

LACKAWANNA/LUZERNE MPO SELF-CERTIFICATION RESOLUTION

WHEREAS the USDOT Safe, Accountable, Flexible, Efficient Transportation Equity Act – Legacy for Users (SAFETEA-LU) legislation requires a Metropolitan Planning Organization (MPO) to certify that its transportation planning process is in conformance with regulations; and,

WHEREAS the federal regulations specify that the transportation planning process be in conformance with Title 23 U.S.C. Section 134, 49 Section 5303, and 23 CFR part 450.306 which requires that a continuing, cooperative, and comprehensive planning process be carried out by the state and local officials; and,

WHEREAS the requirements of Sections 174 and 176(c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506(c) and (d) and 40 CFR part 93 have been met for non-attainment and maintenance areas; and,

WHEREAS the requirements of Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR part 21 have been met, and 23 CFR part 450.316 which requires the needs of those traditionally under-served by existing transportation systems, such as low-income and minority households be sought out and considered, and Indian Tribal governments be appropriately involved; and,

WHEREAS, the requirements of 49 U.S.C. 5332, the Older Americans Act (42 U.S.C. 6101), as amended and Section 324 of title 23 U.S.C., prohibiting discrimination in programs or activities receiving federal financial assistance on the basis of race, color, creed, national origin, sex, gender, or age in employment or business opportunity have been met; and,

WHEREAS the requirements of Section 1101 of SAFETEA-LU (Public Law 109-59) and 49 CFR Part 26 regarding the involvement of disadvantaged or minority business enterprises in FHWA and FTA funded planning projects, and the requirements of 23 CFR part 230 regarding the implementation of an equal employment opportunity program on federal and federal-aid highway construction contracts have been met; and,

WHEREAS the provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38, and Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR part 27 regarding discrimination against individuals with disabilities have been met; and

WHEREAS the 2010-2014 Transportation Improvement Program continues to be financially constrained as required by Section 450.324 of the Final Rulemaking issues on February 14, 2007, and the Federal Transit Administration policy on the documentation of financial capacity, published in FTA Circulars; and,

WHEREAS the provisions of 49 CFR part 20 regarding restrictions on influencing certain federal activities have been met; and,

NOW, THEREFORE, BE IT RESOLVED THAT the Lackawanna/Luzerne MPO certifies that the planning process is being carried out in conformance with all the applicable federal requirements, and certifies that the local process to enhance the participation of the general public, including the transportation disadvantaged, has been followed in developing all plans and programs.

I hereby certify that this resolution was adopted by the Lackawanna/Luzerne Coordinating Committee on July 28, 2010.

ATTEST:

SIGNED:

Date
Adrian F. Merolli, Secretary
Lackawanna/Luzerne MPO

Date
George J. Roberts, P.E., Chairman
Lackawanna/Luzerne MPO