200.0	\$160.0	\$410.1

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:

Transportation Improvement Program Submission/Amendment Description of Public Participation

Project Name: SR 9, River Road Area Improvements, Flood Remediation (T200503403)

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: none

_____ 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:

Public participation will be solicited once a firm scope of any potential project is developed.

SR 9, River Road Area Improvements, Flood Remediation

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		
T200503403	PD	100% STATE	138.4	138.4														
T200503403	PE	100% STATE	1,379.8	1,379.8														
T200503403	ROW	100% FHWA (20% TOLL CREDIT)		500.0					—	Y230								
T200503403	C	100% FHWA (20% TOLL CREDIT)		11,000.0														
Total			1,518.2	13,018.2														

Y230 - Surface Transportation Block Grant Program (STBG)

PROJECT FUNDING SCHEDULE
 IN (\$000)

PROJECT NUMBER	PHASE	FUNDING SOURCE	CURRENT ESTIMATE	FY 2023			FY 2024			FY 2025			FY 2026			FY 2027	FY 2028
				STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	STATE	FEDERAL	OTHER	TOTAL	TOTAL
T200503403	PD	100% STATE	138.4														
T200503403	PE	100% STATE	1,379.8	0.1			50.0			200.0			160.0			250.0	
T200503403	ROW	100% FHWA (20% TOLL CREDIT)	500.0					—			—						
T200503403	C	100% FHWA (20% TOLL CREDIT)	11,000.0													—	
Total			13,018.2	0.1			50.0			200.0			160.0			250.0	