

Genesee County Public Participation Plan

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Prepared by the Genesee County Metropolitan Planning Commission

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A. Introduction

The Genesee County Metropolitan Planning Commission (GCMPC) administers several Federal and State of Michigan programs for the Flint-Genesee County area. The major programs are the United States Department of Housing and Urban Development (HUD) – Community Planning and Development (CPD) Programs; Federal Highway Administration (FHWA) Programs; Federal Transit Administration (FTA) Programs; and the Solid Waste Management Program. A major component of these programs is the assurance that public participation is provided for and encouraged throughout the planning processes. These programs are authorized by the following federal acts:

Title 1 of the Housing and Community Development Act of 1974, as amended in October 1992, stipulates that: "A grant may be made only if the grantee certifies that it is

following a detailed citizen's participation plan..." (Sec. 104 paragraph a, subparagraph 3). The final rule providing for a Consolidated Plan; substantial amendments and performance reports for all HUD CPD formula grant programs. Further, 24 CFR Part 91.105 requires that Genesee County "adopt a citizen participation plan that sets forth policies and procedures for citizen participation."

Fixing America's Surface Transportation (FAST) Act, on December 4, 2015, President Obama signed into law Public Law 114-94, the FAST Act. It funds surface transportation programs—including, but not limited to, Federal-aid highways—at over \$305 billion for fiscal years (FY) 2016 through 2020. It is the first long-term surface transportation authorization enacted in a decade that provides long-term funding certainty for surface transportation. The Moving Ahead for Progress in the 21st Century Act (MAP- 21), enacted in 2012, included provisions to make the Federal surface

transportation more streamlined, performance-based, and multimodal, and to address challenges facing the U.S. transportation system, including improving safety, maintaining infrastructure condition, reducing traffic congestion, improving efficiency of the system and freight movement, protecting the environment, and reducing delays in project delivery. The FAST Act builds on the changes made by MAP-21. The United States Code of Federal Regulation (CFR) pertaining to the FAST Act states in Title 23, Subsection 450.316, Paragraph a, that:

(a) The MPO shall develop and use a documented participation plan that defines a process for providing individuals, affected public agencies, representatives of public transportation employees, public ports, freight shippers, providers of freight transportation services, private providers of transportation (including intercity bus operators, employer-based commuting programs, such as carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), representatives of users of public transportation, representatives of users of pedestrian walkways and bicycle transportation facilities, representatives of the disabled, and other interested parties with reasonable opportunities to be involved in the metropolitan transportation planning process.





Part 115 of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended R299.4706 (Rule 706.1-8) states:

“The designated planning agency shall conduct a public participation program, which shall encourage the participation and involvement of the public and municipalities in the development and implementation of the solid waste management plan.”

GCMPC is committed to ensuring that citizen input will figure prominently throughout the planning processes, from the initial problem identification, through phases of workshop formats or public comment periods, to the final selection stages where public hearings culminate in final plan evaluations. GCMPC’s Public Participation Plan (PPP) is reviewed and updated every five years or whenever significant program changes necessitate. (A significant program change, for example, would be when transportation legislation changes and creates new guidelines that staff must follow.)

Periodic updates address significant policy or procedural changes to planning processes and further ensure that all citizens continue to have opportunities for public participation.

It is staff’s opinion that workshops/public informational meetings are an effective and conducive venue for communicating knowledge of planning processes from the perspective of citizens-at-large. This method is an effective tool utilized in initial planning phases. Final review and selection of proposed plans and other planning activities will be made through the Public Hearing process. Public Hearings allow a still broader base for community participation. The following framework presents a basic format to facilitate



“grass roots participation” in the planning process. Implementation, including workshops and administrative procedures of the Public Participation Plan are covered in this section. Input received will be incorporated into problem identification, evaluation, alternative development and final plan selection phases.

B. General Public Participation Policies

GCMPC has established policies and procedures for public participation that apply to each administered program. The policies and procedures are as follows:

GCMPC has increased usage of electronic public information and notification formats while decreasing the usage of more costly and ineffective methods, such as public notices in newspapers. GCMPC, as outlined in this plan, will utilize electronic formats such as social media, posting notices and plans on the GCMPC website located at www.gcmprc.org, e-mailing entities on the Public Participation list, using on-line survey methods, and may do direct mailing when appropriate. To help ensure that the public is aware of these changes, GCMPC will publish a notification in the newspaper for a plan that is being updated (i.e. Consolidated Plan, Transportation Improvement Program, Long Range Transportation Plan, etc.) indicating the start of the review and updates, and where more information can be found on-line about

said plan. Public notifications will also be posted in the Genesee County Administration Building located at 1101 Beach Street, Flint MI, 48502.

GCMPC uses social media to reach out to interested persons and to persons who may not get their news from traditional sources such as newspapers or television. GCMPC has a Facebook page and a Twitter feed which can be accessed from the main website at www.gcmPC.org or through individual Facebook pages or Twitter accounts. Notices of

GCMPC events and accomplishments are posted to these social media forums.

Citizens, public agencies, and other interested parties will be provided with reasonable and timely access to information and records, as well as timely responses to comments, complaints or inquiries relative to programs administered by GCMPC. Notifications of public hearings are sent out at least ten (10) days in advance by way of e-mail to the GCMPC public participation list and are electronically accessible through the GCMPC website at

www.gcmPC.org. A hardcopy notice is also posted at the Genesee County Administration Building located at 1101 Beach Street, Flint MI, 48502.

GCMPC will comply with all Federal and State statutes, and Genesee County ordinances, standards and requirements relating to and prescribed by including, but not limited to: nondiscrimination; displacement of persons; labor standards; environmental measures; environmental justice; fair housing; historic preservation; lead-based paint prohibition; and financial audits for all programs.

With regards to all public hearings, GCMPC will upon a 48-hour notice (a minimum of two business days), make appropriate provisions available to assist those individuals with special needs, i.e., individuals who are visually and/or hearing impaired, individuals with other disabilities or those who are considered Limited English Proficient (LEP). LEP refers to individuals who do not speak English as their primary language and who have a limited ability to read, speak, write or understand English. According to the 2016 American Community Survey of the United States Census, those in Genesee County who spoke a language other than English at home accounted for 3.6 % of the county population. According to the same survey, 1.1% of the population over five years of age speaks English less than “very well”.



If members of the public require other assistance such as the printing of a GCMPC publication in another language or in braille, more time than the 48-hour notice (a minimum of two business days) will be needed. To accommodate translation requests, staff will work with several organizations to translate documents. To translate materials from English to Arabic, staff will work with the Arab American Heritage Council located in Flint. For large documents, up to one month may be needed. Staff will also work with the Genesee County Hispanic Latino Collaborative to translate documents into Spanish. Large documents may take several weeks to translate. To handle requests for translation



into other languages, staff will work with Bromberg and Associates. Large documents may take about three weeks. All translation requests will be handled in as timely a manner as possible.

For requests regarding transcription of materials into braille, staff can work with the Disability Network and the Michigan Braille Transcribing Fund (MBTF). Depending on the length of the document, up to six weeks may be needed.

C. Public Participation Methodology

1. Purpose

The purpose of GCMPC's PPP is to solicit, facilitate and address input from many different sources. This is done in order to provide diverse perspectives on the transportation, community and economic development, and solid waste programs, plans, and resultant projects.

2. Goal

The goal is to encourage citizen participation during GCMPC planning processes. This goal can be achieved by:

- Seeking out non-traditional program users
- Educating the public on the planning processes
- Obtaining community ideas

- Incorporating community ideas into the planning process
- Evaluating the performance of the Public Participation Plan



3. Format

The four citizen participation formats generally used by GCMPC are: workshops; public needs hearings for Community Development or public input sessions for Transportation; public

comment periods; and public hearings. Participation by the general public and targeted groups and/or individuals is the focus of these events. At each event, staff meets with the citizens and works to answer their questions and gather their input.

Additionally, GCMPC staff seeks opportunities to talk with community groups as part of their regularly scheduled meetings. Staff also utilizes non-traditional venues to seek input, such as shopping malls, farmers' markets, transit facilities, business expos and community events.

Workshops

Workshops are utilized to invite comments and encourage discussion on selected planning topics. Workshops will generally culminate in public hearings for presentation and acceptance of a specific study.

A workshop is an interactive process with the public to obtain input and provide technical assistance. The workshop format is held in an informal setting where interested parties will be given updates on the progress of the study/program/project and are then encouraged to participate in the discussion of work activities. Workshops may include the goals, purposes, visual aids, outline of presentations, citizen response and administrative reaction to the citizen input. Workshops are held in various geographic

locations throughout Genesee County that are accessible by public transit and are compliant with the Americans with Disabilities (ADA) Act guidelines. Additionally, whenever possible, workshops will take place in non-government buildings such as senior centers, community centers, churches, non-profit offices, farmers' markets, transit facilities, etc.

Goals and Objectives

- To educate the public on plans, projects, studies, programs, issues or policies
- To provide for public input and discussion on the above items
- To provide reasonable and timely access to public information

Public Needs Hearings/Input Sessions

Public input sessions for Transportation or public needs hearings for Community Development are used as either a formal or informal method of collecting public reaction and/or input for planning issues and for identifying community needs. These events are also a way of notifying the public that eligible agencies are being asked to apply for the use of specific grant funds.

Community Development

The objective of public needs hearings is to allow citizens the opportunity to review and make comments on needs, planning issues and

policies. The Community Development Program has provisions for public needs hearings during the development of certain plans and projects.

The Community Development Program must provide for at least two public needs hearings per year. These will be conducted at a minimum of two different stages of the year for the purpose of obtaining citizen views and formulating or responding to proposals. These will address needs, activities, and program performance. GCMPC will also consult with other private and public agencies. This includes local units of government, agencies who provide assisted housing, supportive services, health services, and fair housing services. A minimum of ten (10) days' notice will be given to citizens for each public needs hearing and sufficient information will be published to permit informed comments.

The Community Development Program also requires that local units of government participating in the Community Development Block Grant (CDBG) program hold local public needs hearings regarding their proposed CDBG projects, with published notices given at least seven (7) days prior to each hearing.

The Community Development hearings should follow the guidelines set forth in the following paragraph:

Citizens, public agencies and other interested parties will be provided information that includes the amount of assistance the county expects to receive (including grant funds and program income) and the range of activities that may be undertaken, including the estimated amount that will benefit low and moderate income persons. This information will be made available at the Needs Hearing. A minimum of ten days' notice shall be given to citizens for each needs hearing and sufficient information shall be published to permit informed comments. Public Hearings shall be held at a barrier-free location in the community that will accommodate potential and actual beneficiaries.

Whenever possible, the Community Development Division will hold public needs hearings out in the community to better engage potential beneficiaries of the program.

Transportation

The Transportation Division requires public input sessions at key decision points in the planning process, including, but not limited to, the approval of the Long Range Transportation Plan (LRTP) and the Transportation Improvement Program (TIP).

The Transportation Division uses the public input session process as a means of identifying community needs, developing projects and alternatives, and considering other input from

interested agencies and/or individuals. Whenever possible, the Transportation Division will hold public input sessions out in the community, such as at farmers' markets or



senior centers, to better engage the affected population in the process.

Public Comment Periods

A public comment period is a process in which the public is provided the opportunity to review, make formal comments and voice

concerns on planning processes, documents, studies or issues.

Some programs require a period ranging from several days to several weeks to receive public comment. The length of any public comment period will vary depending on specific program requirements. Public comments will be received by GCMPC in electronic (website comment, social media, or e-mail submittal), written or oral forms. Oral comments can be addressed at the meeting if possible, or if the public provides their contact information, staff will address the oral comments in writing.

The Community Development Program must provide a 30-day public comment period on the Consolidated Plan and at least one public hearing during the development of the Assessment of Fair Housing (AFH) allowing at least 30 days for public comment.

The Solid Waste Designated Planning Agency must provide a period of not less than three months so that agencies stated in the rules have the opportunity to review and comment on the Solid Waste Management Plan.

For the Transportation Division, there is a required 45-day public comment period for updates to the Public Participation Plan.

For the Transportation, Community Development and Solid Waste divisions, notices that indicate the availability of the documents and the locations where the documents can be

found are posted on the GCMPC website and are also sent out electronically by way of e-mail notifications to those on the GCMPC public participation mailing list. A hardcopy notice is also displayed at the Genesee County Administration Building (1101 Beach Street, Flint).

Program	Advance Notice Provided	Method of Providing Notice
Community Development	10 days	- GCMPC website -newspaper publication
Transportation	10 days	- e-mail to those on the PPP mailing list - hardcopy at Genesee County Administration Building
Solid Waste	30 days or more	

Goals and Objectives

- To compile a list of public needs/concerns on proposed issues
- To provide an open forum for public input on proposed issues, policies and/or plans

Public Hearings

A public hearing allows citizens a final opportunity to review and comment on planning issues and policies.

The objective of Public Hearings is to afford the citizens of Genesee County a final opportunity to review and comment on plans, issues and policies. It also allows citizens a chance to evaluate progress and past performance. Public Hearings should closely follow the guidelines set forth as follows:

Public Hearings shall be held at barrier-free locations that offer accommodations for persons with disabilities, focused on actual and potential beneficiaries of proposed plans/actions in the community.

Goals and Objectives

- To ensure that all interested and affected parties will have the opportunity to make or submit public statements, ask questions, voice disagreement, offer suggestions or support concerning a proposed course of action, and comment on past plans/actions

- To finalize public input into the selected plan
- To establish an agency/community consensus on the plan

Responsibilities

Staff's responsibility is to provide the planning background and technical information that is used as a basis for recommendation on the

proposed plan or issue. Staff will provide technical assistance to groups representing low- and moderate- income persons/households, persons with disabilities, the elderly, minorities, groups representing environmental concerns, and socially and economically disadvantaged persons that may have distinct and separate interests in proposed projects or plans. Additionally, any comments received will be addressed by staff within a reasonable time frame, within fifteen (15) days where practicable. The comment will be addressed with an e-mailed response, where practicable, otherwise a written response will be mailed to the address provided by the party who made the comment. Staff has continually endeavored to respond to public input received during the development of programs and plans in a timely and considerate manner.

In turn, the participants' responsibilities are to review, evaluate and comment on proposed issues, policies and/or plans providing public input to staff and oversight committees.

Visualization techniques help to ensure that all attendees, including those facing literacy or English language challenges, are able to better understand what is being presented. Visualization techniques may include maps that show project locations, photographs, diagrams, PowerPoint presentations, charts, graphics, sketches, illustrations, models and narrative descriptions. Each public meeting will

incorporate at least two of the above visualization techniques. Staff will provide a narrative description of the plan, project, etc. and will provide a map or other visual aid. Staff will continue developing visualization techniques so that all attendees will leave the meeting with a full understanding of the projects being discussed. Transportation staff has already used these requirements in the past by routinely providing maps, flow charts, photographs, posters, etc. at meetings to help the community visualize planning efforts.

The GCMPC website, located at www.gcmprc.org, is routinely updated and improved to make public information easily available on the web. A Transportation Improvement Program Story Map and a Community Development Story Map are now

available on our website. They provide a picture of each project along with basic information about the project, such as the cost of the project and when it will be constructed. To continue past practices, public meetings will be held at convenient times and locations so that members of the community will have equal opportunities to attend. Since the last update in 2011, GCMPC has expanded on the list of agencies to include as part of the GCMPC public participation mailing list. In addition, staff has routinely followed the guidance in the PPP in the development of programs and plans. In order to continue to receive quality and valued input, staff is committed to routinely expanding the GCMPC mailing list to include various community groups and interested parties.



D. Critical Involvement Stages/Schedule

1. Critical Involvement Stages/Schedule

Staff has identified the following stages as critical steps within the planning process:

- Formation of goals and objectives
- Data gathering
- Data analyses
- Problem identification
- Development of alternatives
- Evaluation of alternatives
- Impact on the community
- Draft plan
- Finalize plan
- Submittal of project applications
- Performance evaluation
- Amendments

The critical involvement stages above may be addressed as a survey, a committee discussion, in a series of workshops, or in a public input session. The only exception will be the portion entitled "Finalize Plan", which will be preceded by a public hearing.

2. Amendments to Programs and Plans

Amendments to the Consolidated Plan

Changes to an activity funded under the HUD funds may happen periodically. Changes could include recapture of funds, reallocation of

funds, change in project scope, or the addition of a new project. Activity changes will require a notification be posted on the GCMPC website. Typically, project changes do not meet the criteria of a substantial amendment as described below but include minor funding changes.

Periodically, funding transfers to move funds between projects or to close out a completed activity occur. These transfer requests are brought to the Allocation Committee for review and recommendation to the Community and Economic Development Committee, with final approval by the Genesee County Board of Commissioners.

A substantial amendment to the Consolidated Plan is defined as a change in proposed funding under the Community Development Block Grant Program, HOME Program, or Emergency Solutions Grant Program. This includes projects where a change in proposed funding allocations of more than 20% of a total grant award under one of the specifically named grants occurs. The following process will be followed:

Staff will notify HUD regarding the Substantial Amendment. Public notice regarding the Substantial Amendment will be published in local newspapers and posted on the GCMPC website. Hard copy postings will be placed at the local unit of government in which the project will be undertaken. Written comments

will be received during a 30-day period. A copy of the amendment with public comments and responses will be submitted to HUD upon completion of the public comment period and approval by Allocation, Community & Economic Development, and the Genesee County Board of Commissioners.

An emergency amendment to the Consolidated Plan or program year Action Plan is defined as an immediate increase in proposed funding under the Community Development Block Grant Program, HOME Program, or Emergency Solutions Grant Program. The amendment entails adding the allocation in the Action Plan as an available resource for the year and identifying the proposed use of all funds and how the funds will be used to prevent, prepare for, and respond to the emergency. The timeliness of this funding requires the implementation of expedited procedures to draft, propose or amend the Consolidated Plan or Action Plan and amend the Citizens Participation Plan. The following process will be followed:

Staff will notify HUD regarding a Substantial Amendment. Public notice regarding the Substantial Amendment will be published in local newspapers and posted on the GCMPC website. Electronic copy postings will be sent to local units of government in which the projects will be undertaken. Written comments will be received during a 5-day period. A virtual public

hearing will be held during the public comment period. A copy of the amendment with public comments and responses will be submitted to HUD upon completion of the public comment period, public hearing and approval by the Allocation, Community & Economic Development, and the Genesee County Board of Commissioners.

Amendments to the Solid Waste Management Plan

An amendment to the Solid Waste Management Plan is described as any change to the plan. Rule 299.4709 of Part 115 states “an amendment to the plan shall follow the same procedures for review and adoption as the original plan and the updates.”



Amendments to the Long Range Transportation Plan (LRTP)

An amendment to the LRTP is defined by federal regulations, but in general, as a capacity/regionally significant project added, deleted, or changed that will significantly affect fiscal constraint. The proposed amendment will need to meet the financial constraints of the LRTP, and may also need to receive a determination of air quality conformity. An amendment to the LRTP will be brought to the Technical Advisory Committee (TAC) and then to the Metropolitan Alliance (Metro), and will require action by both. This process will include GCMPC webpage notifications, as well as a public hearing as described in the “Public Hearings” section on Page 11 of this document. For a detailed description of the TAC and Metro committees that includes membership, function, and goals, see Appendix A for the Committees Table.

Amendments to the Transportation Improvement Program (TIP)

An amendment to the Transportation Improvement Program (TIP) is defined in the federal regulations, but in general, is a project added or deleted, a change in scope, or a significant change in cost. An amendment to the TIP will be brought to TAC and Metro and will require action by both TAC and Metro. The amendment process will include GCMPC webpage notifications.

The amendment will also be reviewed for any potential Environmental Justice and Air Quality issues. Where appropriate, Air Quality analysis will be done. Staff does an analysis of the amendment to make sure the projects will have no disproportionately high or adverse impacts to any of the identified Environmental Justice populations in Genesee County. The analysis also checks to make sure that these projects have not excluded anybody from participation in, or denied or delayed benefits to, or discriminated against any person or group of persons in Genesee County. The analysis by GCMPC supports principles and requirements of Title VI of the Civil Rights Act of 1964 (Title VI), the Executive Order (E.O.) 12898 and the 1997 U.S. Department of Transportation's (DOT) Order to Address Environmental Justice. Information on the identified Environmental Justice populations in Genesee County can be found by going to our website (www.gcmPC.org) and accessing the Environmental Justice sections of the Transportation Improvement Program document or the Long Range Transportation Plan.

3. Participation Plan Process for the Development of the Long Range Transportation Plan

The following steps provide details regarding how the Transportation Division will carry out the public participation process for the

development of the Long Range Transportation Plan. The plan is updated every five years. The last update of the plan began with a kick-off meeting in May of 2013. The plan was approved by the Genesee County Metropolitan Alliance in January of 2015. The next update of the plan will begin in 2018, with approval expected in 2020.

Genesee County Public Participation Plan Process for the Development of the LRTP

Step 1: Notice and Kick-off Meeting

A public notice will be published in the newspaper at the beginning of the development of the LRTP signifying the start of the process and providing notification of where to find more information on the GCMPC website as the update process continues. A notice will be sent to all local units of government, local officials, local transportation providers, environmental, conservation, land use and natural resource agencies, historic preservation agencies, economic development and chamber of commerce agencies, freight agencies, our regional partners such as the Southeast Michigan Council of Governments (SEMCOG), and other interested parties that work will begin on the update of the LRTP and the notice will invite them to a project kick-off meeting and to participate in the LRTP update.

Step 2: Begin Long Range Plan Steering Committee Meetings

The first several meetings of the Long Range Transportation Plan Steering Committee will be focused on developing an updated strategy for the LRTP. This includes review of the existing document, identification of items that need to be changed or added to the plan, public participation strategy, and development of timelines. Development of the plan will begin once the committee approves a strategy. The steering committee will continue to meet throughout the plan development process to provide guidance to staff on plan development and provide recommendations to TAC and Metro regarding plan approval.

Step 3: Public Outreach

E-mails will be sent to the GCMPC Public Participation list announcing public LRTP meetings/events. A transportation survey will be made available by way of the GCMPC website and may be in conjunction with a service provider, such as “Survey Monkey”. Also, staff will provide press releases announcing public LRTP meetings/events, and post LRTP update information on the GCMPC website. Staff routinely handles media requests for LRTP information.

Step 4: Call for Projects

A Call for LRTP Projects will be advertised and a notice will be sent to local road and transit agencies.

Step 5: Draft list of projects



The steering committee will evaluate projects received from the Call for Projects and prioritize them based on projected funding. Once the draft list of projects is approved by the Genesee County Metropolitan Alliance a series of three public outreach events will be held to receive comment on the projects. A notice may be sent to all residents and businesses along the proposed project corridor, and will be sent to individuals on the public participation GCMPC mailing list, and to local units of government. The events will also be advertised for the general public according to PPP requirements. The information will also be sent out to the list of Environmental Consultation and Mitigation entities for their review and comments.

Step 6: Response to Comments Received

All public comments are addressed in a timely manner. Copies of comment sheets and transportation surveys will be included in the LRTP appendices. The steering committee will

review comments received and incorporate comments where appropriate.

Step 7: Develop Draft Plan

Using the information gathered from the LRTP Steering Committee, the local stakeholders, local agencies and the public, staff develops a draft LRTP.

Step 8: Public Comment Period for LRTP (30 days) and Public Hearing

The draft LRTP is made available for public comment on the website, at local units of government and at GCMPC offices. Concerned citizens can provide comments by calling, faxing, writing, in person, by e-mail, or by social media with Facebook or Twitter. A Public Hearing will be held to receive final public comment.

Step 9: Response to Comments Received

All public comments are addressed in a timely manner. Copies of comment sheets and transportation surveys will be included in the LRTP appendices.

Step 10: Two Week Period to Incorporate Comments Received

A two week period between the public hearing and final approval of the LRTP by the Genesee County Metropolitan Alliance will be used to incorporate comments received during the public comment period.

Step 11: Approval of LRTP

After the public comment period has ended and all public comments have been addressed, the



LRTP goes through the appropriate committees/agencies for review and approval.

4. Participation Plan Process for the Development of the Transportation Improvement Program (TIP)

The following steps provide details regarding how the Transportation Division will carry out the public participation process for the development of the Transportation Improvement Program. The TIP is updated every three years.

Genesee County Public Participation Plan Process for the Development of the TIP

Step 1: Call for Projects

Staff publishes an announcement in the newspaper stating that preparations have

begun to develop the TIP that notifies the public of where to find additional information on the designated website. Staff sends out a Call for TIP Projects to all local road agencies; there is also a website ad announcing the TIP development and Call for TIP Projects.

Step 2: Staff Reviews Potential Projects

Staff meets with local road agencies to discuss their projects. At these meetings, any issues with Environmental Justice, Air Quality, local match monies, etc. are discussed. Staff reviews submitted projects and prioritizes them according to the process approved by the Metropolitan Alliance. A draft list of projects is sent to the road agencies for their review.

Step 3: Public Review of Preliminary Project List

Staff develops a preliminary list of TIP projects which is released for public review on the GCMPC website. Staff holds meetings with the public to inform them of the potential TIP projects. Meetings include at least two types of visualization techniques. A Story Map is developed on the GCMPC website to show the location of the projects and provide basic information on them. All comments received by staff are addressed in a timely manner and are also sent electronically to the local road or transit agency, so the agency knows what the public is saying about the project.

Step 4: Consultation with Agencies

Staff consults with local, state and federal agencies whose activities may be affected by the projects in the TIP, such as: environmental protection agencies, airport facilities, freight interests, historic preservation, natural resources, economic growth, etc. All comments are addressed in a timely manner.

Step 5: Public Comment Period

The Public Comment Period is held for thirty (30) days, with all comments being addressed in a timely manner. Concerned citizens can provide comments by calling, faxing, writing, in person, by e-mail, or by social media with Facebook or Twitter.



Step 6: Approval of TIP

A two-week period between the public hearing and final approval of the TIP by the Genesee County Metropolitan Alliance will be used to incorporate comments received during the public comment period.

Notices of the public hearing are listed on the GCMPC website and sent out electronically to all parties on the Public Participation List. At the public hearing, comments are recorded in the minutes of the meeting. The TIP is approved after the public hearing.

5. Participation Plan Process for the Development of the Community Development Annual Action Plan

The following steps provide information about how the Community Development Program will carry out the public participation process for the development of the Annual Action Plan. The Action Plan details the annual activities to be carried out under the priorities identified in the Five-Year Consolidated Plan. The following funding programs are included in the plan: Community Development Block Grant, HOME, and Emergency Solutions Grant programs.

CDBG Program Process

Step 1: Call for Projects

Notices are sent out stating that applications are available for projects to be included in the Annual Action Plan for all Community Development Programs. All Local Units of Government receive the CDBG Pre-Applications. Applications are made available on the GCMPC website. A notice is put in the local newspaper regarding the HOME Investment Partnership call for projects.

Step 2: Public Input

Local Units of Government applying for CDBG funds are required to hold a public hearing to give their residents an opportunity to share project ideas and comment on the past use of funds. A County public hearing is also held to receive comments on the administration of the program and to gather additional needs.

Step 3: Project Evaluation

CDBG Pre-Applications are reviewed for eligibility and environmental concerns. Full Applications are sent out for projects meeting eligibility criteria. ESG and HOME applications are reviewed and scored. Following receipt of Full CDBG Applications, a draft project list is developed.

Step 4: The draft Annual Action Plan is created. Public notice is published in local newspapers and posted on the GCMPC website to announce a thirty-day comment period. A county public hearing is held to gather public input on the programs and projects.

Step 5: Full Environmental reviews are completed.

Step 6: The Annual Action Plan is submitted to HUD for approval.

Step 7: Request for Release of Funds (RROF)/Finding of No Significant Impact (FONSI) Posting in local newspapers or at local unit of government where project will take place.

There is a fifteen-day comment period for the public to review and comment on projects.

Step 8: HUD approval of Action Plan and RROF

Step 9: Grant agreements and Subrecipient Contracts finalized for signature

HOME Program Process

Step 1: RFP released to interested agencies/ publication of ad in the local newspapers and posting on the GCMPC website.

Step 2: Local Units of Government are notified of any projects proposed to be assisted with HOME funds in their jurisdiction. Local units are required to sign a resolution supporting the project before an application is considered for funding.

Step 3: Eligible organizations submit affordable housing applications.

Step 4: Project feasibility is determined, and level of funding is determined by staff.

Step 5: Public notice regarding proposed projects is published in local newspapers and posted on the GCMPC website. A thirty-day comment period is available, and a county public hearing is held to gather public input on the programs and projects as part of the Annual Action Plan.

Step 6: Full Environmental review completed.

Step 7: Submittal of projects to HUD with the Annual Action Plan.

Step 8: Request for Release of Funds (RROF)/Finding of No Significant Impact (FONSI) Posting in local newspapers or at local unit of government. There is a fifteen- day comment period for the public to review and comment on projects.

Step 9: HUD approval of Action Plan and RROF.

Step 10: Grant agreements and Subrecipient Contracts finalized for signature.

Emergency Solutions Grant Process

Step 1: Notice of funding availability is published in local newspapers and posted on the GCMPC website announcing availability of funds and application process to eligible agencies.

Step 2: Project applications are submitted for review and eligibility determination.

Step 3: Agencies/service partners submit project applications. Eligibility is determined by CD staff.

Step 4: Projects reviewed by Continuum of Care Subcommittee.

Step 5: Take projects to full Continuum of Care for final approval.

Step 6: Public notice is published in local newspapers and posted on the GCMPC website.

A thirty-day comment period is available, and a county public hearing is held to gather public



input on the programs and projects as part of Annual Action Plan.

Step 7: Submittal of projects to HUD with the Annual Action Plan

Step 8: Request for Release of Funds (RROF)/Finding of No Significant Impact (FONSI) Posting in local newspapers or at local unit of government. There is a fifteen- day comment period for the public to review and comment on projects.

Step 9: HUD approval of Action Plan and RROF.

Step 10: Grant agreements and Subrecipient Contracts finalized for signature.

E. Publicizing the Program

1. Format

Each of the GCMPC Programs will use distinct logos and/or slogans for publicizing different aspects of their programs. All public notices will provide dates, times and locations for solicitation of public comments and local needs.

The Community Development Program requires local units of government to publish

public notices providing dates, times, and locations for the solicitation of public comments and local needs regarding proposed projects. Community Development is also mandated to publish certain items during the course of a program year. These items include the Consolidated Plan, the Annual Action Plan, the Environmental Review Records (ERR), and the Consolidated Annual Performance Evaluation Report (CAPER) Notice of Availability. Staff will publish the Consolidated Plan and the Annual Action Plan and will include a list of the locations where copies of the entire proposed Consolidated Plan may be examined. Copies will be made available to citizens and groups upon request. Staff will also provide a Story Map summary on the GCMPC website for new projects.

During the Solid Waste Management Plan update or amendment processes, the Solid Waste division will notify the public and direct the public to the GCMPC website for more information. An e-mail will be sent to those on the GCMPC public participation list announcing the availability of the Solid Waste Management Plan for inspection or copying. A hardcopy notice will be posted at the Genesee County Administration Building (1101 Beach Street, Flint) at the time the plan is submitted to the Michigan Department of Environmental Quality for review.



On an annual basis, the Transportation Division will notify the public of a listing of projects for which Federal funds have been obligated in the previous fiscal year. (The fiscal year (FY) begins October 1 and ends September 30.) Staff will provide a notice of the listing of projects that were obligated during the previous fiscal year no more than ninety (90) calendar days following the end of the represented fiscal year. The public will be notified by the GCMPC website and through the public participation mailing list. A hardcopy notice is also displayed at the Genesee County Administration Building (1101 Beach Street, Flint).

2. Contacting Target Community Resources and Development Populations

GCMPC staff has developed mailing lists (including e-mail lists) for locating businesses,

labor and civic organizations, economic development agencies, housing groups, community non-profit agencies and special interest/minority groups and organizations. These lists are comprised of individuals, interest groups and organizations providing service and/or referrals in the four major planning areas: Community Development, Transportation, Economic Development, and Solid Waste. These lists are cross-referenced, revised and/or expanded through staff contact with various social service agencies, transportation service providers, solid waste service providers, businesses and committees within the county.

Federally funded programs place emphasis and requirements on planning agencies to invite and encourage the participation of: non-English

speaking residents; minority populations; the elderly; low- and moderate- income persons, particularly those living in slum and blighted areas; and all special needs residents. In an effort to meet these requirements, at the beginning of a planning process, notices will be sent to all contacts on identified lists, inviting them to participate in upcoming planning developments and workshops. Examples of underserved populations that are represented in the Public Participation List include the Disability Network, the Valley Area Agency on Aging, the Genesee County Hispanic Latino Collaborative, My Brother's Keeper, Shelter of Flint, and Carriage Town Ministries.

The GCMPC website is updated frequently with current information and news of upcoming projects and events. Annual Reports are produced to showcase major achievements of GCMPC throughout the previous year and inform the public about GCMPC's various programs and services. The Annual Reports are e-mailed to those persons on the Public Participation Mailing List and on the Annual Report List.

The GCMPC website lists the divisions' contact persons, planning and policy committees, their scheduled meeting dates, locations and times, and their meeting minutes and agendas.

3. Public Service Announcements

Prior to beginning major projects, studies, plans, etc., staff will contact local radio and television stations for announcements regarding public service/community calendar items. The Public Service Announcement will include details on the topic to be discussed and dates and locations of those discussions.

4. General Publicity

Whenever necessary, GCMPC's publicity efforts will be coordinated with local government jurisdictions to provide notice through their websites and handouts for display in public places. Staff utilizes the GCMPC website (www.gcmPC.org) and social media as more opportunities for publicizing notices of planning processes and plans.



In an effort to provide public outreach to underserved populations, staff will request that commercial enterprises, public institutions, community centers and homeless services providers display information throughout the course of planning processes and programs.

Staff requests Public Service Announcements on television and radio stations to engage their audiences, while also being an effort to engage the population that experiences challenges with reading. Publicized materials will be written so as to be readily understood by all literacy levels in Genesee County. According to the 2003 National Assessment of Adult Literacy (NAAL) estimates, approximately 10% of Genesee County adults lack basic prose literacy skills. According to the American Community Survey for the years 2012-2016, 89.6% of persons aged 25 years and over in Genesee County were high school graduates or higher. For the City of Flint, that number was 83.2%.

5. Distribution of Plans

At a minimum, paper copies of all studies and/or plans intended for public comment will be available at the GCMPC offices and digital copies will be available at www.gcmPC.org. Digital copies will also be provided to local units of government and to appropriate agencies based on specific program requirements.

The Community Development Division and the Transportation Division keep the Consolidated and Annual Action Plans, the Assessment of Fair Housing, annual performance reports (CAPER), the Solid Waste Management Plan, the LRTP, the TIP and the PPP available on the GCMPC website at all times.

F. Public Participation Process Evaluation

1. Self-Evaluation of Public Participation Process

GCMPC staff conducts a self-evaluation after each series of workshops to determine if the outreach format and content of the workshops were effective and pertinent to the public. This self-evaluation is based on the number of attendees and comment input. Persons present will be requested to complete a registration sheet, which includes questions regarding publicity. Comments received from these sheets will help staff evaluate outreach efforts. Written input received from the public will be included in appropriate plans. For the attendees that cannot read or write, staff is available to ask these attendees the questions, and then record their responses for them.

Periodically, staff will review how effective the public participation process has been. Staff members will ask themselves questions regarding how the public was contacted and how they were involved in the process. The following list is an example of the kinds of questions staff will ask themselves, in order to improve the process.



- Were the strategies used successful in attracting citizens to the events?
- What new strategies could be used to attract more citizens to future events?
- Did different strategies result in a different level of input from citizens?
- Was the public made to feel that their opinions were important and needed?

- Was the public input considered by decision-makers? Was this process documented?
- Was the public made to feel included in the planning process from the beginning, not just at the end of the process?
- Was an effort made to contact traditionally underserved citizens (disabled, homeless, and other underserved populations)?
- Was input received from minority and low-income populations?
- Was a follow-up summary made available to the public after the events?
- Is there frequent news coverage on program issues?
- Are any changes needed to update the Public Participation Plan?

2. Committee Evaluation of Public Participation Process

Staff works with a Public Participation Process Review Committee (PPPRC). These committee members represent the various needs of the public. Members include representatives from the following groups: local, state and federal government, technical advisory committees, Chambers of Commerce, Downtown Development agencies, organizations for the elderly and for persons with disabilities, minority organizations, transportation and planning agencies, faith-based groups,

environmental organizations, and recreation and non- motorized interests. The PPPRC is asked to complete a survey regarding GCMPC's current participation efforts and provide feedback to staff. A meeting is held to generate discussion and evaluate the public participation efforts of GCMPC and make suggestions on how to improve those efforts. Meetings of the PPPRC will continue to be held in order to effectively evaluate GCMPC's public participation efforts. Please see Appendix B to view materials from the last PPPRC meeting.

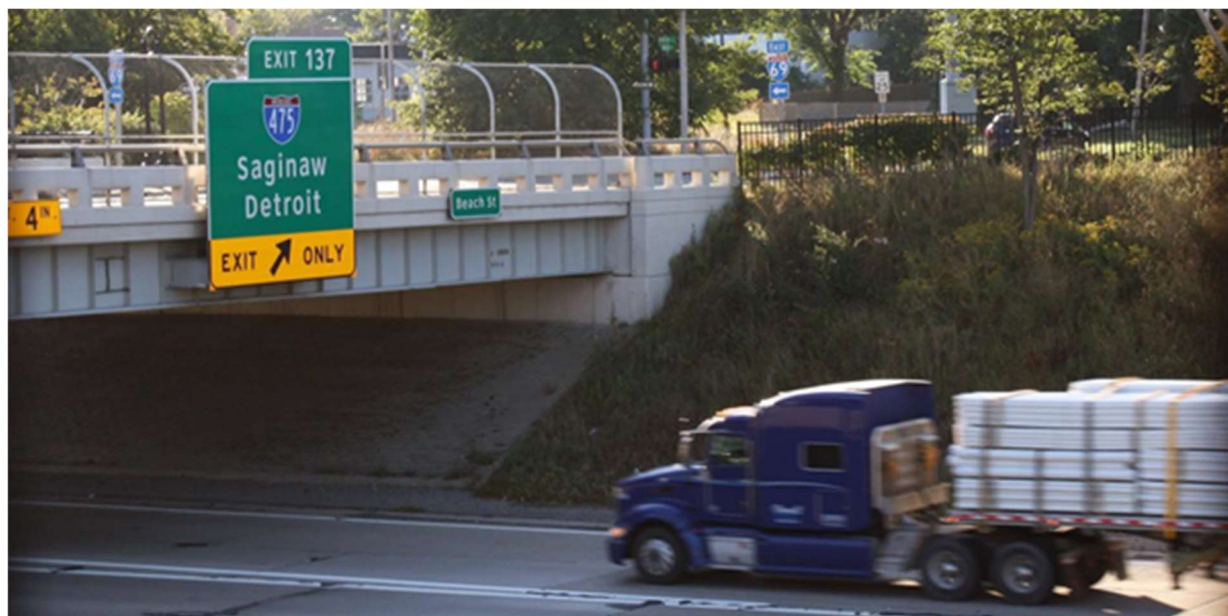
G. Committee Structure

COMMUNITY DEVELOPMENT

Allocation Committee

The Allocation Committee was established to: review and make recommendations to the C&ED Committee, and the Genesee County Board of Commissioners on the allocation of entitlement funds for use by the local participating communities; to implement the county Community Development Block Grant, ESG and HOME Programs; and to address Community Development program needs as they arise.

The Allocation Committee is comprised of the following representatives: three Genesee County Board Commissioners; three elected township officials; two elected city officials; one



elected village representative; and two representatives of the Genesee County Metropolitan Planning Commission (one representing the Planning Commission and one representing housing interests).

Goals and Objectives

- Evaluate and prioritize the use of Genesee County CD funds.
- Review, analyze and make recommendations on policies to the County Board that assure that Genesee County's community development, housing, and homeless needs and requirements are being met.
- To assure that the funds made available for distribution through the CDBG, HOME, and ESG

programs to participating communities are allocated and expended as closely as possible according to the local units' levels of population, overcrowded housing, and low- and moderate-income residency.

Community and Economic Development Committee

The Community and Economic Development Committee (C&ED) is a committee of the whole of the Genesee County Board of Commissioners (Board). They are responsible for the organization and administration of the Community Development Block Grant (CDBG) and HOME programs throughout Genesee County outside the City of Flint boundaries, and of the Emergency Solutions Grant (ESG)

throughout Genesee County. The C&ED committee meets once a month. The yearly C&ED meeting schedule is established by the Board of Commissioners in January of each year.

Goals and Objectives

- Develop and maintain viable communities.
- Provide decent housing.
- Provide a suitable living environment for the residents of Genesee County, principally for persons of low and moderate income.

TRANSPORTATION

The Transportation Division has monthly meetings with the Technical Advisory Committee and the Metropolitan Alliance. It also has several subcommittees that meet as needed, depending on current projects or plans. See the Committees Table in Appendix A for a detailed explanation of these meetings.

SOLID WASTE MANAGEMENT

Solid Waste Management Planning Committee

Following Part 115 of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, the Solid Waste Management Planning Committee is a committee appointed by the Genesee County Board of Commissioners. All members are appointed to

serve a term of two (2) years. This committee assists the Designated Planning Agency in preparing a Solid Waste Management Plan and consists of fourteen (14) members as outlined below:

- Four (4) from the solid waste management industry
- Two (2) from environmental interest groups
- One (1) from county government
- One (1) from city government
- One (1) from township government
- One (1) from the regional solid waste planning agency
- One (1) from industrial waste generators
- Three (3) from the general public

Goals and Objectives

- Identification of local policies and priorities
- Insuring coordination and public participation
- Periodically advising the county and municipalities of the plan's status
- Reviewing and approving the plan
- Submitting the plan for approval to the Genesee County Board of Commissioners, local units of government, and the Michigan Department of Environmental Quality

H. Summary

The goal of the Public Participation Plan is to encourage citizen participation in the Genesee County Metropolitan Planning Commission planning processes over and above the representation already included in established committee structures. The public participation program is a multi-purpose activity, which will provide a method for obtaining community ideas/concerns, determining community goals and objectives, and educating the public in terms of the planning process, legislative requirements, organizations, and concepts as well as the selection of a final plan for Genesee County.

The Public Participation Plan entails extensive publicity efforts including community outreach at non-traditional venues, providing electronically accessible information by way of e-mailing, the GCMPC website (www.gcmpc.org), Facebook, Twitter, letters, public service announcements, paid advertising media, and community flyers.

The public comment period for the Public Participation Plan will be for forty-five (45) days. A public hearing will be held prior to the plan's approval by the entities listed below.

The Public Participation Plan has been approved by the following:

Genesee County Metropolitan Planning Commission: April 2, 2019

Genesee County Metropolitan Alliance: February 20, 2019

Genesee County Board of Commissioners: February 27, 2019

The Public Participation Plan amendment has been approved by the following:

Genesee County Metropolitan Planning Commission: May 5, 2020

Genesee County Board of Commissioners: May 13, 2020

Appendix A Committees Table

Committee Name	What It Is	What it Does	Membership	Day and Time of Meeting	How to Get Agendas	Goals
<p>Combined Plan/Long Range Transportation Plan Steering Committee</p>	<p>This steering committee has been established to monitor the progress and provide direction for the Combined Plan/Long Range Transportation Plan. The Combined Plan will be replacing the Long Range Transportation Plan.</p>	<p>Suggestions and alternatives obtained from public participation processes (workshops, hearings), community development agencies, environmental agencies, transportation agencies, and affected interest groups, will be reviewed and considered by this committee. Information obtained through the computerized traffic modeling process will also be reviewed and considered by this committee.</p>	<p>At a minimum, the steering committee is comprised of county transportation, environmental, and community development staff, Michigan Department of Transportation (MDOT) staff, Federal Highway Administration (FHWA) staff, Federal Transit Administration (FTA) staff, Michigan State Housing Development Authority (MSHDA) staff, U.S. Housing and Urban Development (HUD) staff, Michigan Department of Environmental Quality (MDEQ) staff, and appointees from the Technical Advisory Committee (TAC), Genesee County Metropolitan Alliance (GCMA), Solid Waste Implementation Committee (SWIC), Solid Waste Management Planning Committee (SWMPC), the Allocation Committee, and the Community and Economic Development Committee (C & ED). This committee is open to all interested members of the aforementioned bodies, and workshop participants.</p>	<p>The Combined Plan/LRTP Steering Committee meetings are scheduled as needed during updates to the Combined Plan/LRTP. This committee typically meets in the GCMPC Conference Room located on the 2nd floor of the Genesee County Administration Building, 1101 Beach St., Flint MI, 48502.</p>	<p>Agenda packets are e-mailed to committee members.</p>	<p>To continue monitoring, evaluating and providing technical transportation input into the Combined Plan/ Long Range Transportation Plan process.</p> <p>To suggest effective projects and alternatives.</p> <p>To review and evaluate alternative results for social, economic, and environmental consequences.</p>
<p>Technical Advisory Committee (TAC)</p>	<p>The Technical Advisory Committee (TAC) is a subcommittee of Metro and assists in the development and execution of the various study phases, reviews the transportation findings of the project staff and TAC subcommittees, and assists staff in the development of reports and manuals.</p>	<p>TAC will analyze staff reports and make recommendations to the Metropolitan Alliance.</p>	<p>TAC members consist of representatives of various interest groups within the county with special skills in areas of transportation as well as other technically skilled persons representing governmental agencies. Most members are on the administrative staffs of local, state or federal agencies. Members include: Federal Highway Administration (FHWA), Michigan Department of Transportation (MDOT), Genesee County Road Commission, the Cities of Flint and Burton, Townships, Small Cities and Villages, Transit Authority and Planning Commission representatives. The TAC membership is technically broad-based to afford a considerable measure of expertise in the planning process.</p>	<p>TAC meetings are held the first Thursday of the month at 1:30 p.m. in the GCMPC Conference Room located on the 2nd floor of the Genesee County Administration Building, 1101 Beach St., Flint MI, 48502. Occasionally, meetings may be cancelled due to a lack of action items, or they may be rescheduled due to holidays. Please check our website for agendas or cancellation notices.</p>	<p>Agenda packets are posted on our website at www.gcmpc.org, under the "Meetings and Agendas" tab on our home page. Agenda packets are also e-mailed to committee members. Agendas are available one week before the meeting.</p>	<p>To assist in the development and implementation of the Transportation Improvement Program (TIP) and the Genesee County Long Range Transportation Plan (LRTP).</p> <p>To review, analyze and make recommendations on area-wide transportation issues for the Metropolitan Alliance, which is the Policy Committee.</p> <p>To ensure that the planning process is followed, that the public is engaged early and often, that hard-to-reach populations are included, and that guidelines on environmental consultation are followed.</p>

Committee Name	What It Is	What it Does	Membership	Day and Time of Meeting	How to Get Agendas	Goals
Transportation System Management (TSM) Subcommittee	The Transportation System Management (TSM) Subcommittee is a subcommittee of TAC or Metro established to provide more specialized transportation-related assistance.	The TSM Subcommittee meets to review issues too detailed to be discussed at the Technical Advisory Committee and provides recommendations to the TAC regarding these issues. See TAC.	The TSM Subcommittee consists of agencies with working knowledge, skills and jurisdiction in managing a transportation system. TSM includes the Genesee County Road Commission, the Mass Transportation Authority, the City of Flint, the City of Burton, the Michigan Department of Transportation, and a Small Cities representative.	TSM Subcommittee meetings are scheduled as needed, and typically meet in the GCMPC Conference Room located on the 2nd floor of the Genesee County Administration Building, 1101 Beach St., Flint MI, 48502.	Agenda packets are e-mailed to committee members.	<p>To evaluate and prioritize area-wide transportation projects for federal transportation funds.</p> <p>To review, analyze and make recommendations on specific technical issues for TAC.</p> <p>To ensure that the Transportation Planning Process in Genesee County is meeting federal requirements.</p>
Metropolitan Alliance (GCMA or Metro)	The Genesee County Metropolitan Alliance (GCMA or Metro) is the designated Metropolitan Planning Organization (MPO) as well as the Policy Committee serving the transportation planning process for Genesee County. Metro was organized as a cooperative alliance by duly-appointed representatives of each local unit of government, and has the authority to carry out metropolitan transportation planning for the collective benefit of all residents of the metropolitan area of Genesee County.	The Metro Alliance is responsible for investigating, making recommendations and for the ultimate approval of all Genesee County transportation plans and programs.	The Metro Alliance is composed of an elected official and a citizen representative from each local unit of government that wishes to participate. It also includes officials from local, state, and federal departments or agencies having an interest in transportation issues.	Metro meetings are held on the third Wednesday of the month, at 7:00 p.m. in the Harris Auditorium on the 3rd floor of the Genesee County Administration Building, 1101 Beach St., Flint MI, 48502. Occasionally, meetings may be cancelled due to a lack of action items, or they may be rescheduled due to holidays. Please check our website for agendas or cancellation notices.	Agenda packets are posted on our website at www.gcmpc.org , under the "Meetings and Agendas" tab on our home page. Agenda packets are also e-mailed to committee members. Agendas are available one week before the meeting.	<p>To provide the leadership necessary to develop and implement the Genesee County Long Range Transportation Plan and the Transportation Improvement Program.</p> <p>To adopt policies and recommendations necessary to assure county transportation needs are met.</p> <p>To assure the implementation of various transportation planning objectives by local units of government and agencies. To make sure the Transportation Planning Process is meeting federal requirements.</p>
Other Ad Hoc Subcommittees	Other Ad Hoc subcommittees are formed for specific planning projects or plans which may need public participation. Examples of these are the Traffic Flow Model, Regional Transit Studies, the I-69/I-75 Intermodal Study, or the Freight and Connectivity Study.	Depends on project/plan under review	Depends on project/plan under review	The Ad Hoc Subcommittee meetings are scheduled as needed depending on the project/plan under review. These subcommittees typically meet in the GCMPC Conference Room located on the 2nd floor of the Genesee County Administration Building, 1101 Beach St., Flint MI, 48502.	Agenda packets are e-mailed to committee members.	Depends on project/plan under review--Are we meeting federal regulations? Are we providing an inclusive process for everyone?

Committee Name	What it Is	What it Does	Membership	Day and Time of Meeting	How to Get Agendas	Goals
Allocation Committee	The Allocation Committee was established to: review and make recommendations to the Community and Economic Development Committee and the Genesee County Board of Commissioners, on the allocation of entitlement funds for use by the local participating communities; to implement the Genesee County Community Development Block Grant, Emergency Solutions Grant and HOME Programs; and to address Community Development Program needs as they arise.	Evaluate and prioritize the use of Genesee County Community Development funds. Review, analyze and make recommendations on policies to the County Board that assure that Genesee County's community development, housing, and homeless needs and requirements are being met. To assure that the funds made available for distribution through the Community Development Block Grant, HOME, and Emergency Solutions Grant programs to participating communities are allocated and expended as closely as possible according to the local units' levels of population, overcrowded housing, and low and moderate income residency. They are responsible for the organization and administration of the Community Development Block Grant (CDBG) and HOME programs throughout Genesee County (outside the City of Flint boundaries) and of the Emergency Solutions Grant (ESG) throughout Genesee County.	The Allocation Committee is comprised of the following representatives: three Genesee County Board Commissioners; three elected township officials; two elected city officials; one elected village representative; and two representatives of the Genesee County Metropolitan Planning Commission (one representing the Planning Commission and one representing housing interests).	The Allocation Committee meetings are held on the fourth Thursday of the month, at 11:00 a.m. in the GCMPC Conference Room located on the 2nd floor of the Genesee County Administration Building, 1101 Beach St., Flint MI 48502	Agenda packets are posted on our website at www.gcmpc.org , under the "Meetings and Agendas" tab on our home page. Agenda packets are also e-mailed to committee members. Agendas are available one week before the meeting.	Evaluate and Prioritize the use of Community Development funds. Review, Analyze, and Recommend on policies related to community development, housing & homeless needs. Assure funds are allocated & expended properly.
Community and Economic Development Committee	A committee of the Board of Commissioners that makes recommendations to the full board regarding community development issues in Genesee County.	They are responsible for the organization and administration of the Community Development Block Grant (CDBG) and HOME programs throughout Genesee County (outside the City of Flint boundaries) and of the Emergency Solutions Grant (ESG) throughout Genesee County.	The Community and Economic Development Committee (C&ED) is a committee of the whole of the Genesee County Board of Commissioners (Board).	The Community and Economic Development Committee meetings are set by the Board of Commissioners annually and are held in the Harris Auditorium on the 3rd floor of the Genesee County Administration Building, 1101 Beach St., Flint, MI 48502	Agenda packets are posted on the Genesee County website at www.gc4me.com under the Board of Commissioners' page.	To develop and maintain reliable communities; provide decent housing; and to provide a suitable living environment for low/moderate income Genesee County residents.
Solid Waste Management Planning Committee	The Solid Waste Management Planning Committee is a committee appointed by the Genesee County Board of Commissioners. All members are appointed to serve a term of two (2) years.	This committee assists the Designated Planning Agency in preparing a Solid Waste Management Plan.	This committee has four (4) members from the solid waste management industry; two (2) members from environmental interest groups; one (1) member from county government; one (1) member from city government; one (1) member from township government; one (1) member from the regional solid waste planning agency; one (1) member from industrial waste generators; three (3) members from the general public.	The Solid Waste Management Planning Committee meets as needed during the planning process in the GCMPC Conference Room on the 2nd floor of the Genesee County Administration Building, 1101 Beach St., Flint, MI 48502	Agenda packets are posted on our website at www.gcmpc.org , under the "Meetings and Agendas" tab on our home page. Agenda packets are also e-mailed to committee members. Agendas are available one week before the meeting.	Identification of local policies and priorities related to Solid Waste Management; Insuring coordination and public participation in planning process; Periodically advising the county and municipalities of the Solid Waste Plan's status; Reviewing and approving the Solid Waste Plan for Genesee County.

Appendix B Documentation of Public Participation Process Review



September 22, 2016

TO: Public Participation Plan Process Review Committee

SUBJECT: Meeting of the Public Participation Process Review Committee (PPPRC)

Dear Sir/Madam:

The Genesee County Metropolitan Planning Commission (GCMPC) administers several federal and State of Michigan programs for the Flint-Genesee County area, such as the Community Development Block Grant Program, Federal Highway Administration Programs, Federal Transit Administration Programs, and the Solid Waste Management Program. A major component of these programs is the assurance that public participation is provided for and encouraged throughout the planning process. The planning process GCMPC follows is outlined and guided by the GCMPC Public Participation Plan (PPP), which can be accessed by copying and pasting this link into your browser, then scrolling down to the bottom of the page.

<http://gcmnpc.org/>

We would like to invite you to represent your agency and serve as a committee member on the Public Participation Process Review Committee (PPPRC). This committee will only meet as needed. The purpose of the committee is to review the public participation efforts of GCMPC and to provide feedback to staff. **The meeting for this year will take place on Wednesday, October 19, 2016 at 1:30 p.m. in the Human Resources Training Room. The Training Room is located in the basement of the Genesee County Administration Building, 1101 Beach Street, Flint, MI, 48502.** Please let us know if you plan on attending the meeting. Agenda is attached.

The PPPRC evaluates GCMPC's public participation efforts to determine which efforts were successful and how to include them in future events. The less successful efforts are evaluated and suggestions offered to improve future performance. The committee also helps identify barriers to local public participation, proposes possible solutions to these barriers, and discusses the feasibility of the proposed solutions.

Please fill out the attached 10-question survey and mail it to the GCMPC office at the address in this letterhead, or fax it to (810) 257-3185 to the attention of Ms. Sharon Gregory, or you can also access the survey on-line at:

<https://www.surveymonkey.com/r/2KC8GZK>

All surveys are due in our office **by the deadline of Monday, October 10th**.

We appreciate your time and feedback. Please contact Ms. Sharon Gregory of my staff at (810) 257-3010, or e-mail her at sgregory@co.genesee.mi.us at your earliest convenience and let her know if you are interested in participating in the Public Participation Process Review Committee this year. Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Christine A. Durgan". The signature is written in a cursive style with a large, looped 'D' at the end.

Ms. Christine Durgan, Assistant Director
Genesee County Metropolitan Planning Commission



ROOM 223 – 1101 BEACH STREET

FLINT, MICHIGAN 48502-1470

TELEPHONE (810) 257-3010 FAX (810) 257-3185

Genesee County Metropolitan Planning Commission
Public Participation Process Review Committee (PPPRC)

Genesee County Administration Building
Human Resources Training Room, Basement Level
1101 Beach Street, Flint, MI 48502

October 19, 2016
1:30 P.M.

1. Welcome and Introductions
2. Overview of GCMPC's Public Involvement
3. PPPRC Survey Results and Feedback
4. General Discussion
5. Next Steps

AN EQUAL OPPORTUNITY ORGANIZATION

**Genesee County Metropolitan Planning Commission
Public Participation Process Review Committee Survey**

Please take a few minutes to answer the following questions (#1-10) related to our public participation efforts. Your answers will help our staff improve future public participation efforts in Genesee County. When you are finished, please mail, fax, or fill out the survey on-line at: <https://www.surveymonkey.com/r/2KC8GZK> **so that we receive it by the deadline of Monday, October 10th**. Mailed surveys go to: Ms. Sharon Gregory, Planner III, 1101 Beach Street, Room 223, Flint, MI 48502. Faxed surveys go to: (810) 257-3185, Attn: Ms. Gregory. Your time and comments are greatly appreciated.

1. Please rank (1-6) the following list of locations for holding public events or meetings. A ranking of "1" indicates your top choice of location:

- a. Local township/city halls:_____
- b. GCMPC Administration Building:_____
- c. District libraries:_____
- d. Senior centers:_____
- e. Local schools:_____
- f. Malls:_____
- g. Farmers' markets:_____
- h. Other: _____

2. Visual aids are often used at meetings/events to help explain the topic being discussed or presented. Please rate the effectiveness of each of the visualization and supplemental materials identified below. For items a. through g. below, please put a "1" for Very Effective; "2" for Somewhat Effective; or "3" for Not at all Effective.

- a. Maps of project locations: _____
- b. Pictures related to projects: _____
- c. Written summary: _____
- d. Short presentation: _____
- e. Charts and graphs summarizing information: _____
- f. Video or other media:_____
- g. Other:_____

3. Please rate the following barriers to public participation in our community. For items a. through f. below, please put a "1" for Significant Barrier; "2" for Somewhat of a Barrier; or "3" for Not a Barrier at all.

- a. Access to a computer: _____
- b. Time of day (time of meeting): _____
- c. Location: _____
- d. Language: _____
- e. Disability barriers: _____

f. Other: _____

4. Please rate the effectiveness of the following methods to notify the public of participation opportunities. For items a. through j. below, please put a "1" for Very Effective; "2" for Somewhat Effective; or "3" for Not at all Effective.

- a. Newspaper advertisement: _____
- b. Flyer or brochure: _____
- c. Website : _____
- d. E-mail: _____
- e. Postcard mailing: _____
- f. TV or radio ad: _____
- g. Billboard ad: _____
- h. Ad on a bus: _____
- i. Word of mouth: _____
- j. Social media
- k. Other: _____

5. Please rate the effectiveness of the following methods to get public comments on a certain topic. For items a. through f. below, please put a "1" for Very Effective; "2" for Somewhat Effective; or "3" for Not at all Effective.

- a. On-line/website comment submittal: _____
- b. E-mail comment submittal: _____
- c. One-on-one conversation (in person): _____
- d. Group discussions: _____
- e. Phone conversation: _____
- f. Other: _____

Please visit our website at:

<http://gcmprc.org/>

and indicate your answer to item # 6 below.

6. Rate the difficulty of finding the "Public Notices" portion of the website.

- a. Very easy
- b. Somewhat easy
- c. Somewhat difficult
- d. Very difficult
- e. Could not find information related to "Public Notices"

7. Have you attended a GCMPC public participation event (i.e. public hearing, workshop, meeting/presentation) in the past 3 years?

- a. Yes
- b. No

Public Participation Process Review Committee (PPPRC)
Genesee County Administration Building
Human Resources Training Room Flint, MI
October 19, 2016 1:30 p.m.

Sign-In Sheet

(Please Print)

Name	Address	E-Mail Address
Larry WILSON	5447 BIRCHMOUNTAIN DR	
James Gaslen	111 E. Court Street Flint (Underway)	jgaslen@administration.genecounty.org
Anna Pinter	1101 Beach St Rm 201 Flint	apinter@co.genesee.mi.us
Sharon GREGORY	1101 Beach St. Flint MI	sgregory@co.genesee.mi.us

Public Participation Process Review Committee (PPPRC)
Genesee County Administration Building
Human Resources Training Room Flint, MI
October 19, 2016 1:30 p.m.

Comment Sheet

Contacts for the Deaf & hard of hearing community -
Communication Access Center - Director Diane McLeister
(This is local organization - Number on Web) —

Name: _____

Street Address: _____

City, State, Zip: _____

E-mail: _____

Would you like to be added to our public outreach mailing list? YES NO

Public Participation Process Review Committee (PPPRC)
Genesee County Administration Building
Human Resources Training Room Flint, MI
October 19, 2016 1:30 p.m.

Comment Sheet

IN GOING TO YOUR WEB SITE FOR THE SENIOR GROUP OF POPULATION
IF YOU WOULD HAVE A DEFINATION OF THE BARS TO GO TO IT MAY BE
HELPFUL TO LOCATE ITEMS IN YOUR WEB SITE

Name: LARRY GREEN

Street Address: 5447 BICENTENNIAL DR

City, State, Zip: MT MORRIS, MI. 48458

E-mail: L GREEN @ MTMORRIS TWP . ORG

Would you like to be added to our public outreach mailing list? YES NO



Public Participation Process Review

Thursday, November 3, 2016



Public Involvement

➤ Advertising

- Newspaper, website, e-mail, postcard

➤ Typical Locations

- City/township halls; Genesee Co. Admin. Bldg.

➤ Staff Presence

- Answering your questions

➤ Presentation Material

- Visualization





Transportation Improvement Program (TIP) Process

- Call for Projects—Flint Journal notice, e-mail notices, website notice
- Mail out project-specific postcards
- Three public input sessions
- Draft TIP has a 30-day public comment period; Flint Journal notice, e-mail notices, website notice
- Public service announcements sent out to media
- Radio or television timeslots
- Public hearing

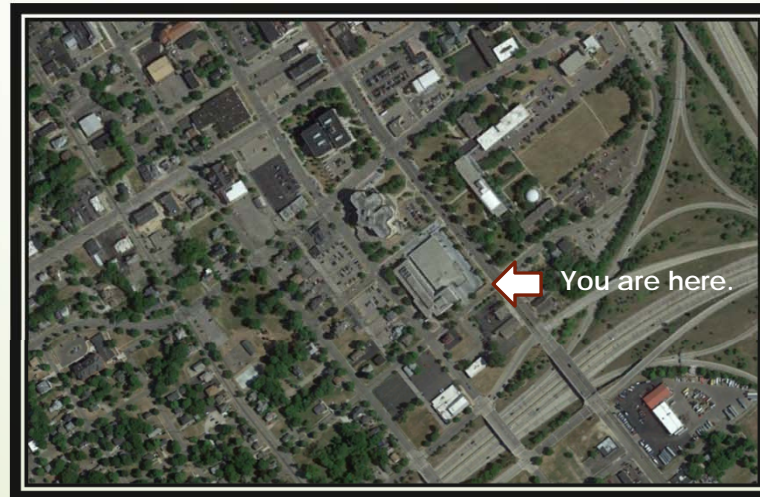
Survey Results

- ▶ 38 responses total
- ▶ Question 1: Ranking of locations for holding public events or meetings.
 - ▶ 61% indicated their highest ranking for **local township/ city halls**
 - ▶ 17% indicated their highest ranking for a **farmers' market**
 - ▶ 13% indicated their highest ranking for the **GCMPC Administration Building**



Survey Results

- ▶ Question 2: Effectiveness of visualization and supplemental materials
 - ▶ **94%** indicated that **maps of project locations are very effective** presentation materials
 - ▶ **85%** indicated that **pictures related to projects are very effective** presentation materials



Survey Results

- ▶ Question 3: Significance of barriers to public participation in our community
 - ▶ **29%** indicated that **time of day (time of meeting)** is a significant barrier
 - ▶ **12%** indicated that **access to a computer** is a significant barrier



Survey Results

- ▶ Question 4: Effectiveness of methods to notify the public of participation opportunities
 - ▶ 68% indicated that **social media** was a very effective method
 - ▶ 68% indicated that **e-mail** was a very effective method
 - ▶ 45% indicated that **postcard mailing** was a very effective method



Survey Results

- ▶ Question 5: Effectiveness of methods to receive public comments on a certain topic
 - ▶ **56%** indicated that a **one-on-one conversation (in person)** is very effective
 - ▶ **49%** indicated that **submitting e-mail comments** is very effective



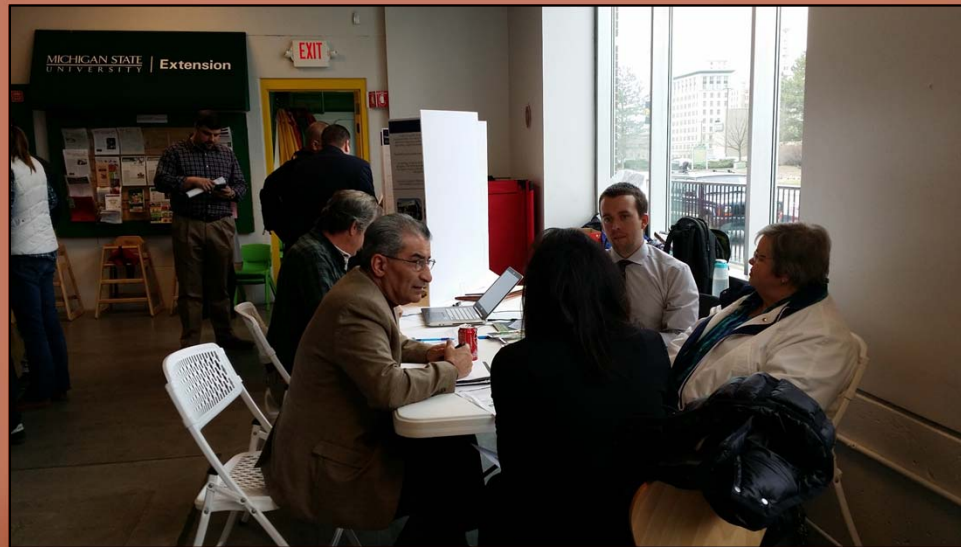
Survey Results

- ▶ Question 6: Respondents were asked to visit our website and rate the difficulty of finding the “Public Notices” portion of the website.
 - ▶ 45% indicated that it was **somewhat easy**
 - ▶ 42% indicated that it was **very easy**



Survey Results

- ▶ Question 7: Attendance at a GCMPC public participation event in the past 3 years
 - ▶ 59% indicated **yes**



Survey Results

▶ Question 8: Recently attended events:

GCMPC meetings

METRO meetings

TAC meetings

TIP meetings/events

Recycling/environmental events/meetings

CDBG meetings

Solid Waste meetings

Small Urban Program meeting



Survey Results

- Question 9: Rating of information sources at events
 - 72% indicated that **maps** are very helpful/informative
 - 64% indicated that **staff** is very helpful/informative





Survey Results

- ▶ Question 10: What was your overall opinion of the event(s)? How can future GCMPC events be improved?

Positive Feedback:

- ▶ "I feel that you cover all items and provide informative data. Also, I would like to add that you listen to all the comments from the public and the members. Your staff does a great job!"
- ▶ "Helpful and organized."
- ▶ "They are run efficiently and in the best manner possible considering the public needs to make an effort to participate, too."



Positive Feedback Continued:

- ▶ "Very professional staff."
- ▶ "Well organized. Easy to navigate programs."
- ▶ "Overall opinion of the events: Good."
- ▶ "All events have been very informative."

Constructive Criticism:

- ▶ "Better notice to public."
- ▶ "Keep attendees apprised of updates and changes before future meetings."
- ▶ "Somehow get more of the 'general public' involved."

Constructive Criticism Continued:

- ▶ "Place as much information on the website. Include meeting minutes, presentations, graphs, exhibits, etc..."
- ▶ "Effective. I would like to see more meetings around how Genesee County can improve more infrastructure across the county."
- ▶ "The events I have attended have been very informative and clarified the issues/plans. I think you need to find a way to stress to the public how important their input is. You may want to ask to speak at various community groups or organizations."



Next Steps

- ▶ Update of the Public Participation Plan
www.gcmprc.org
- ▶ PPPRC
 - ▶ Future meetings





Discussion

Any questions, comments or
suggestions?

Gregory, Sharon

From: Compton, Debra
Sent: Friday, September 23, 2016 9:18 AM
Subject: Tell Us How We're Doing!

Attention Concerned Citizens:

The Genesee County Metropolitan Planning Commission (GCMPC) administers several federal and State of Michigan programs for the Flint-Genesee County area, such as the Community Development Block Grant Program, Federal Highway Administration Programs, Federal Transit Administration Programs, and the Solid Waste Management Program. These programs provide funding for transit, road, bridge, and trail projects, home improvement projects, community infrastructure projects, and recycling programs. A major component of these programs is the assurance that public participation is provided for and encouraged throughout the planning process. The planning process GCMPC follows is outlined and guided by the GCMPC Public Participation Plan (PPP), which can be accessed by copying and pasting the following link into your browser, then scrolling down to the bottom of the page.

<http://gcmnpc.org/>

Please go to the following link and fill out our 10-question survey regarding our public participation process.

<https://www.surveymonkey.com/r/2KC8GZK>

All surveys are due in our office by the deadline of Monday, October 10th.

Your responses will greatly help our staff improve future public participation efforts in Genesee County, and will help us as we update our public participation plan.

GCMPC's public participation efforts are reviewed by the Public Participation Process Review Committee (PPPRC) to determine which efforts were successful and how to include them in future events. The less successful efforts are evaluated and suggestions offered to improve future performance. The PPPRC helps to identify barriers to local public participation, proposes possible solutions to these barriers, and discusses the feasibility of the proposed solutions. The PPPRC will review the summarized results of the survey.

We appreciate your time and feedback. If you have any questions regarding this survey, please contact Ms. Sharon Gregory at (810) 257-3010, or e-mail her at sgregory@co.genesee.mi.us at your earliest convenience. Thank you.

2016 GCMPC Public Participation Process Review Committee Survey

Please take a few minutes to answer the following 10 questions related to our public participation efforts. Your answers will help our staff improve future public participation in Genesee County. Thank you for your time!

1. Please rank (1-6) the following list of locations for holding public events or meetings. A ranking of "1" indicates your top choice of location:

	1	2	3	4	5	6	N/A
Local Township/ City Halls	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
GCMPC Administration Building	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
District Libraries	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Senior Centers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Local Schools	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Farmers' Market	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (Please fill in box below to specify)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other (please specify)

9%

Next

Exit this survey

2016 GCMPC Public Participation Process Review Committee Survey

2. Visual aids are often used at meetings/events to help explain the topic being discussed or presented. Please rate the effectiveness of each of the visualization and supplemental materials identified below.

	Very Effective	Somewhat Effective	Not at all Effective
Maps of Project Locations	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Pictures related to Projects	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Written Summary	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Short Presentation	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Charts and Graphs summarizing Information	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Video or other Media	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (please specify in box below)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other

 18%

2016 GCMPC Public Participation Process Review Committee Survey

3. Please rate the following barriers to public participation in our community:

	Significant Barrier	Somewhat of a Barrier	Not a Barrier at all	N/A
Access to a computer	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Time of day (time of meeting)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Location	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Language	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Disability barriers	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (Please specify in box below)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other



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2016 GCMPC Public Participation Process Review Committee Survey

4. Please rate the effectiveness of the following methods to notify the public of participation opportunities:

	Very Effective	Somewhat Effective	Not at all Effective	N/A
Newspaper Advertisement	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Flyer or Brochure	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Website	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Social Media	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
E-mail	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Postcard Mailing	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
TV or Radio Ad	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Billboard Ad	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Ad on a Bus	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Word of Mouth	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (Please specify in box below)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other

36%

[Exit this survey](#)

2016 GCMPC Public Participation Process Review Committee Survey

5. Please rate the effectiveness of the following methods to get public comments on a certain topic.

	Very Effective	Somewhat Effective	Not at all Effective	N/A
On-line/website comment submittal	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
E-mail comment submittal	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
One-on-one conversation (in-person)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Group discussions	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Phone conversation	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (please specify in the box below)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other



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2016 GCMPC Public Participation Process Review Committee Survey

**6. Please visit our website at: GCMPC.org
and rate the difficulty of finding the "Public Notices" portion of the website:**

- Very Easy
- Somewhat Easy
- Somewhat Difficult
- Very Difficult
- Could not find information related to "Public Notices"



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2016 GCMPC Public Participation Process Review Committee Survey

! This question requires an answer.

*** 7. Have you or your organization attended a GCMPC public participation event (i.e. public hearing, workshop, meeting/presentation) in the past 3 years?**

Yes

No



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2016 GCMPC Public Participation Process Review Committee Survey

Only answer Questions #8 - #10 if you answered "Yes" to Question #7.

8. Please list the GCMPC events you or your organization have attended recently:

73%

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2016 GCMPC Public Participation Process Review Committee Survey

9. Please rate each of the following information sources at the event(s).

	Very Helpful/Informative	Somewhat Helpful/Informative	Not at all Helpful/Informative	N/A
Staff	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Pictures	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Maps	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Graphs and Charts	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Summary	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Presentation	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Other (please specify in box below)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Other



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2016 GCMPC Public Participation Process Review Committee Survey

10. What was your overall opinion of the event(s)? How can future GCMPC events be improved?



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2016 GCMPC Public Participation Process Review Committee Survey

Thank you for taking this survey! Staff appreciates your time and feedback, and we hope to see you at the next committee meeting.



Prev

Done

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Gregory, Sharon

From: Compton, Debra
Sent: Wednesday, October 5, 2016 9:44 AM
Subject: Reminder--Tell Us How We're Doing!
Attachments: Reminder Survey_PPPRC.pdf

Attention Concerned Citizens:

This is a reminder about the public participation survey you received by e-mail on September 23rd. If you already took the survey, thank you very much! We appreciate your efforts. If you haven't had a chance to take the attached survey yet, please do so now! There are only 10 questions and the survey goes quickly. Responses are due by Monday, October 10th. Thank you in advance for your feedback.

Background

The Genesee County Metropolitan Planning Commission (GCMPC) administers several federal and State of Michigan programs for the Flint-Genesee County area, such as the Community Development Block Grant Program, Federal Highway Administration Programs, Federal Transit Administration Programs, and the Solid Waste Management Program. These programs provide funding for transit, road, bridge, and trail projects, home improvement projects, community infrastructure projects, and recycling programs. A major component of these programs is the assurance that public participation is provided for and encouraged throughout the planning process. The planning process GCMPC follows is outlined and guided by the GCMPC Public Participation Plan (PPP), which can be accessed by copying and pasting the following link into your browser, then scrolling down to the bottom of the page.

<http://gcmpc.org/>

Your responses will greatly help our staff improve future public participation efforts in Genesee County, and will help us as we update our public participation plan.

GCMPC's public participation efforts are reviewed by the Public Participation Process Review Committee (PPPRC) to determine which efforts were successful and how to include them in future events. The less successful efforts are evaluated and suggestions offered to improve future performance. The PPPRC helps to identify barriers to local public participation, proposes possible solutions to these barriers, and discusses the feasibility of the proposed solutions. The PPPRC will review the summarized results of the survey.

We appreciate your time and feedback. If you have any questions regarding this survey, please contact Ms. Sharon Gregory at (810) 257-3010, or e-mail her at sgregory@co.genesee.mi.us at your earliest convenience. Thank you.

**REMINDER! Genesee County Metropolitan Planning Commission
Public Participation Process Review Committee Survey**

DEADLINE FOR THE SURVEY TO BE IN OUR OFFICE IS MONDAY, OCTOBER 10th!

If you have not already done so, please take a few minutes to answer the following questions (#1-10) related to our public participation efforts. Your answers will help our staff improve future public participation efforts in Genesee County. When you are finished, please mail, fax, or fill out the survey on-line at: <https://www.surveymonkey.com/r/2KC8GZK> **so that we receive it by the deadline of Monday, October 10th**. Mailed surveys go to: Ms. Sharon Gregory, Planner III, 1101 Beach Street, Room 223, Flint, MI 48502. Faxed surveys go to: (810) 257-3185, Attn: Ms. Gregory. Your time and comments are greatly appreciated.

1. Please rank (1-6) the following list of locations for holding public events or meetings. A ranking of "1" indicates your top choice of location:

- a. Local township/city halls: _____
- b. GCMPC Administration Building: _____
- c. District libraries: _____
- d. Senior centers: _____
- e. Local schools: _____
- f. Malls: _____
- g. Farmers' markets: _____
- h. Other: _____

2. Visual aids are often used at meetings/events to help explain the topic being discussed or presented. Please rate the effectiveness of each of the visualization and supplemental materials identified below. For items a. through g. below, please put a "1" for Very Effective; "2" for Somewhat Effective; or "3" for Not at all Effective.

- a. Maps of project locations: _____
- b. Pictures related to projects: _____
- c. Written summary: _____
- d. Short presentation: _____
- e. Charts and graphs summarizing information: _____
- f. Video or other media: _____
- g. Other: _____

3. Please rate the following barriers to public participation in our community. For items a. through f. below, please put a "1" for Significant Barrier; "2" for Somewhat of a Barrier; or "3" for Not a Barrier at all.

- a. Access to a computer: _____
- b. Time of day (time of meeting): _____

- c. Location: _____
- d. Language: _____
- e. Disability barriers: _____
- f. Other: _____

4. Please rate the effectiveness of the following methods to notify the public of participation opportunities. For items a. through j. below, please put a "1" for Very Effective; "2" for Somewhat Effective; or "3" for Not at all Effective.

- a. Newspaper advertisement: _____
- b. Flyer or brochure: _____
- c. Website : _____
- d. E-mail: _____
- e. Postcard mailing: _____
- f. TV or radio ad: _____
- g. Billboard ad: _____
- h. Ad on a bus: _____
- i. Word of mouth: _____
- j. Social media
- k. Other: _____

5. Please rate the effectiveness of the following methods to get public comments on a certain topic. For items a. through f. below, please put a "1" for Very Effective; "2" for Somewhat Effective; or "3" for Not at all Effective.

- a. On-line/website comment submittal: _____
- b. E-mail comment submittal: _____
- c. One-on-one conversation (in person): _____
- d. Group discussions: _____
- e. Phone conversation: _____
- f. Other: _____

Please visit our website at:

<http://gcmpc.org/>

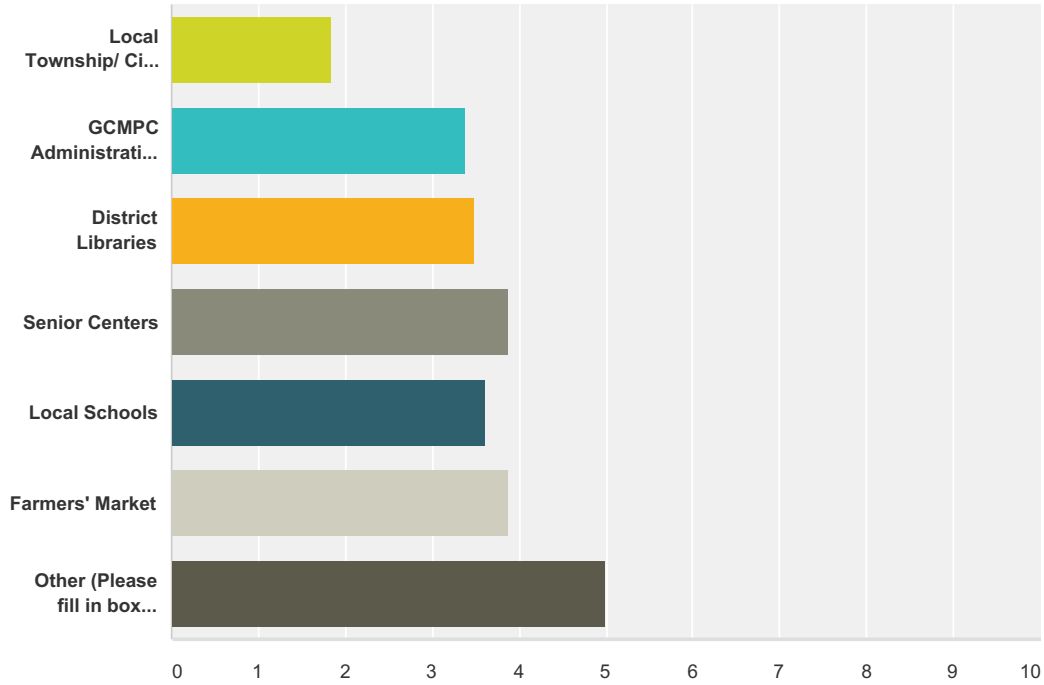
and indicate your answer to item # 6 below.

6. Rate the difficulty of finding the "Public Notices" portion of the website.

- a. Very easy
- b. Somewhat easy
- c. Somewhat difficult
- d. Very difficult
- e. Could not find information related to "Public Notices"

Q1 Please rank (1-6) the following list of locations for holding public events or meetings. A ranking of "1" indicates your top choice of location:

Answered: 36 Skipped: 2

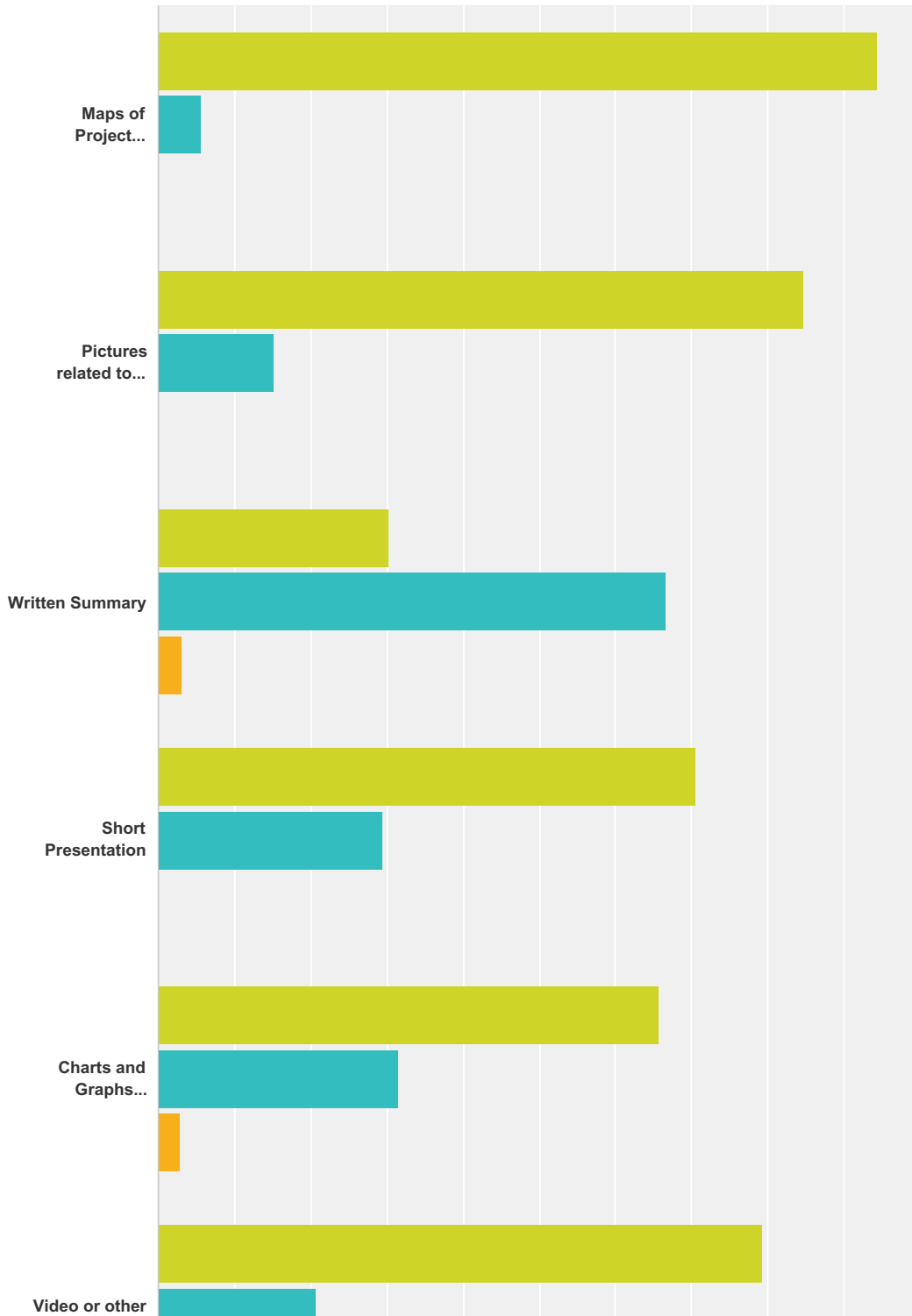


	1	2	3	4	5	6	N/A	Total	Weighted Average
Local Township/ City Halls	60.61% 20	15.15% 5	9.09% 3	0.00% 0	12.12% 4	0.00% 0	3.03% 1	33	1.84
GCMPC Administration Building	12.90% 4	35.48% 11	9.68% 3	9.68% 3	6.45% 2	25.81% 8	0.00% 0	31	3.39
District Libraries	9.09% 3	27.27% 9	6.06% 2	27.27% 9	24.24% 8	6.06% 2	0.00% 0	33	3.48
Senior Centers	6.25% 2	12.50% 4	18.75% 6	25.00% 8	25.00% 8	12.50% 4	0.00% 0	32	3.88
Local Schools	6.45% 2	6.45% 2	45.16% 14	16.13% 5	12.90% 4	12.90% 4	0.00% 0	31	3.61
Farmers' Market	16.67% 5	10.00% 3	6.67% 2	23.33% 7	6.67% 2	30.00% 9	6.67% 2	30	3.89
Other (Please fill in box below to specify)	0.00% 0	0.00% 0	7.69% 1	0.00% 0	15.38% 2	15.38% 2	61.54% 8	13	5.00

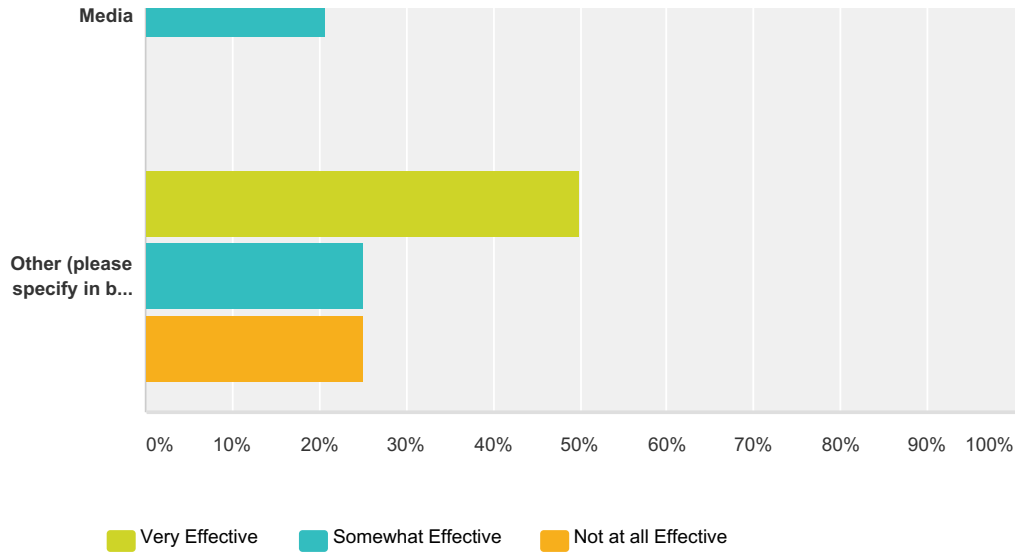
#	Other (please specify)	Date
1	Local Fire Hall	10/5/2016 12:10 PM
2	Local Community Center or Churches	9/23/2016 2:02 PM
3	A host agency or organization	9/23/2016 1:06 PM

Q2 Visual aids are often used at meetings/events to help explain the topic being discussed or presented. Please rate the effectiveness of each of the visualization and supplemental materials identified below.

Answered: 35 Skipped: 3



2016 GCMPC Public Participation Process Review Committee Survey

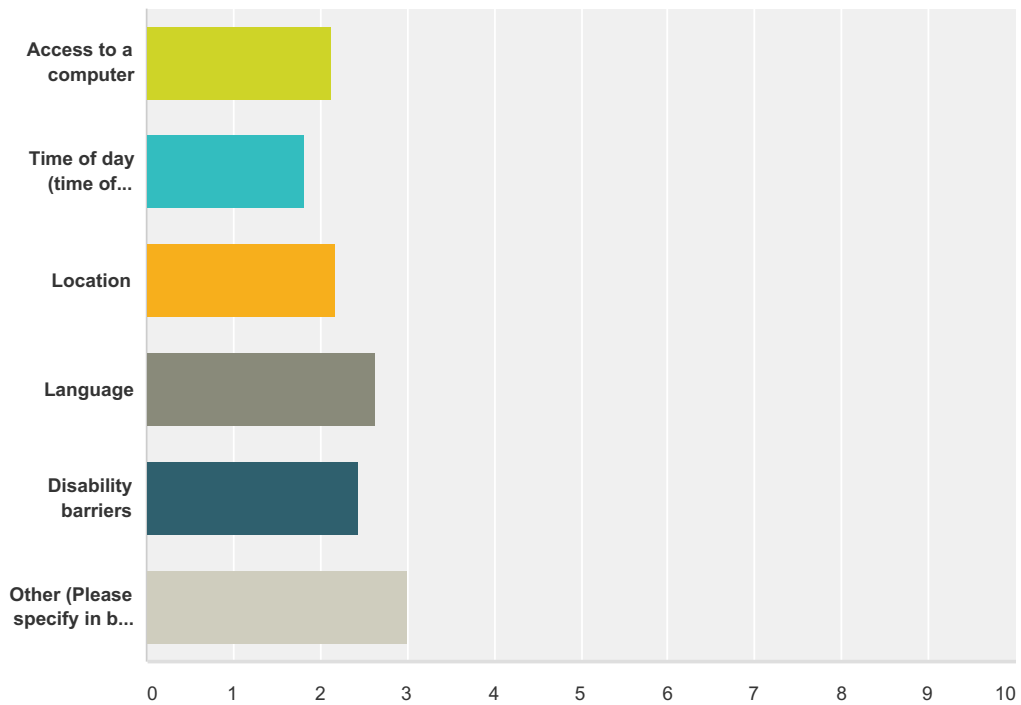


	Very Effective	Somewhat Effective	Not at all Effective	Total
Maps of Project Locations	94.29% 33	5.71% 2	0.00% 0	35
Pictures related to Projects	84.85% 28	15.15% 5	0.00% 0	33
Written Summary	30.30% 10	66.67% 22	3.03% 1	33
Short Presentation	70.59% 24	29.41% 10	0.00% 0	34
Charts and Graphs summarizing Information	65.71% 23	31.43% 11	2.86% 1	35
Video or other Media	79.41% 27	20.59% 7	0.00% 0	34
Other (please specify in box below)	50.00% 2	25.00% 1	25.00% 1	4

#	Other	Date
1	Handouts	10/5/2016 10:49 AM
2	Hand on activities	9/23/2016 2:03 PM

Q3 Please rate the following barriers to public participation in our community:

Answered: 34 Skipped: 4

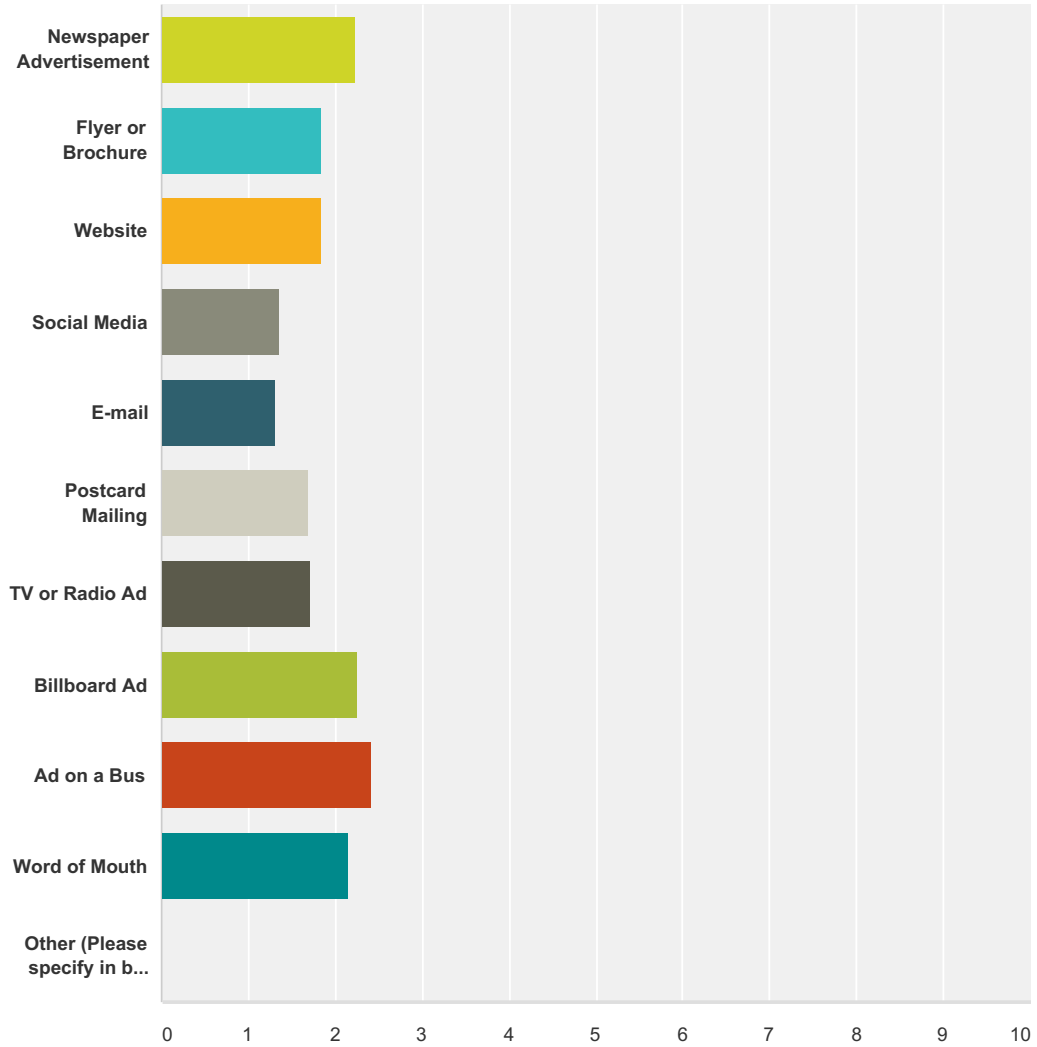


	Significant Barrier	Somewhat of a Barrier	Not a Barrier at all	N/A	Total	Weighted Average
Access to a computer	12.12% 4	63.64% 21	24.24% 8	0.00% 0	33	2.12
Time of day (time of meeting)	29.41% 10	58.82% 20	11.76% 4	0.00% 0	34	1.82
Location	12.12% 4	57.58% 19	30.30% 10	0.00% 0	33	2.18
Language	6.06% 2	24.24% 8	66.67% 22	3.03% 1	33	2.63
Disability barriers	9.09% 3	36.36% 12	51.52% 17	3.03% 1	33	2.44
Other (Please specify in box below)	0.00% 0	0.00% 0	20.00% 1	80.00% 4	5	3.00

#	Other	Date
	There are no responses.	

Q4 Please rate the effectiveness of the following methods to notify the public of participation opportunities:

Answered: 34 Skipped: 4



	Very Effective	Somewhat Effective	Not at all Effective	N/A	Total	Weighted Average
Newspaper Advertisement	6.06% 2	63.64% 21	30.30% 10	0.00% 0	33	2.24
Flyer or Brochure	21.88% 7	71.88% 23	6.25% 2	0.00% 0	32	1.84
Website	29.03% 9	58.06% 18	12.90% 4	0.00% 0	31	1.84
Social Media	67.74% 21	29.03% 9	3.23% 1	0.00% 0	31	1.35
E-mail	67.65% 23	32.35% 11	0.00% 0	0.00% 0	34	1.32
Postcard Mailing	45.45% 15	39.39% 13	15.15% 5	0.00% 0	33	1.70

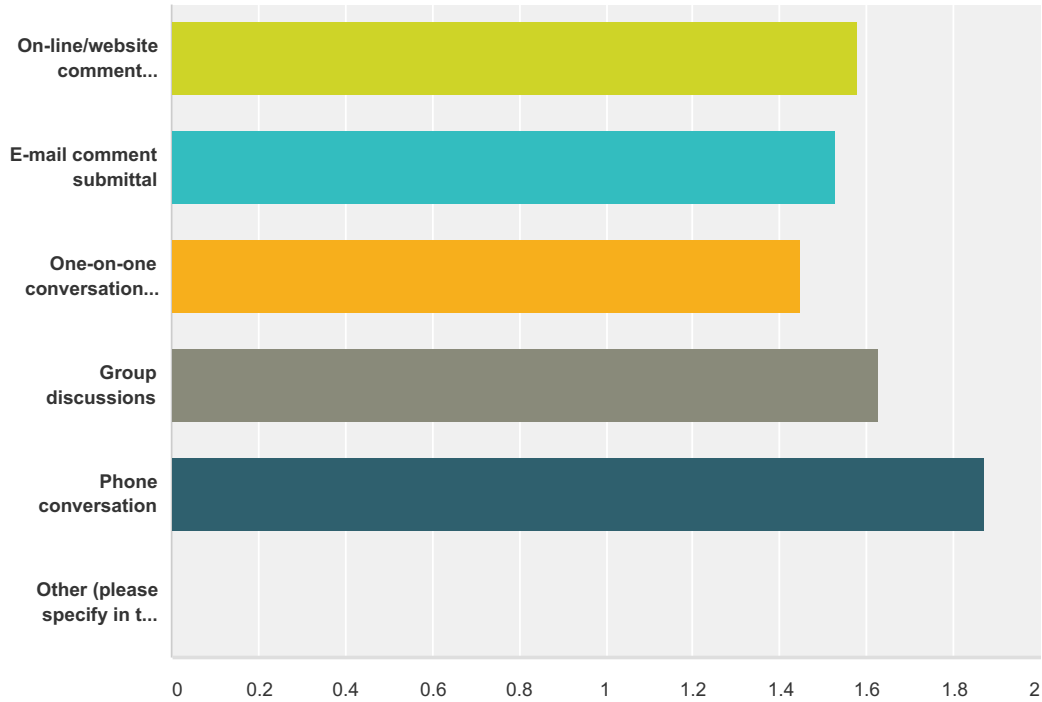
2016 GCMPC Public Participation Process Review Committee Survey

TV or Radio Ad	37.50% 12	50.00% 16	9.38% 3	3.13% 1	32	1.71
Billboard Ad	6.06% 2	57.58% 19	30.30% 10	6.06% 2	33	2.26
Ad on a Bus	6.06% 2	42.42% 14	45.45% 15	6.06% 2	33	2.42
Word of Mouth	15.63% 5	53.13% 17	31.25% 10	0.00% 0	32	2.16
Other (Please specify in box below)	0.00% 0	0.00% 0	0.00% 0	100.00% 5	5	0.00

#	Other	Date
	There are no responses.	

Q5 Please rate the effectiveness of the following methods to get public comments on a certain topic.

Answered: 33 Skipped: 5

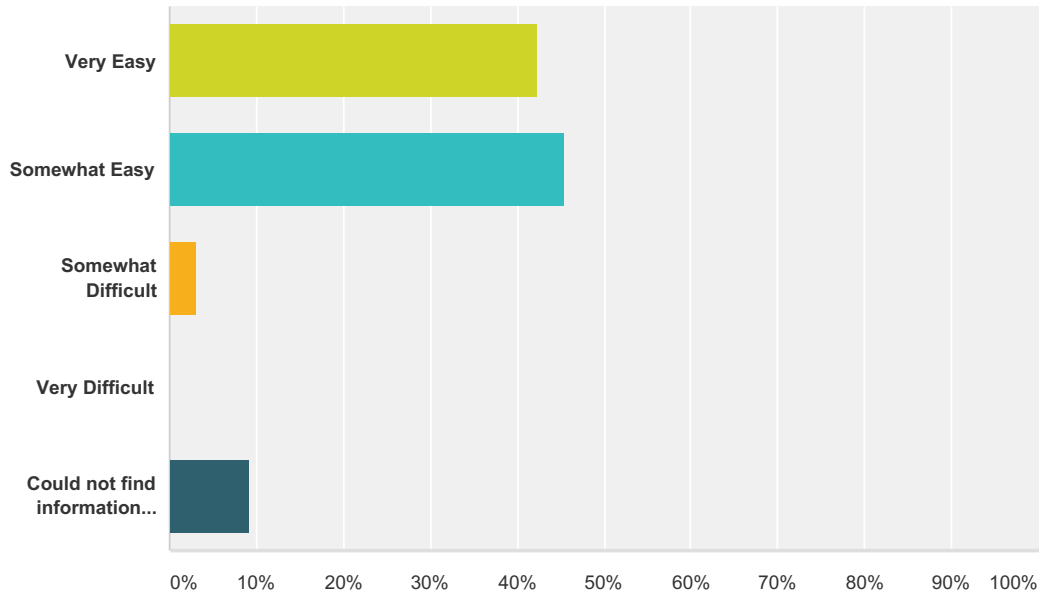


	Very Effective	Somewhat Effective	Not at all Effective	N/A	Total	Weighted Average
On-line/website comment submittal	43.75% 14	50.00% 16	3.13% 1	3.13% 1	32	1.58
E-mail comment submittal	48.48% 16	45.45% 15	3.03% 1	3.03% 1	33	1.53
One-on-one conversation (in-person)	56.25% 18	37.50% 12	3.13% 1	3.13% 1	32	1.45
Group discussions	36.36% 12	60.61% 20	0.00% 0	3.03% 1	33	1.63
Phone conversation	25.81% 8	58.06% 18	12.90% 4	3.23% 1	31	1.87
Other (please specify in the box below)	0.00% 0	0.00% 0	0.00% 0	100.00% 4	4	0.00

#	Other	Date
	There are no responses.	

Q6 Please visit our website at: GCMPC.org and rate the difficulty of finding the "Public Notices" portion of the website:

Answered: 33 Skipped: 5

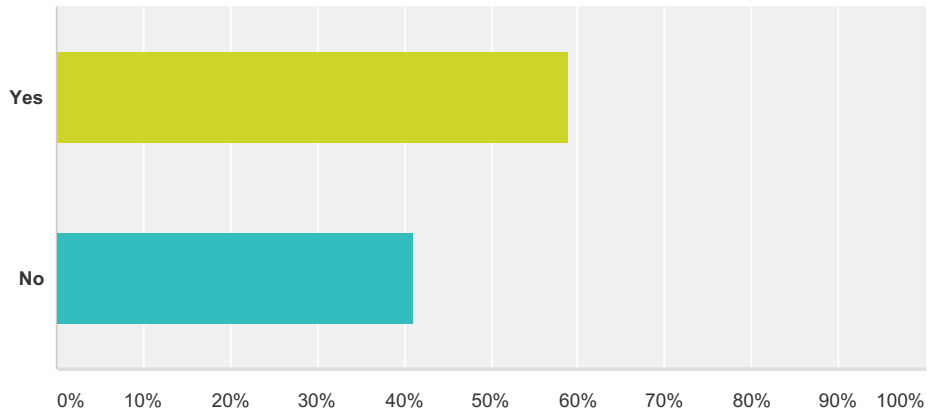


Answer Choices	Responses
Very Easy	42.42% 14
Somewhat Easy	45.45% 15
Somewhat Difficult	3.03% 1
Very Difficult	0.00% 0
Could not find information related to "Public Notices"	9.09% 3
Total	33

#	N/A	Date
	There are no responses.	

Q7 Have you or your organization attended a GCMPC public participation event (i.e. public hearing, workshop, meeting/presentation) in the past 3 years?

Answered: 34 Skipped: 4



Answer Choices	Responses
Yes	58.82% 20
No	41.18% 14
Total	34

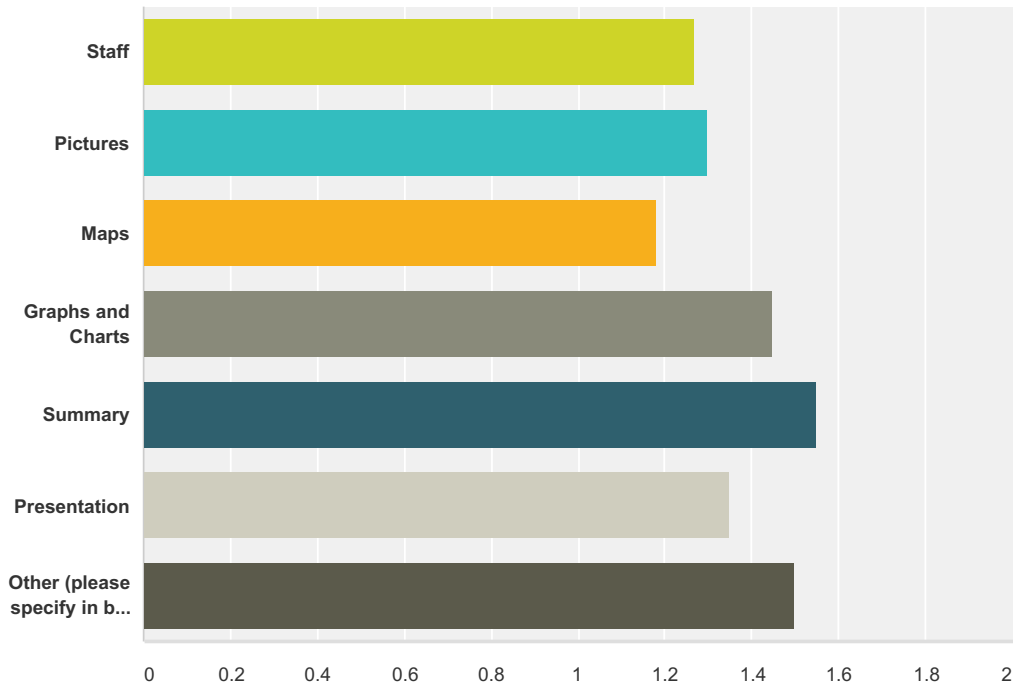
Q8 Please list the GCMPC events you or your organization have attended recently:

Answered: 17 Skipped: 21

#	Responses	Date
1	Metro P. C. meetings and TAC meetings	10/11/2016 7:12 PM
2	Owosso/Corunna Small Urban Planning Group	10/10/2016 8:03 AM
3	Quarterly transportation plan meetings.	10/5/2016 5:04 PM
4	Monthly Metro Alliance meeting	10/5/2016 12:14 PM
5	Various TAC meetings. Training programs at MTA site.	10/5/2016 10:46 AM
6	Davison Farmers Market event	9/30/2016 12:40 PM
7	advisory board meetings and metro alliance meetings	9/29/2016 10:33 AM
8	Tip meetings	9/28/2016 9:56 AM
9	Watershed, CDBG, Recycling	9/26/2016 2:12 PM
10	Hazardous Waste Event	9/26/2016 10:33 AM
11	Transportation, ESG, other meeting over the years	9/23/2016 1:10 PM
12	none	9/23/2016 12:29 PM
13	Planning Commission Meeting	9/23/2016 11:31 AM
14	Public Meeting held at Farmer's Market in 2016	9/23/2016 10:57 AM
15	N/A	9/23/2016 10:00 AM
16	Planning workshop at the MTA building	9/23/2016 9:39 AM
17	TIP meetings	9/23/2016 8:52 AM

Q9 Please rate each of the following information sources at the event(s).

Answered: 25 Skipped: 13



	Very Helpful/Informative	Somewhat Helpful/Informative	Not at all Helpful/Informative	N/A	Total	Weighted Average
Staff	64.00% 16	24.00% 6	0.00% 0	12.00% 3	25	1.27
Pictures	60.87% 14	26.09% 6	0.00% 0	13.04% 3	23	1.30
Maps	72.00% 18	16.00% 4	0.00% 0	12.00% 3	25	1.18
Graphs and Charts	52.17% 12	30.43% 7	4.35% 1	13.04% 3	23	1.45
Summary	43.48% 10	39.13% 9	4.35% 1	13.04% 3	23	1.55
Presentation	56.52% 13	30.43% 7	0.00% 0	13.04% 3	23	1.35
Other (please specify in box below)	12.50% 1	12.50% 1	0.00% 0	75.00% 6	8	1.50

#	Other	Date
1	interactive activities	10/11/2016 7:13 PM

Q10 What was your overall opinion of the event(s)? How can future GCMPC events be improved?

Answered: 15 Skipped: 23

#	Responses	Date
1	I feel that you cover all items and provide informative data. Also, I would like to add that you listen to all the comments from the public and the members. Your staff does a great job!	10/11/2016 7:15 PM
2	Helpful and organized.	10/10/2016 8:05 AM
3	Effective. I would like to see more meetings around how Genesee County can improve more infrastructure across the county.	10/5/2016 5:05 PM
4	Somehow get more of the 'general' public involved.	10/5/2016 12:16 PM
5	Overall opinion of the events: Good.	10/5/2016 10:47 AM
6	They are run efficiently and in the best manner possible considering the public needs to make an effort to participate, too.	9/30/2016 12:41 PM
7	keep attendees apprised of updates and changes before future meetings	9/29/2016 10:36 AM
8	Better notice to public	9/28/2016 9:57 AM
9	All events have been very informative	9/26/2016 2:13 PM
10	The events I have attended have been very informative and clarified the issues/plans. I think you need to find a way to stress to the public how important their in put is. You may want to ask to speak at various community groups or organizations.	9/23/2016 1:19 PM
11	not sure	9/23/2016 12:29 PM
12	Very professional staff.	9/23/2016 11:32 AM
13	Place as much information on the website. Include meeting minutes, presentations, graphs, exhibits, etc...	9/23/2016 10:58 AM
14	N/A	9/23/2016 10:00 AM
15	Well organized. Easy to navigate programs	9/23/2016 9:40 AM

Appendix C Public Comment Period and Public Hearing



SITE MAP

- ▶ Improving Communities/Housing
- ▼ Environmental
 - Recycling Education
 - Solid Waste
 - Recycle Day
 - Drop-Off Center Directory
 - Curbside Programs
- ▶ Transportation
- ▶ Documents & Public Notices

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OUR STAFF

QUICK LINK

COMMITTEE MEETINGS

REPORTS & DATA

PUBLIC NOTICES

9
Dec

PUBLIC COMMENT PERIOD AND PUBLIC HEARING

FOR THE GENESEE COUNTY PUBLIC PARTICIPATION PLAN

Federal laws necessitate the Genesee County Metropolitan Planning Commission (GCMPC) to review and update its Public Participation Plan (PPP) in an effort to ensure that its public participation process provides full and open access to all. The GCMPC PPP has been established to comply with Federal legislation, to provide the public with complete information and to obtain vital public participation throughout GCMPC planning processes. This plan is available for public review and comment for a 45 day public comment period from December 10, 2018 through January 23, 2019.

A copy of the Genesee County Public Participation Plan (PPP) is available for public review and comment at the Genesee County Metropolitan Planning Commission offices (address below) or here on our website. Office hours are: Monday through Friday, 8:00 a.m. to 12:00 p.m. and 1:00 p.m. to 5:00 p.m.

Additional copies of the PPP are also available at city, village and township offices in Genesee County, and at the main branch of the Flint Public Library located at 1026 E. Kearsley Street, Flint, Michigan and at the headquarters of the Genesee District Library located at G-4195 W. Pasadena Avenue, Flint, Michigan as well as its branch locations. Please contact each location for their office hours.

The public will also have the opportunity to comment on the Public Participation Plan at the public hearing scheduled on January 23, 2019 at 5:00 p.m. in the Harris Auditorium (3rd Floor) of the Genesee County Administration Building, 1101 Beach Street, Flint.

The Genesee County Metropolitan Planning Commission will furnish reasonable auxiliary aids and services to individuals with disabilities upon request. Individuals with disabilities requiring auxiliary aids for services or persons with Limited English Proficiency should contact the Planning Commission by writing or calling the following:

Ms. Sharon Gregory, Planner III

Genesee County Metropolitan Planning Commission

1101 Beach Street, Room 223, Flint, MI 48502

Telephone: (810) 257-3010 Facsimile: (810) 257-3185

e-mail: gcmpr@co.genesee.mi.us website: www.gcmpr.org

Michigan Relay Center: 1-800 649-3777 or 711

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Genesee County Metropolitan Planning Commission
January 15 at 12:58 PM · 🌐

GCMPC would like to get your comments on our Public Participation Plan (PPP)! You are invited to a public hearing scheduled on January 23, 2019 at 5:00 p.m. in the Harris Auditorium (3rd Floor) of the Genesee County Administration Building, 1101 Beach Street, Flint to give us your comments. To view the PPP, visit our website at www.gcmcp.org



GENESSEE COUNTY PUBLIC PARTICIPATION PLAN

GCMPC.ORG Home - Genesee County Metropolitan Planning Commission An Equal Opportunity Organization | Equal Housing OpportunityPlease...

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- Mark Young - Genesee County C... Government Official
- Pineview Neighborhood Watch/H... Community Organization
- Genesee County Democratic Party Political Party
- Corridor Alliance Chapter of Flin... Nonprofit Organization

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GCMPC @GCPlanning · Jan 15
GCMPC would like your comments on our Public Participation Plan (PPP)! You are invited to a public hearing on 1/23/19 at 5PM in the Harris Auditorium of the Genesee County Admin Building, 1101 Beach St, Flint to give your comments. To view the PPP, visit

Home - Genesee County Metropolitan Planning Co...
gcmpe.org

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GCMPC @GCPlanning · 21 Dec 2018
Happy Holidays from GCMPC! #TeamGenesee



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- #قطر_اليابان 474K Tweets
 - #BlackHistoryMonth 93.7K Tweets
 - #AnaAtamaya40BinMeb 50.3K Tweets
 - カタール 213K Tweets
 - #NiñasNoMadres 39.9K Tweets
 - Stormi 29.6K Tweets
 - Cory Booker 92.5K Tweets
 - #sismo 13.1K Tweets
 - La Nación 85.8K Tweets
 - Shaw 41.7K Tweets

**PUBLIC COMMENT PERIOD AND PUBLIC HEARING
FOR AMENDING THE GENESEE COUNTY METROPOLITAN PLANNING COMMISSION
PUBLIC PARTICIPATION PLAN**

Federal laws necessitate the Genesee County Metropolitan Planning Commission (GCMPC) to review and update its Public Participation Plan (PPP) in an effort to ensure that its public participation process provides full and open access to all. The GCMPC PPP has been established to comply with Federal legislation, to provide the public with complete information and to obtain vital public participation throughout GCMPC planning processes. **The amendment includes adding a section titled "Emergency Amendment" on page 13 of the document.** This plan is available for public review and comment for a 5-day public comment period from May 4, 2020 through May 8, 2020.

A copy of the Genesee County Public Participation Plan (PPP) is available for public review and comment on the GCMPC website (<http://gcmnpc.org/public-notices/>). If access to the online version is not available to you, please contact the GCMPC office at (810) 257-3010 or gcmnpc@co.genesee.mi.us and appropriate arrangements will be made.

The public will also have the opportunity to comment on the Public Participation Plan at the public hearing scheduled from 3:00 PM to 4:00 PM on May 7, 2020. The public hearing will be held in a conference call format. To participate call: **1 (312) 626-6799 and when prompted, enter Participant Code: 971 8848 9448 and password 538446 (if necessary).**

The Genesee County Metropolitan Planning Commission will furnish reasonable auxiliary aids and services to individuals with disabilities upon request. Individuals with disabilities requiring auxiliary aids for services or persons with Limited English Proficiency should contact the Planning Commission by writing or calling the following:

Mr. Damon Fortney, Lead Planner
Genesee County Metropolitan Planning Commission
1101 Beach Street, Room 223, Flint, MI 48502
Telephone: (810) 257-3010 Facsimile: (810) 257-3185
e-mail: gcmnpc@co.genesee.mi.us website: www.gcmnpc.org
Michigan Relay Center: 711
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Ad Content Proof

**PUBLIC COMMENT PERIOD
AND PUBLIC HEARING
FOR AMENDING THE
GENESEE COUNTY
METROPOLITAN PLANNING
COMMISSION
PUBLIC PARTICIPATION
PLAN**

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**Genesee County Metropolitan
Planning Commission**

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Planning Commission
1101 Beach St., Room 223,
Flint, MI 48502
Telephone: (810) 257-3010
Facsimile: (810) 257-3185
e-mail: gcmpr@co.geneseee.mi.us
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ANNOUNCEMENTS

Bids

Advertisement for Bids Genesee Intermediate School District is seeking bids for playground upgrades at the following locations: Elmer A. Knopf Learning center 1493 W. Maple Ave. Flint, MI 48507 and Early Childhood Programs and services 5089 Pilgrim Rd. Flint, MI 48507. A Highly recommended Virtual Pre-Bid Meeting via "Go to Meeting" is scheduled for 3:00 p.m. on April 30, 2020 at <https://global.gotomeeting.com/join/44676127>. You can also dial (408) 650-3123. When prompted, the access code is 446-761-277. Bid documents will be available April 28, 2020 by contacting Doug Shultz at DShultz@ropeps.com. Sealed bids due by mail or hand delivered by 2:30 p.m. May 13, 2020, addressed to Genesee Intermediate School District, ATTN: Cynthia McCain, 2413 West Maple Ave. Flint MI 48507-3493. A Virtual Bid Opening will be held via "Go to Meeting" at 2:30 p.m. on May 13, 2020; please join my meeting from your computer, tablet or smartphone at <https://global.gotomeeting.com/join/813328437>. You can also dial in using your phone. United States: +1 (646) 749-3112. One-touch tel: +16467493112, 813328437. Access Code: 813-328-437. You can also dial (646) 749-3112. When prompted, use access code 813-328-437.

PERSONALS

Public Notices

Notice
Public Hearings on Austin Parkway Roadway Reconstruction Project Special Assessment District, Exchange Drive & Commerce Road Reconstruction Project Special Assessment District, Lincor Parkway Roadway Rehabilitation, Taft Roadway Reconstruction and T A Mansour Roadway Reconstruction Project Special Assessment District, Linden Creek Parkway Roadway Reconstruction Project Special Assessment District, Marketplace Drive Roadway Reconstruction Project Special Assessment District, Nerredia Street Roadway Reconstruction Project Special Assessment District
Flint Township is considering the above projects for reconstruction and paving of the roadway and identifying above and financing those projects through special assessment and/or express their objections to the proposed projects can find access instructions at www.flinttownship.org

PERSONALS

If you knew Fred Thomas, between 1972 & 1991 please call this number 405-371-2969. His family would like to talk with you.

PUBLIC NOTICES

NOTICE OF PUBLIC HEARINGS
Public hearings will be held before the Flint Planning Commission at a meeting scheduled for Tuesday May 12, 2020 at 5:30 p.m. or as soon thereafter as the agenda will permit, BY ELECTRONIC AND TELEPHONIC MEANS ONLY PURSUANT TO EXECUTIVE ORDER 2020-15 AND 2020-21 and to protect the public health and welfare in light of the COVID-19 virus, to consider applications concerning enforcement of Chapter 50 of the Code of the City of Flint.
PC 20-371: Securecann, Inc. d/b/a Plantera, requests a Group E Special Regulated Use Permit for a medical marihuana provisioning center at 2502 S. Dort (PID # 41-20-278-030).
PC 20-372: Securecann, Inc. d/b/a Plantera, requests a Group E Special Regulated Use Permit for an adult use (recreational) marihuana retail facility at 2502 S. Dort (PID # 41-20-278-030).
PC 20-368: Securecann, Inc. d/b/a Plantera, requests a Group F Special Regulated Use Permit for a (Processing) marihuana facility at 2502 S. Dort (PID # 41-20-278-030).
PC 20-373: Securecann, Inc. d/b/a Plantera, requests a Group F Special Regulated Use Permit for a (Processing) marihuana facility at 2502 S. Dort (PID # 41-20-278-030).
The public is welcome to participate and present their comments. In order to participate by phone, dial 1.646.558.8656, and enter the following Meeting ID: 838 5315 3882 #. The public may send public comments by email to planningandzoning@cityofflnt.com and/or place them in drop box located in front of City Hall at 1101 S. Saginaw St., Flint, MI 48502, no later than 30 minutes prior to the meeting start time of 5:30 p.m.
Persons with disabilities may participate in the meeting by the aforementioned means. If assistance is needed, please email a request for accommodations to Publiccomment@cityofflnt.com with subject line Planning Commission Request for Accommodation or by contacting the Planning and Zoning office at 810-766-7426 x3060 to request accommodations, including but not limited to interpreters. Requests must be made at least 4 hours in advance of the meeting. The Planning Commission encourages participation in this matter. Please refer to the case number, whether you write or call for information.

PUBLIC NOTICES

PUBLIC NOTICE

Notice is hereby given that the Genesee County Employees' Retirement System Ordinance has been amended, on April 22, 2020, by the Genesee County Board of County Commissioners, by its adoption of 2020 Ordinance no. 20-01, in conjunction with the adoption of Resolution 2020-209, to replace the position name "County Controller" with the positions identified as the "Chief Financial Officer or the executive of the County who is in charge of the Office of Fiscal Services," a copy of said ordinance amendment being on file with, and may be reviewed by any member of the public at the office of the County Clerk - Vital/Election Division, located on the second floor of the Genesee County Courthouse, 900 South Saginaw Street, Room 201 East, Flint, Michigan 48502. The office hours of the Clerk's Office - Vital/Election division are 8:00 AM to 4:15 PM Monday through Friday on normal business days.

Dated: April 22, 2020
John Gleason, County Clerk and Clerk of the Genesee County Board of County Commissioners

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Dated: April 22, 2020
John Gleason, County Clerk and Clerk of the Genesee County Board of County Commissioners

ANNOUNCEMENTS

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ANNOUNCEMENTS

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Bids

Advertisement for Bids Genesee Intermediate School District is seeking bids to install a New Fire Alarm System at our Early Learning Facility, 3375 Van Campen, Flint, MI. A Highly recommended Pre-Bid Meeting is scheduled for 2:00 p.m. on April 30, 2020 via Virtual Meeting on "Go to Meeting". Join from your computer, tablet or smartphone at: <https://global.gotomeeting.com/join/60939269> Bid documents will be available April 28, 2020 by contacting David Tratt at dtratt@ctcme.com. Sealed bids due by mail or hand delivered by 2:00pm May 13, 2020, addressed to Genesee Intermediate School District, ATTN: Cynthia McCain, 2413 West Maple Ave., Flint MI 48507-3493. A Virtual Bid Opening will be held via "Go to Meeting" at 2:00pm on May 13, 2020; join from your computer, tablet or smartphone at <https://global.gotomeeting.com/join/166320429>

ANNOUNCEMENTS

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MONUMENTS & CEMETERIES

Flint Memorial Park - Side by Side, 2 plots, 2 vaults, \$3,500. Buyer pays closing cost. 810-577-0561

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ANNOUNCEMENTS

ANNOUNCEMENTS

Bids

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ANNOUNCEMENTS

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Bids

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ANNOUNCEMENTS

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MONUMENTS & CEMETERIES

Flint Memorial Park - Side by Side, 2 plots, 2 vaults, \$3,500. Buyer pays closing cost. 810-577-0561

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List each item and its bargain price. The highest priced item determines the cost of your ad. Prices are for an 8-line ad for 7 days in print and online subject to availability.

Item Price • Ad Cost

Free - \$300	FREE*
Under \$1,000	\$6
Under \$2,000	\$12

*One ad per week per household.
*Bargain Corner ads that are placed over the phone through our call center are subject to a \$10 Service Charge in addition to ad cost.
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BARGAIN CORNER

55 gallon steel barrel \$10, kids old fashioned school desks, \$35 each wood portable combination wardrobe with 5 drawers, 61.5" h x 39" w x 18" deep, \$175, 810-732-9589

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Buying large or small collections. Paying Cash!! (616) 638-2105

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Local pick up, cash payment Area's oldest most trusted Bob, The Test Strip Guy 989-708-8098

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RECREATION

BOATS, MOTORS & ACCESSORIES

1987 Supra Competition Ski Boat - 351 Ford Marine Motor, Stainless steel prop, \$1600 obo, comes w/ trailer, needs seat work. 810-516-1127

TRANSPORTATION

MOTORCYCLES & SERVICE

WANTED: Vintage Motorcycles: 1900-1979. Dead or alive. Located in MI. We pay CASH! Russ Call 517-490-9676

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Include your name, address, phone number, best number to reach you and what city or area you would like to deliver.

Must be at least 18 years of age or older. Applicant's name MUST appear on the proof of insurance! Also must be able to lift 40-lbs. bundles. Multiple routes are available with a mix of porch and tubed delivery stops.

EMPLOYMENT

HEALTH CARE

The Hurley Clinics seeks an Associate Director, Internal Medicine Clinic (work location: Flint, MI) to diagnose & provide non-surgical treatment of diseases & injuries of internal organ systems in outpatient setting. Req. Doctor of Medicine or foreign educ. equiv. & valid physician license/ eligibility in Michigan. Send resume, cover letter, job code ADRAD to: F. Thomas, The Hurley Clinics, 1125 S. Linden Road, Suite 210, Flint, MI 48532.

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We need motivated self-starters to deliver our publications as independent contractors. Advance Local, Michigan is looking for reliable people to deliver our publications multiple days weekly.

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* Advance Local, Michigan publications include the Ann Arbor News, The Bay City Times, The Flint Journal, The Grand Rapids Press, Jackson Citizen Patriot, Kalamazoo Gazette, The Muskegon Chronicle, The Saginaw News, and others.

Schedule / Shift: Multiple routes are available with a mix of porch and tubed delivery stops.

Requirements:
• Must be at least 18 years of age or older
• Must be able to lift 40-lbs. bundles
• Applicant's name MUST appear on the proof of insurance

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MI.Carrier.GKMJ@advancelocal.com or 616-224-4779

Please leave your name, address, phone number, best number to reach you and what city or area you would like to deliver. We will forward this information to our District Manager and they will be in contact with you ASAP. Please mention any previous delivery experience.

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WANTED: Vintage Motorcycles: 1900-1979. Dead or alive. Located in MI. We pay CASH! Russ Call 517-490-9676

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RIDGECREST VILLAGE
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River Village Apartments
Has immediate occupancy 1 & 2 bdrm apartments. Affordable Housing for Elderly, Handicapped & Disabled. Approval is subject to credit/ background approval. Rent is based on income. Call 810.232.4548 TTY/TDD 711 for information and application.

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PERSONALS

If you knew Fred Thomas, between 1972 & 1991 please call this number 405-371-2969. His family would like to talk with you.

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Local sports news on mlive.com/sports

PERSONALS

Public Notices

NOTICE OF PUBLIC HEARINGS
Public hearings will be held before the Flint Planning Commission at a meeting scheduled for Tuesday May 12, 2020 at 5:30 p.m. or as soon thereafter as the agenda will permit, BY ELECTRONIC AND TELEPHONIC MEANS ONLY PURSUANT TO EXECUTIVE ORDER 2020-15 AND 2020-21 and to protect the public health and welfare in light of the COVID-19 virus, to consider applications concerning enforcement of Chapter 50 of the Code of the City of Flint. PC 20-371: Securecann, Inc. d/b/a Plantera, requests a Group E Special Regulated Use Permit for a medical marihuana provisioning center at 2502 S. Dort (PID # 41-20-278-030). PC 20-372: Securecann, Inc. d/b/a Plantera, requests a Group E Special Regulated Use Permit for an adult use (recreational) marihuana retail facility at 2502 S. Dort (PID # 41-20-278-030). PC 20-368: Securecann, Inc. d/b/a Plantera, requests a Group F Special Regulated Use Permit for a (Processing) marihuana facility at 2502 S. Dort (PID # 41-20-278-030). PC 20-373: Securecann, Inc. d/b/a Plantera, requests a Group F Special Regulated Use Permit for a (Processing) marihuana facility at 2502 S. Dort (PID # 41-20-278-030).

PERSONALS

Public Notices

The public is welcome to participate and present their comments. In order to participate by phone, dial 1-646-558-8656, and enter the following Meeting ID: 838 5315 3882. The public may send public comments by email to planningandzoning@cityofflint.com and/or place them in drop box located in front of City Hall at 1101 S. Saginaw St., Flint, MI 48502, no later than 30 minutes prior to the meeting start time of 5:30 p.m. Persons with disabilities may participate in the meeting by the aforementioned means. If assistance is needed, please email a request for accommodations to Publiccomment@cityofflint.com with subject line Planning Commission Request for Accommodation or by contacting the Planning and Zoning office at 810-766-7426 x3060 to request accommodations, including but not limited to interpreters. Requests must be made at least 4 hours in advance of the meeting. The Planning Commission encourages participation in this matter. Please refer to the case number, whether you write or call for information.

PERSONALS

Public Notices

PUBLIC COMMENT PERIOD AND PUBLIC HEARING FOR AMENDING THE GENESSEE COUNTY METROPOLITAN PLANNING COMMISSION PUBLIC PARTICIPATION PLAN
Federal laws necessitate the Genesee County Metropolitan Planning Commission (GCMP) to review and update its Public Participation Plan (PPP) in an effort to ensure that its public participation process provides full and open access to all. The GCMP PPP has been established to comply with Federal legislation, to provide the public with complete information and to obtain vital public participation throughout GCMP planning processes. The amendment includes adding a section titled "Emergency Amendment" on page 13 of the document. This plan is available for public review and comment for a 3-day public comment period from May 4, 2020 through May 8, 2020. A copy of the Genesee County Public Participation Plan (PPP) is available for public review and comment on the GCMP website (<http://gcmpp.org/public-notices/>). If access to the online version is not available to you, please contact the GCMP office at (810) 257-3010 or gcmpp@co.genesee.mi.us and appropriate arrangements will be made. The public will also have the opportunity to comment on the Public Participation Plan at the public hearing scheduled from 3:00 PM to 4:00 PM on May 7, 2020. The public hearing will be held in a conference call format. To participate call: 1 (312) 626-6799 and when prompted, enter Participant Code: 971 8848 9448 and password 538446 (if necessary). The Genesee County Metropolitan Planning Commission will furnish reasonable auxiliary aids and services to individuals with disabilities upon request. Individuals with disabilities requiring auxiliary aids for services or persons with limited English Proficiency should contact the Planning Commission by writing or calling the following: Mr. Damon Fortney, Lead Planner, Genesee County Metropolitan Planning Commission 1101 Beach St., Room 223, Flint, MI 48502 Telephone: (810) 257-3010 Facsimile: (810) 257-3185 e-mail: gcmpp@co.genesee.mi.us website: www.gcmpp.org Michigan Relay Center: 711 An Equal Opportunity Organization

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Public Notices

PUBLIC NOTICE
Notice is hereby given that the Genesee County Employees' Retirement System Ordinance has been amended, on April 22, 2020, by the Genesee County Board of County Commissioners, by its adoption of 2020 Ordinance no. 20-01, in conjunction with the adoption of Resolution 2020-209, to replace the position name "County Controller" with the positions identified as the "Chief Financial Officer or the executive of the County who is in charge of the Office of Fiscal Services," a copy of said ordinance amendment being on file with, and may be reviewed by any member of the public at the office of the County Clerk - Vital/Election Division, located on the second floor of the Genesee County Courthouse, 900 South Saginaw Street, Room 201 East, Flint, Michigan 48502. The office hours of the Clerk's Office - Vital/Election division are 8:00 AM to 4:15 PM Monday through Friday on normal business days. Dated: April 22, 2020 John Gleason, County Clerk and Clerk of the Genesee County Board of County Commissioners

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PUBLIC NOTICE
The Hurley Clinics seeks an Associate Director, Internal Medicine Clinic (work location: Flint, MI) to diagnose & provide non-surgical treatment of diseases & injuries of internal organ systems in outpatient setting. Req. Doctor of Medicine or foreign educ. equiv. & valid physician license/eligibility in Michigan. Send resume, cover letter, job code ADRAD to: F. Thomas, The Hurley Clinics, 1125 S. Linden Road, Suite 210, Flint, MI 48532. Multiple routes are available with a mix of porch and tubed delivery stops. * Advance Local, Michigan publications include the Ann Arbor News, The Bay City Times, The Flint Journal, The Grand Rapids Press, Jackson Citizen Patriot, Kalamazoo Gazette, The Muskegon Chronicle, The Saginaw News, and others. Schedule / Shift: Multiple routes are available with a mix of porch and tubed delivery stops. Requirements: • Must be at least 18 years of age or older • Must be able to lift 40-lbs. bundles • Applicant's name MUST appear on the proof of insurance Email or Call today: MI.Carrier.GKMJ@advancelocal.com or 616-224-4779 Please leave your name, address, phone number, best number to reach you and what city or area you would like to deliver. We will forward this information to our District Manager and they will be in contact with you ASAP. Please mention any previous delivery experience. Subscribe today at members.mlive.com Find more stories on mlive.com

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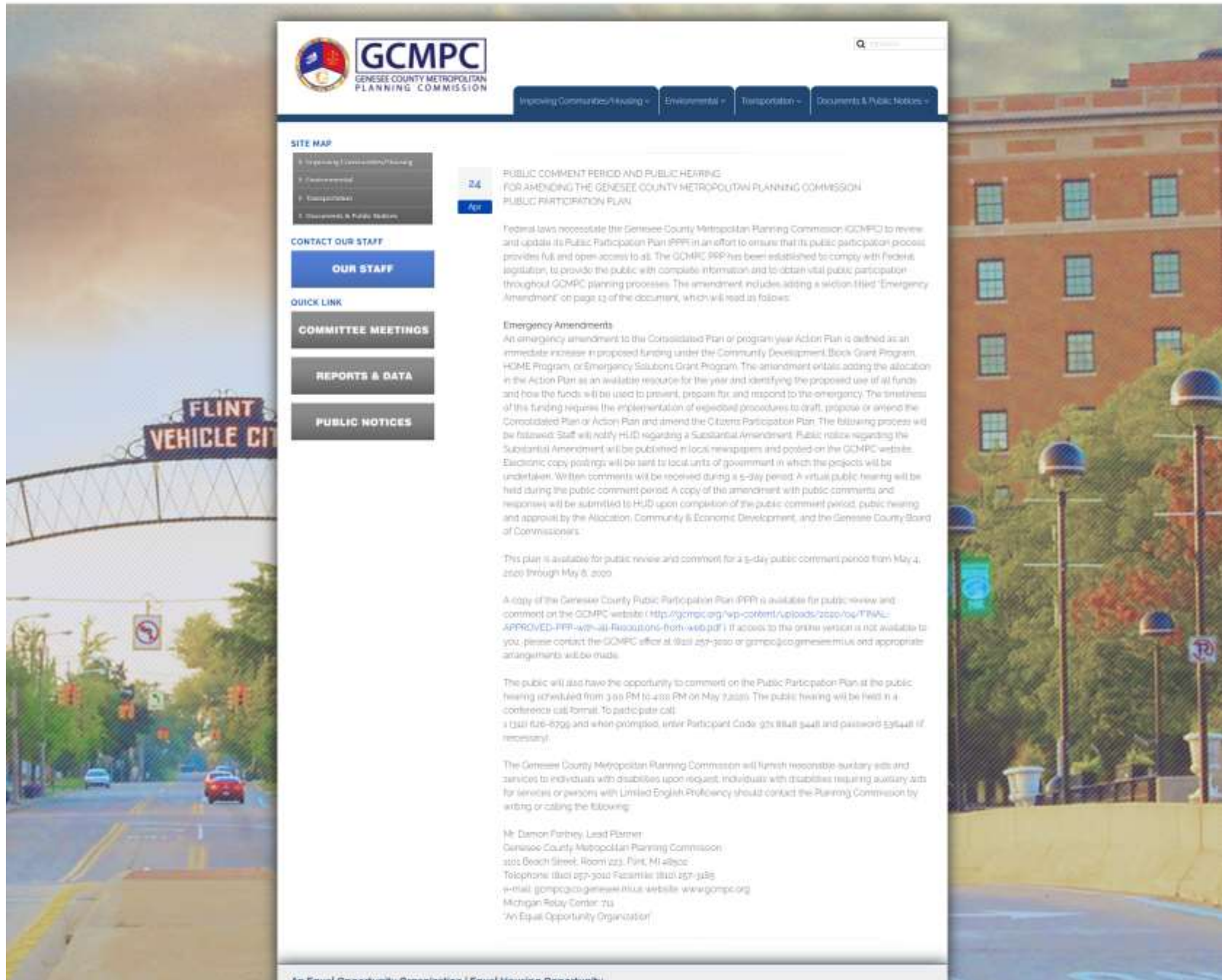
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PUBLIC NOTICES

24 Apr
PUBLIC COMMENT PERIOD AND PUBLIC HEARING FOR AMENDING THE GENESSEE COUNTY METROPOLITAN PLANNING COMMISSION PUBLIC PARTICIPATION PLAN

Federal laws necessitate the Genesee County Metropolitan Planning Commission (GCMPC) to review and update its Public Participation Plan (PPP) in an effort to ensure that its public participation process provides full and open access to all. The GCMPC PPP has been established to comply with Federal legislation, to provide the public with complete information and to obtain vital public participation throughout GCMPC planning processes. The amendment includes adding a section titled "Emergency Amendment" on page 12 of the document, which will read as follows:

Emergency Amendments

An emergency amendment to the Consolidated Plan or program year Action Plan is defined as an immediate increase in proposed funding under the Community Development Block Grant Program, HOME Program, or Emergency Solutions Grant Program. The amendment entails adding the allocation in the Action Plan as an available resource for the year and identifying the proposed use of all funds and how the funds will be used to prevent, prepare for and respond to the emergency. The timeliness of this funding requires the implementation of expedited procedures to draft, propose or amend the Consolidated Plan or Action Plan and amend the Citizens Participation Plan. The following process will be followed: Staff will notify HUD regarding a Substantial Amendment. Public notice regarding the Substantial Amendment will be published in local newspapers and posted on the GCMPC website. Electronic copy postings will be sent to local units of government in which the projects will be undertaken. Written comments will be received during a 5-day period. A virtual public hearing will be held during the public comment period. A copy of this amendment with public comments and responses will be submitted to HUD upon completion of the public comment period, public hearing and approval by the Allocation, Community & Economic Development, and the Genesee County Board of Commissioners.

This plan is available for public review and comment for a 5-day public comment period from May 4, 2020 through May 8, 2020.

A copy of the Genesee County Public Participation Plan (PPP) is available for public review and comment on the GCMPC website (<http://gcmnpc.org/wp-content/uploads/2020/04/FINAL-APPROVED-PPP-with-all-Resolutions-for-web.pdf>). If access to the online version is not available to you, please contact the GCMPC office at (810) 257-3200 or gcmnpc@gcmnpc.org and appropriate arrangements will be made.

The public will also have the opportunity to comment on the Public Participation Plan at the public hearing scheduled from 3:00 PM to 4:00 PM on May 7, 2020. The public hearing will be held in a conference call format. To participate call: (810) 626-6799 and when prompted, enter Participant Code: 925 8848 9448 and password: 536448 (if necessary).

The Genesee County Metropolitan Planning Commission will furnish reasonable auxiliary aids and services to individuals with disabilities upon request. Individuals with disabilities requiring auxiliary aids for services or persons with Limited English Proficiency should contact the Planning Commission by writing or calling the following:

Mr. Damon Fortney, Lead Planner
Genesee County Metropolitan Planning Commission
2015 Beach Street, Room 123, Flint, MI 48906
Telephone: (810) 257-3010 Facsimile: (810) 257-3486
e-mail: gcmnpc@gcmnpc.org website: www.gcmnpc.org
Michigan Relay Center: 711
(An Equal Opportunity Organization)

Appendix D Approvals and Resolutions



DEREK BRADSHAW
DIRECTOR-COORDINATOR

CHRISTINE A. DURGAN
ASSISTANT DIRECTOR

Resolution Endorsing the Genesee County Metropolitan Planning Commission (GCMPC) Public Participation Plan (PPP)

WHEREAS, Federal laws require the GCMPC to review and update the Public Participation Plan (PPP) periodically; and

WHEREAS, A Public Participation Plan is required when administering federal and state programs, such as those provided through the U.S. Department of Housing and Urban Development (HUD), the Federal Highway Administration (FHWA), the Federal Transit Administration (FTA), and the Solid Waste Management Program; and

WHEREAS, The PPP ensures that the citizens in Genesee County are provided full and open access to complete information on, and ample opportunities to participate in, planning processes at GCMPC through a comprehensive public involvement process; and

WHEREAS, The GCMPC has reviewed and updated the Public Participation Plan to reflect the policies required by the federal laws for public participation; and

WHEREAS, The Genesee County Metropolitan Planning Commission has reviewed the Public Participation Plan and found it to be consistent with program goals, and that it promotes public participation in and access to the GCMPC planning processes; and

NOW, THEREFORE, BE IT RESOLVED, That the Genesee County Metropolitan Planning Commission does hereby endorse and recommend support of the Genesee County Metropolitan Planning Commission Public Participation Plan.



Alan Himelhoch, Chairperson
Genesee County Metropolitan Planning Commission

4/2/19
Date

Alan Himelhoch Chairperson	Alexander H. Isaac Vice-Chairperson	Gloria J. Nealy Secretary	Reggie Smith Commissioner	Martin Cousineau Commissioner	Jeffrey M. Peake Commissioner	Janice Karcher Commissioner	David Martin Commissioner	John Mandelaris Commissioner	Cheryl Sclater Commissioner	Ted Henry Commissioner
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**Resolution Endorsing the Genesee County Metropolitan Planning Commission
(GCMPC) Public Participation Plan (PPP)**

WHEREAS, Federal laws require the GCMPC to review and update the Public Participation Plan (PPP) periodically; and

WHEREAS, In order to ensure the citizens in Genesee County are provided full and open access to, complete information on and ample opportunities to participate in planning processes at GCMPC through a comprehensive public involvement process; and

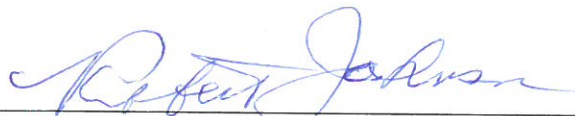
WHEREAS, The GCMPC has reviewed and updated the Public Participation Plan to reflect the policies required by the Federal laws for public participation; and

WHEREAS: The Genesee County Metropolitan Alliance has been designated as the Metropolitan Planning Organization (MPO) and Policy Committee to oversee, review and approve transportation planning processes within the County; and

WHEREAS, The Metropolitan Alliance has reviewed the Public Participation Plan and found it to be consistent with program goals, and that it promotes public participation in and access to the GCMPC planning processes; and

WHEREAS, It is the responsibility of the Metropolitan Alliance to support and endorse transportation projects in Genesee County;

NOW, THEREFORE, BE IT RESOLVED, That the Genesee County Metropolitan Alliance does hereby endorse and recommend support of the Genesee County Metropolitan Planning Commission Public Participation Plan.



Robert Johnson, Chairperson
Genesee County Metropolitan Alliance



Date



Genesee County
MI

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Genesee County
MI

Adopted
Feb 27, 2019 9:00 AM

Resolution
RES-2019-74

Approval of Genesee County Public Participation Plan

Information

Department: Planning Commission **Sponsors:**
Category: Miscellaneous

Attachments

[Printout](#)
[GCMPC PPP Draft Dec_2018](#)

Body

TO THE HONORABLE CHAIRPERSON AND MEMBERS OF THE GENESEE COUNTY BOARD OF COMMISSIONERS, GENESEE COUNTY, MICHIGAN

LADIES AND GENTLEMEN:

BE IT RESOLVED, by this Board of County Commissioners of Genesee County, Michigan, that the request by the Director-Coordinator of the Genesee County Metropolitan Planning Commission ("GCMPC") to accept the updated Genesee County Public Participation Plan ("PPP"), a document that is required when administering federal and state programs, such as those provided through the U.S. Department of Housing and Urban Development ("HUD"), the Federal Highway Administration ("FHWA"), the Federal Transit Administration ("FTA"), and the Solid Waste Management Program, and which outlines methods for the solicitation and encouragement of public input and public participation throughout the planning processes of the GCMPC, is approved (a copy of the Draft Plan being on file with the records of the February 13, 2019 meeting of the Community & Economic Development Committee of this Board).

Meeting History

<p>Feb 13, 2019 9:45 AM Video</p> <p>RESULT: REFERRED TO BOARD [UNANIMOUS] MOVER: Bryant Nolden, Commissioner SECONDER: Ted Henry, Commissioner AYES: Brenda Clack, Kimberly Courts, Martin Cousineau, Ellen Ellenburg, Ted Henry, David W. Martin, Bryant Nolden, Shaun Shumaker ABSENT: Mark Young</p>	<p>Community & Economic Development Committee</p>	<p>Committee Meeting</p>
<p>Feb 27, 2019 9:00 AM Video</p> <p>RESULT: ADOPTED [UNANIMOUS] MOVER: David W. Martin, Commissioner SECONDER: Mark Young, Commissioner AYES: Bryant Nolden, Brenda Clack, Ellen Ellenburg, Mark Young, Shaun Shumaker, Martin Cousineau, Ted Henry, David W. Martin ABSENT: Kimberly Courts</p>	<p>Board of Commissioners</p>	<p>Board Meeting</p>

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GENESEE COUNTY METROPOLITAN PLANNING COMMISSION

GENESEE COUNTY METROPOLITAN
PLANNING COMMISSION

1101 Beach Street – Room 223, Flint, Michigan 48502-1470 • (810) 257-3010 • www.gcmpr.org



DEREK BRADSHAW
DIRECTOR-COORDINATOR

CHRISTINE A. DURGAN
ASSISTANT DIRECTOR

Date: February 27, 2019

Re: Approval of Genesee County Public Participation Plan

TO THE HONORABLE CHAIRPERSON AND MEMBERS OF THE GENESEE COUNTY BOARD OF COMMISSIONERS, GENESEE COUNTY, MICHIGAN

LADIES AND GENTLEMEN:

BE IT RESOLVED, by this Board of County Commissioners of Genesee County, Michigan, that the request by the Director-Coordinator of the Genesee County Metropolitan Planning Commission ("GCMPC") to accept the updated Genesee County Public Participation Plan ("PPP"), a document that is required when administering federal and state programs, such as those provided through the U.S. Department of Housing and Urban Development ("HUD"), the Federal Highway Administration ("FHWA"), the Federal Transit Administration ("FTA"), and the Solid Waste Management Program, and which outlines methods for the solicitation and encouragement of public input and public participation throughout the planning processes of the GCMPC, is approved (a copy of the Draft Plan being on file with the records of the February 13, 2019 meeting of the Community & Economic Development Committee of this Board).



DEREK BRADSHAW
DIRECTOR-COORDINATOR

CHRISTINE A. DURGAN
ASSISTANT DIRECTOR

To: Commissioner David Martin, Chairperson

From: Derek Bradshaw, Director-Coordinator

Date: May 13, 2020

Re: Amendment to GCMPC Public Participation Plan

The GCMPC Public Participation Plan (PPP) has been established to comply with federal legislation, to provide the public with complete information, and to obtain vital public participation throughout GCMPC planning processes.

Staff is proposing an amendment to the PPP to incorporate temporary changes to Consolidated Plan amendments following guidance from HUD related to CAREs Act funding. The amendment includes adding a section titled "Emergency Amendment" on page 13 of the document. The plan was available for public review and comment for a 5-day public comment period from May 4, 2020 through May 8, 2020. The public also had the opportunity to comment on the Public Participation Plan at a public hearing scheduled from 3:00 PM to 4:00 PM on May 7, 2020. The public hearing was held in a conference call format.

A copy of the Genesee County Public Participation Plan (PPP) is available for public review and comment on the GCMPC website (www.gcmPC.org).

At this time, staff is requesting approval for the amendment to the GCMPC Public Participation Plan from the Community & Economic Development Committee.

TO THE HONORABLE CHAIRPERSON AND MEMBERS OF THE GENESEE COUNTY BOARD OF COMMISSIONERS, GENESEE COUNTY, MICHIGAN

LADIES AND GENTLEMEN:

BE IT RESOLVED, by this Board of County Commissioners of Genesee County, Michigan, ("Board") that the request by the Director-Coordinator of the Genesee County Metropolitan Planning Commission ("GCMPC") to authorize amending the GCMPC Public Participation Plan that this Board previously authorized and approved pursuant to Resolution #2019-74, said amendment being necessary so that an Emergency Amendment can be incorporated within the Consolidated Plan Amendments section in order to follow guidance from HUD related to CAREs Act funding, is approved (a copy of the memorandum request dated May 13, 2020, and supporting documentation being on file with the official records of the May 13, 2020 meeting of the Community and Economic Development Committee of this Board).

There was a small clarification made in 2021. There were two places in the PPP that mentioned a 48 hour notice. We added the phrase “minimum of two business days” to the 48 hours in both places. This just clarifies that the intent of the 48 hours was to be during business days, and not weekends.

Appendix E Federal Regulations

Community Development Federal Regulations

Subpart E—Environmental Review Process: Environmental Assessments (EA's)

§ 58.40 Preparing the environmental assessment.

The responsible entity may prepare the EA using the HUD recommended format. In preparing an EA for a particular project, the responsible entity must:

(a) Determine existing conditions and describe the character, features and resources of the project area and its surroundings; identify the trends that are likely to continue in the absence of the project.

(b) Identify all potential environmental impacts, whether beneficial or adverse, and the conditions that would change as a result of the project.

(c) Identify, analyze and evaluate all impacts to determine the significance of their effects on the human environment and whether the project will require further compliance under related laws and authorities cited in § 58.5 and § 58.6.

(d) Examine and recommend feasible ways in which the project or external factors relating to the project could be modified in order to eliminate or minimize adverse environmental impacts.

(e) Examine alternatives to the project itself, if appropriate, including the alternative of no action.

(f) Complete all environmental review requirements necessary for the project's compliance with applicable authorities cited in §§ 58.5 and 58.6.

(g) Based on steps set forth in paragraph (a) through (f) of this section, make one of the following findings:

(1) A Finding of No Significant Impact (FONSI), in which the responsible entity determines that the project is not an action that will result in a significant impact on the quality of the human environment. The responsible entity may then proceed to § 58.43.

(2) A finding of significant impact, in which the project is deemed to be an action which may significantly affect the quality of the human environment. The responsible entity must then proceed with its environmental review under subpart F or G of this part.

§ 58.43 Dissemination and/or publication of the findings of no significant impact.

(a) If the responsible entity makes a finding of no significant impact, it must prepare a FONSI notice, using the current HUD-recommended format or an equivalent format. As a minimum, the responsible entity must send the FONSI notice to individuals and groups known to be interested in the activities, to the local news media, to the appropriate tribal, local, State and Federal agencies; to the Regional Offices of the Environmental Protection Agency having jurisdiction and to the HUD Field Office (or the State where applicable). The responsible entity may also publish the FONSI notice in a newspaper of general circulation in the affected community. If the notice is not published, it must also be prominently displayed in public buildings, such as the local Post Office and within the project area or in accordance with procedures established as part of the citizen participation process.

(b) The responsible entity may disseminate or publish a FONSI notice at the same time it disseminates or publishes the NOI/RROF required by § 58.70. If the notices are released as a combined notice, the combined notice shall:

(1) Clearly indicate that it is intended to meet two separate procedural requirements; and

(2) Advise the public to specify in their comments which "notice" their comments address.

(c) The responsible entity must consider the comments and make modifications, if appropriate, in response to the comments, before it completes its environmental certification and before the recipient submits its RROF. If funds will be used in Presidentially declared disaster areas, modifications resulting from public comment, if appropriate, must be made before proceeding with the expenditure of funds.

§ 58.45 Public comment periods.

Required notices must afford the public the following minimum comment periods, counted in accordance with § 58.21:

Subpart E—Environmental Review Process: Environmental Assessments (EA's)

§ 58.40 Preparing the environmental assessment.

The responsible entity may prepare the EA using the HUD recommended format. In preparing an EA for a particular project, the responsible entity must:

(a) Determine existing conditions and describe the character, features and resources of the project area and its surroundings; identify the trends that are likely to continue in the absence of the project.

(b) Identify all potential environmental impacts, whether beneficial or adverse, and the conditions that would change as a result of the project.

(c) Identify, analyze and evaluate all impacts to determine the significance of their effects on the human environment and whether the project will require further compliance under related laws and authorities cited in § 58.5 and § 58.6.

(d) Examine and recommend feasible ways in which the project or external factors relating to the project could be modified in order to eliminate or minimize adverse environmental impacts.

(e) Examine alternatives to the project itself, if appropriate, including the alternative of no action.

(f) Complete all environmental review requirements necessary for the project's compliance with applicable authorities cited in §§ 58.5 and 58.6.

(g) Based on steps set forth in paragraph (a) through (f) of this section, make one of the following findings:

(1) A Finding of No Significant Impact (FONSI), in which the responsible entity determines that the project is not an action that will result in a significant impact on the quality of the human environment. The responsible entity may then proceed to § 58.43.

(2) A finding of significant impact, in which the project is deemed to be an action which may significantly affect the quality of the human environment. The responsible entity must then proceed with its environmental review under subpart F or G of this part.

§ 58.43 Dissemination and/or publication of the findings of no significant impact.

(a) If the responsible entity makes a finding of no significant impact, it must prepare a FONSI notice, using the current HUD-recommended format or an equivalent format. As a minimum, the responsible entity must send the FONSI notice to individuals and groups known to be interested in the activities, to the local news media, to the appropriate tribal, local, State and Federal agencies; to the Regional Offices of the Environmental Protection Agency having jurisdiction and to the HUD Field Office (or the State where applicable). The responsible entity may also publish the FONSI notice in a newspaper of general circulation in the affected community. If the notice is not published, it must also be prominently displayed in public buildings, such as the local Post Office and within the project area or in accordance with procedures established as part of the citizen participation process.

(b) The responsible entity may disseminate or publish a FONSI notice at the same time it disseminates or publishes the NOI/RROF required by § 58.70. If the notices are released as a combined notice, the combined notice shall:

(1) Clearly indicate that it is intended to meet two separate procedural requirements; and

(2) Advise the public to specify in their comments which "notice" their comments address.

(c) The responsible entity must consider the comments and make modifications, if appropriate, in response to the comments, before it completes its environmental certification and before the recipient submits its RROF. If funds will be used in Presidentially declared disaster areas, modifications resulting from public comment, if appropriate, must be made before proceeding with the expenditure of funds.

§ 58.45 Public comment periods.

Required notices must afford the public the following minimum comment periods, counted in accordance with § 58.21:

§ 58.46

24 CFR Subtitle A (4-1-04 Edition)

(a) Notice of Finding of No Significant Impact (FONSI).	15 days when published or, if no publication, 18 days when mailing and posting
(b) Notice of Intent to Request Release of Funds (NOI-RROF).	7 days when published or, if no publication, 10 days when mailing and posting
(c) Concurrent or combined notices	15 days when published or, if no publication, 18 days when mailing and posting

[68 FR 56130, Sept. 29, 2003]

§ 58.46 Time delays for exceptional circumstances.

The responsible entity must make the FONSI available for public comments for 30 days before the recipient files the RROF when:

- (a) There is a considerable interest or controversy concerning the project;
- (b) The proposed project is similar to other projects that normally require the preparation of an EIS; or
- (c) The project is unique and without precedent.

§ 58.47 Re-evaluation of environmental assessments and other environmental findings.

(a) A responsible entity must re-evaluate its environmental findings to determine if the original findings are still valid, when:

- (1) The recipient proposes substantial changes in the nature, magnitude or extent of the project, including adding new activities not anticipated in the original scope of the project;
- (2) There are new circumstances and environmental conditions which may affect the project or have a bearing on its impact, such as concealed or unexpected conditions discovered during the implementation of the project or activity which is proposed to be continued; or
- (3) The recipient proposes the selection of an alternative not in the original finding.

(b)(1) If the original findings are still valid but the data or conditions upon which they were based have changed, the responsible entity must affirm the original findings and update its ERR by including this re-evaluation and its determination based on its findings. Under these circumstances, if a FONSI notice has already been published, no further publication of a FONSI notice is required.

(2) If the responsible entity determines that the original findings are no longer valid, it must prepare an EA or an EIS if its evaluation indicates potentially significant impacts.

(3) Where the recipient is not the responsible entity, the recipient must inform the responsible entity promptly of any proposed substantial changes under paragraph (a)(1) of this section, new circumstances or environmental conditions under paragraph (a)(2) of this section, or any proposals to select a different alternative under paragraph (a)(3) of this section, and must then permit the responsible entity to re-evaluate the findings before proceeding.

[61 FR 19122, Apr. 30, 1996, as amended at 63 FR 15272, Mar. 30, 1998]

Subpart F—Environmental Review Process: Environmental Impact Statement Determinations

§ 58.52 Adoption of other agencies' EISs.

The responsible entity may adopt a draft or final EIS prepared by another agency provided that the EIS was prepared in accordance with 40 CFR parts 1500 through 1508. If the responsible entity adopts an EIS prepared by another agency, the procedure in 40 CFR 1506.3 shall be followed. An adopted EIS may have to be revised and modified to adapt it to the particular environmental conditions and circumstances of the project if these are different from the project reviewed in the EIS. In such cases the responsible entity must prepare, circulate, and file a supplemental draft EIS in the manner prescribed in § 58.60(d) and otherwise comply with the clearance and time requirements of the EIS process, except

Sec. 91.20 Exceptions.

The HUD Field Office may grant a jurisdiction an exception from the submission deadline for plans and reports and from a requirement in the implementation guidelines for good cause, as determined by the field office and reported in writing to HUD Headquarters, unless the requirement is required by statute or regulation.

[71 FR 6962, Feb. 9, 2006]

Subpart B Citizen Participation and Consultation

Sec. 91.100 Consultation; local governments.

(a) General. (1) When preparing the consolidated plan, the jurisdiction shall consult with other public and private agencies that provide assisted housing, health services, and social and fair housing services (including those focusing on services to children, elderly persons, persons with disabilities, persons with HIV/AIDS and their families, homeless persons) during preparation of the consolidated plan.

(2) When preparing the portion of the consolidated plan describing the jurisdiction's homeless strategy, the jurisdiction shall consult with public and private agencies that provide assisted housing, health services, and social services to determine what resources are available to address the needs of any persons that are chronically homeless.

(3) When preparing the portion of its consolidated plan concerning lead-based paint hazards, the jurisdiction shall consult with state or local health and child welfare agencies and examine existing data related to lead-based paint hazards and poisonings, including health department data on the addresses of housing units in which children have been identified as lead poisoned.

(4) When preparing the description of priority nonhousing community development needs, a unit of general local government must notify adjacent units of general local government, to the extent practicable.

The nonhousing community development plan must be submitted to the state, and, if the jurisdiction is a CDBG entitlement grantee other than an urban county, to the county.

(5) The jurisdiction also should consult with adjacent units of general local government, including local government agencies with metropolitan-wide planning responsibilities, particularly for problems and solutions that go beyond a single jurisdiction.

(b) HOPWA. The largest city in each eligible metropolitan statistical area (EMSA) that is eligible to receive a HOPWA formula allocation must consult broadly to develop a metropolitan-wide strategy for addressing the needs of persons with HIV/AIDS and their families living throughout the EMSA. All jurisdictions within the EMSA must assist the jurisdiction that is applying for a HOPWA allocation in the preparation of the HOPWA submission.

(c) Public housing. The jurisdiction shall consult with the local public housing agency (PHA) concerning consideration of public housing needs and planned programs and activities. This consultation will help provide a better basis for the certification by the authorized official that the PHA Plan is consistent with the consolidated plan and the local government's description of the manner in which it will address the needs of public housing and, where necessary, the manner in which it will provide financial or other assistance to a troubled PHA to improve its operations and remove such designation. It will also help ensure that activities with regard to local drug elimination, neighborhood improvement programs, and resident programs and services, funded under a PHA's program and those funded under a program covered by the consolidated plan, are fully coordinated to achieve comprehensive community development goals. If a PHA is required to implement remedies under a Section 504 Voluntary Compliance Agreement to provide accessible units for persons with disabilities, the local jurisdiction should consult with the PHA and identify

actions it may take, if any, to assist the PHA in implementing the required remedies. A local jurisdiction may use CDBG funds for eligible activities or other funds to implement remedies required under a Section 504 Voluntary Compliance Agreement.

[60 FR 1896, Jan. 5, 1995, as amended at 71 FR 6962, Feb. 9, 2006]

Sec. 91.105 Citizen participation plan; local governments.

(a) Applicability and adoption of the citizen participation plan.

(1) The jurisdiction is required to adopt a citizen participation plan that sets forth the jurisdiction's policies and procedures for citizen participation. (Where a jurisdiction, before February 6, 1995, adopted a citizen participation plan that complies with section 104(a)(3) of the Housing and Community Development Act of 1974 (42 U.S.C. 5304(A)(3)) but will need to amend the citizen participation plan to comply with provisions of this section, the citizen participation plan shall be amended by the first day of the jurisdiction's program year that begins on or after 180 days following February 6, 1995.)

(2) Encouragement of citizen participation. (i) The citizen participation plan must provide for and encourage citizens to participate in the development of the consolidated plan, any substantial amendments to the consolidated plan, and the performance report.

(ii) These requirements are designed especially to encourage participation by low- and moderate-income persons, particularly those living in slum and blighted areas and in areas where CDBG funds are proposed to be used, and by residents of predominantly low- and moderate-income neighborhoods, as defined by the jurisdiction. A jurisdiction also is expected to take whatever actions are appropriate to encourage the participation of all its citizens, including minorities and non-English speaking persons, as well as persons with disabilities. The jurisdiction shall encourage the participation of local and regional institutions and other organizations (including businesses, developers, and community and faith-based organizations) in the process of developing and implementing the consolidated plan. The jurisdiction should also explore alternative public involvement techniques and quantitative ways to measure efforts that encourage citizen participation in a shared vision for change in communities and neighborhoods, and the review of program performance, e.g., use of focus groups, and use of the Internet.

(iii) The jurisdiction shall encourage, in conjunction with consultation with public housing agencies, the participation of residents of public and assisted housing developments, in the process of developing and implementing the consolidated plan, along with other low-income residents of targeted revitalization areas in which the developments are located. The jurisdiction shall make an effort to provide information to the public housing agency about consolidated plan activities related to its developments and surrounding communities so that the public housing agency can make this information available at the annual public hearing required for the PHA Plan.

(3) Citizen comment on the citizen participation plan and amendments. The jurisdiction must provide citizens with a reasonable opportunity to comment on the original citizen participation plan and on substantial amendments to the citizen participation plan, and must make the citizen participation plan public. The citizen participation plan must be in a format accessible to persons with disabilities, upon request.

(b) Development of the consolidated plan. The citizen participation plan must include the following minimum requirements for the development of the consolidated plan.

(1) The citizen participation plan must require that, before the jurisdiction adopts a consolidated plan, the jurisdiction will make available to citizens, public agencies, and other interested parties information that includes the amount of assistance the jurisdiction expects to receive (including grant funds and program income) and the range of activities that may be undertaken, including the estimated amount that will benefit persons of low- and moderate-income. The citizen participation

plan also must set forth the jurisdiction's plans to minimize displacement of persons and to assist any persons displaced, specifying the types and levels of assistance the jurisdiction will make available (or require others to make available) to persons displaced, even if the jurisdiction expects no displacement to occur. The citizen participation plan must state when and how the jurisdiction will make this information available.

(2) The citizen participation plan must require the jurisdiction to publish the proposed consolidated plan in a manner that affords citizens, public agencies, and other interested parties a reasonable opportunity to examine its contents and to submit comments. The citizen participation plan must set forth how the jurisdiction will publish the proposed consolidated plan and give reasonable opportunity to examine the contents of the proposed consolidated plan. The requirement for publishing may be met by publishing a summary of the proposed consolidated plan in one or more newspapers of general circulation, and by making copies of the proposed consolidated plan available at libraries, government offices, and public places. The summary must describe the contents and purpose of the consolidated plan, and must include a list of the locations where copies of the entire proposed consolidated plan may be examined. In addition, the jurisdiction must provide a reasonable number of free copies of the plan to citizens and groups that request it.

(3) The citizen participation plan must provide for at least one public hearing during the development of the consolidated plan. See paragraph (e) of this section for public hearing requirements, generally.

(4) The citizen participation plan must provide a period, not less than 30 days, to receive comments from citizens on the consolidated plan.

(5) The citizen participation plan shall require the jurisdiction to consider any comments or views of citizens received in writing, or orally at the public hearings, in preparing the final consolidated plan.

A summary of these comments or views, and a summary of any comments or views not accepted and the reasons therefor, shall be attached to the final consolidated plan.

(c) Amendments--(1) Criteria for amendment to consolidated plan. The citizen participation plan must specify the criteria the jurisdiction will use for determining what changes in the jurisdiction's planned or actual activities constitute a substantial amendment to the consolidated plan. (See Sec. 91.505.) It must include among the criteria for a substantial amendment changes in the use of CDBG funds from one eligible activity to another.

(2) The citizen participation plan must provide citizens with reasonable notice and an opportunity to comment on substantial amendments. The citizen participation plan must state how reasonable notice and an opportunity to comment will be given. The citizen participation plan must provide a period, not less than 30 days, to receive comments on the substantial amendment before the amendment is implemented.

(3) The citizen participation plan shall require the jurisdiction to consider any comments or views of citizens received in writing, or orally at public hearings, if any, in preparing the substantial amendment of the consolidated plan. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons therefor, shall be attached to the substantial amendment of the consolidated plan.

(d) Performance reports. (1) The citizen participation plan must provide citizens with reasonable notice and an opportunity to comment on performance reports. The citizen participation plan must state how reasonable notice and an opportunity to comment will be given. The citizen participation plan must provide a period, not less than 15 days, to receive comments on the performance report that is to be submitted to HUD before its submission.

(2) The citizen participation plan shall require the jurisdiction to consider any comments or views of citizens received in writing, or orally at public hearings in preparing the performance report. A summary of these comments or views shall be attached to the performance report.

(e) Public hearings. (1) The citizen participation plan must provide for at least two public hearings per year to obtain citizens' views and to respond to proposals and questions, to be conducted at a minimum of two different stages of the program year. Together, the hearings must address housing and community development needs, development of proposed activities, and review of program performance. To obtain the views of citizens on housing and community development needs, including priority nonhousing community development needs, the citizen participation plan must provide that at least one of these hearings is held before the proposed consolidated plan is published for comment.

(2) The citizen participation plan must state how and when adequate advance notice will be given to citizens of each hearing, with sufficient information published about the subject of the hearing to permit informed comment. (Publishing small print notices in the newspaper a few days before the hearing does not constitute adequate notice. Although HUD is not specifying the length of notice required, it would consider two weeks adequate.)

(3) The citizen participation plan must provide that hearings be held at times and locations convenient to potential and actual beneficiaries, and with accommodation for persons with disabilities. The citizen participation plan must specify how it will meet these requirements.

(4) The citizen participation plan must identify how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

(f) Meetings. The citizen participation plan must provide citizens with reasonable and timely access to local meetings.

(g) Availability to the public. The citizen participation plan must provide that the consolidated plan as adopted, substantial amendments, and the performance report will be available to the public, including the availability of materials in a form accessible to persons with disabilities, upon request. The citizen participation plan must state how these documents will be available to the public.

(h) Access to records. The citizen participation plan must require the jurisdiction to provide citizens, public agencies, and other interested parties with reasonable and timely access to information and records relating to the jurisdiction's consolidated plan and the jurisdiction's use of assistance under the programs covered by this part during the preceding five years.

(i) Technical assistance. The citizen participation plan must provide for technical assistance to groups representative of persons of low- and moderate-income that request such assistance in developing proposals for funding assistance under any of the programs covered by the consolidated plan, with the level and type of assistance determined by the jurisdiction. The assistance need not include the provision of funds to the groups.

(j) Complaints. The citizen participation plan shall describe the jurisdiction's appropriate and practicable procedures to handle complaints from citizens related to the consolidated plan, amendments, and performance report. At a minimum, the citizen participation plan shall require that the jurisdiction must provide a timely, substantive written response to every written citizen complaint, within an established period of time (within 15 working days, where practicable, if the jurisdiction is a CDBG grant recipient).

(k) Use of citizen participation plan. The jurisdiction must follow its citizen participation plan.

(l) Jurisdiction responsibility. The requirements for citizen participation do not restrict the responsibility or authority of the jurisdiction for the development and execution of its consolidated plan.

(Approved by the Office of Management and Budget under control number 2506-0117)

[60 FR 1896, Jan. 5, 1995; 60 FR 10427, Feb. 24, 1995, as amended at 71 FR 6962, Feb. 9, 2006]

Solid Waste Federal Regulations

R 299.4706 Public participation programs.

Rule 706. (1) The designated planning agency shall conduct a public participation program which shall encourage the participation and involvement of the public and municipalities in the development and implementation of the solid waste management plan.

(2) The designated planning agency shall maintain a mailing list of all municipalities, affected public agencies, the private sector, and all interested persons who request information regarding the plan.

(3) Time shall be reserved on the agenda at all public meetings for questions and comments from the general public.

(4) The public meetings shall be scheduled at a time convenient to the general public.

(5) The designated planning agency shall hold public meetings with the planning committee not less than quarterly each year during plan preparation.

(6) If the director prepares the plan, the extent of public participation shall be conducted pursuant to section 11538(e) of the act.

(7) The designated planning agency shall maintain at least 1 central repository where all documents related to the plan may be inspected by the public.

(8) Upon request, the designated planning agency shall submit specific tasks as outlined in the work program to all of the following for comment and advice:

- (a) The planning committee.
- (b) Municipalities.
- (c) Appropriate organizations.
- (d) The regional solid waste management planning agency.
- (e) Adjacent counties.
- (f) Certified health departments.

History: 1982 AACCS; 2015 AACCS.

R 299.4707 Plan adoption; update procedures.

Rule 707. (1) The designated planning agency shall follow the review procedures as established in section 11535(a) to (f) of the act.

(2) The designated planning agency shall allow a period of not less than 3 months for the review and comments on the proposed plan. The exact time limit shall be specified in the work program. After the prescribed review and comment period, all of the comments from the reviewing agencies shall be submitted with the plan to the governmental unit that filed the notice of intent.

(3) The designated planning agency shall conduct a public hearing on the proposed county solid waste management plan before formal adoption by the county, the municipalities, or the state, as required in section 11535(f) of the act. Before the public hearing, the planning committee shall review the plan and shall authorize its release for public hearing. After the public hearing, the designated planning agency shall prepare a transcript, a recording, or another complete record of the public hearing proceedings. The record may be copied at cost or may be inspected by the general public upon request.

(4) The designated planning agency shall revise the plan, if necessary, in response to public hearing comments and shall then submit the plan to the planning committee.

Transportation Federal Regulations

23 United States Code Subsection 134

§134. Metropolitan transportation planning

(a) Policy.-It is in the national interest-

(1) to encourage and promote the safe and efficient management, operation, and development of surface transportation systems that will serve the mobility needs of people and freight, foster economic growth and development within and between States and urbanized areas, and take into consideration resiliency needs while minimizing transportation-related fuel consumption and air pollution through metropolitan and statewide transportation planning processes identified in this chapter; and

(2) to encourage the continued improvement and evolution of the metropolitan and statewide transportation planning processes by metropolitan planning organizations, State departments of transportation, and public transit operators as guided by the planning factors identified in subsection (h) and section 135(d).

(b) Definitions.-In this section and section 135, the following definitions apply:

(1) Metropolitan planning area.-The term "metropolitan planning area" means the geographic area determined by agreement between the metropolitan planning organization for the area and the Governor under subsection (e).

(2) Metropolitan planning organization.-The term "metropolitan planning organization" means the policy board of an organization established as a result of the designation process under subsection (d).

(3) Nonmetropolitan area.-The term "nonmetropolitan area" means a geographic area outside designated metropolitan planning areas.

(4) Nonmetropolitan local official.-The term "nonmetropolitan local official" means elected and appointed officials of general purpose local government in a nonmetropolitan area with responsibility for transportation.

(5) Regional transportation planning organization.-The term "regional transportation planning organization" means a policy board of an organization established as the result of a designation under section 135(m).

(6) TIP.-The term "TIP" means a transportation improvement program developed by a metropolitan planning organization under subsection (j).

(7) Urbanized area.-The term "urbanized area" means a geographic area with a population of 50,000 or more, as determined by the Bureau of the Census.

(c) General Requirements.-

(1) Development of long-range plans and tips.-To accomplish the objectives in subsection (a), metropolitan planning organizations designated under subsection (d), in cooperation with the State and public transportation operators, shall develop long-range transportation plans and transportation improvement programs through a performance-driven, outcome-based approach to planning for metropolitan areas of the State.

(2) Contents.-The plans and TIPs for each metropolitan area shall provide for the development and integrated management and operation of transportation systems and facilities (including accessible pedestrian walkways, bicycle transportation facilities, and intermodal facilities that support intercity transportation, including intercity buses and intercity bus facilities and commuter vanpool providers) that will function as an intermodal transportation system for the metropolitan planning area

and as an integral part of an intermodal transportation system for the State and the United States.

(3) Process of development.-The process for developing the plans and TIPs shall provide for consideration of all modes of transportation and shall be continuing, cooperative, and comprehensive to the degree appropriate, based on the complexity of the transportation problems to be addressed.

(d) Designation of Metropolitan Planning Organizations.-

(1) In general.-To carry out the transportation planning process required by this section, a metropolitan planning organization shall be designated for each urbanized area with a population of more than 50,000 individuals-

(A) by agreement between the Governor and units of general purpose local government that together represent at least 75 percent of the affected population (including the largest incorporated city (based on population) as determined by the Bureau of the Census); or

(B) in accordance with procedures established by applicable State or local law.

(2) Structure.-Not later than 2 years after the date of enactment of MAP-21, each metropolitan planning organization that serves an area designated as a transportation management area shall consist of-

(A) local elected officials;

(B) officials of public agencies that administer or operate major modes of transportation in the metropolitan area, including representation by providers of public transportation; and

(C) appropriate State officials.

(3) Representation.-

(A) In general.-Designation or selection of officials or representatives under paragraph (2) shall be determined by the metropolitan planning organization according to the bylaws or enabling statute of the organization.

(B) Public transportation representative.-Subject to the bylaws or enabling statute of the metropolitan planning organization, a representative of a provider of public transportation may also serve as a representative of a local municipality.

(C) Powers of certain officials.-An official described in paragraph (2)(B) shall have responsibilities, actions, duties, voting rights, and any other authority commensurate with other officials described in paragraph (2).

(4) Limitation on statutory construction.-Nothing in this subsection shall be construed to interfere with the authority, under any State law in effect on December 18, 1991, of a public agency with multimodal transportation responsibilities-

(A) to develop the plans and TIPs for adoption by a metropolitan planning organization; and

(B) to develop long-range capital plans, coordinate transit services and projects, and carry out other activities pursuant to State law.

(5) Continuing designation.-A designation of a metropolitan planning organization under this subsection or any other provision of law shall remain in effect until the metropolitan planning organization is redesignated under paragraph (6).

(6) Redesignation procedures.-

(A) In general.-A metropolitan planning organization may be redesignated by agreement between the Governor and units of general purpose local government

that together represent at least 75 percent of the existing planning area population (including the largest incorporated city (based on population) as determined by the Bureau of the Census) as appropriate to carry out this section.

(B) Restructuring.-A metropolitan planning organization may be restructured to meet the requirements of paragraph (2) without undertaking a redesignation.

(7) Designation of more than 1 metropolitan planning organization.-More than 1 metropolitan planning organization may be designated within an existing metropolitan planning area only if the Governor and the existing metropolitan planning organization determine that the size and complexity of the existing metropolitan planning area make designation of more than 1 metropolitan planning organization for the area appropriate.

(e) Metropolitan Planning Area Boundaries.-

(1) In general.-For the purposes of this section, the boundaries of a metropolitan planning area shall be determined by agreement between the metropolitan planning organization and the Governor.

(2) Included area.-Each metropolitan planning area-

(A) shall encompass at least the existing urbanized area and the contiguous area expected to become urbanized within a 20-year forecast period for the transportation plan; and

(B) may encompass the entire metropolitan statistical area or consolidated metropolitan statistical area, as defined by the Bureau of the Census.

(3) Identification of new urbanized areas within existing planning area boundaries.-The designation by the Bureau of the Census of new urbanized areas within an existing metropolitan planning area shall not require the redesignation of the existing metropolitan planning organization.

(4) Existing metropolitan planning areas in nonattainment.-

(A) In general.-Notwithstanding paragraph (2), except as provided in subparagraph (B), in the case of an urbanized area designated as a nonattainment area for ozone or carbon monoxide under the Clean Air Act (42 U.S.C. 7401 et seq.) as of the date of enactment of the SAFETEA-LU, the boundaries of the metropolitan planning area in existence as of such date of enactment shall be retained.

(B) Exception.-The boundaries described in subparagraph (A) may be adjusted by agreement of the Governor and affected metropolitan planning organizations in the manner described in subsection (d)(6).

(5) New metropolitan planning areas in nonattainment.-In the case of an urbanized area designated after the date of enactment of the SAFETEA-LU, as a nonattainment area for ozone or carbon monoxide, the boundaries of the metropolitan planning area-

(A) shall be established in the manner described in subsection (d)(1);

(B) shall encompass the areas described in paragraph (2)(A);

(C) may encompass the areas described in paragraph (2)(B); and

(D) may address any nonattainment area identified under the Clean Air Act (42 U.S.C. 7401 et seq.) for ozone or carbon monoxide.

(f) Coordination in Multistate Areas.-

(1) In general.-The Secretary shall encourage each Governor with responsibility for a portion of a multistate metropolitan area and the appropriate metropolitan planning

organizations to provide coordinated transportation planning for the entire metropolitan area.

(2) Interstate compacts.-The consent of Congress is granted to any 2 or more States-

(A) to enter into agreements or compacts, not in conflict with any law of the United States, for cooperative efforts and mutual assistance in support of activities authorized under this section as the activities pertain to interstate areas and localities within the States; and

(B) to establish such agencies, joint or otherwise, as the States may determine desirable for making the agreements and compacts effective.

(3) Reservation of rights.-The right to alter, amend, or repeal interstate compacts entered into under this subsection is expressly reserved.

(g) MPO Consultation in Plan and TIP Coordination.-

(1) Nonattainment areas.-If more than 1 metropolitan planning organization has authority within a metropolitan area or an area which is designated as a nonattainment area for ozone or carbon monoxide under the Clean Air Act ([42 U.S.C. 7401 et seq.](#)), each metropolitan planning organization shall consult with the other metropolitan planning organizations designated for such area and the State in the coordination of plans and TIPs required by this section.

(2) Transportation improvements located in multiple mpos.-If a transportation improvement, funded from the Highway Trust Fund or authorized under [chapter 53 of title 49](#), is located within the boundaries of more than 1 metropolitan planning area, the metropolitan planning organizations shall coordinate plans and TIPs regarding the transportation improvement.

(3) Relationship with other planning officials.-

(A) In general.-The Secretary shall encourage each metropolitan planning organization to consult with officials responsible for other types of planning activities that are affected by transportation in the area (including State and local planned growth, economic development, tourism, natural disaster risk reduction, environmental protection, airport operations, and freight movements) or to coordinate its planning process, to the maximum extent practicable, with such planning activities.

(B) Requirements.-Under the metropolitan planning process, transportation plans and TIPs shall be developed with due consideration of other related planning activities within the metropolitan area, and the process shall provide for the design and delivery of transportation services within the metropolitan area that are provided by-

(i) recipients of assistance under [chapter 53 of title 49](#);

(ii) governmental agencies and nonprofit organizations (including representatives of the agencies and organizations) that receive Federal assistance from a source other than the Department of Transportation to provide nonemergency transportation services; and

(iii) recipients of assistance under section 204.

(h) Scope of Planning Process.-

(1) In general.-The metropolitan planning process for a metropolitan planning area under this section shall provide for consideration of projects and strategies that will-

(A) support the economic vitality of the metropolitan area, especially by enabling global competitiveness, productivity, and efficiency;

- (B) increase the safety of the transportation system for motorized and nonmotorized users;
- (C) increase the security of the transportation system for motorized and nonmotorized users;
- (D) increase the accessibility and mobility of people and for freight;
- (E) protect and enhance the environment, promote energy conservation, improve the quality of life, and promote consistency between transportation improvements and State and local planned growth and economic development patterns;
- (F) enhance the integration and connectivity of the transportation system, across and between modes, for people and freight;
- (G) promote efficient system management and operation;
- (H) emphasize the preservation of the existing transportation system;
- (I) improve the resiliency and reliability of the transportation system and reduce or mitigate stormwater impacts of surface transportation; and
- (J) enhance travel and tourism.

(2) Performance-based approach.-

(A) In general.-The metropolitan transportation planning process shall provide for the establishment and use of a performance-based approach to transportation decisionmaking to support the national goals described in [section 150\(b\) of this title](#) and the general purposes described in [section 5301 of title 49](#).

(B) Performance targets.-

(i) Surface transportation performance targets.-

(I) In general.-Each metropolitan planning organization shall establish performance targets that address the performance measures described in [section 150\(c\)](#), where applicable, to use in tracking progress towards attainment of critical outcomes for the region of the metropolitan planning organization.

(II) Coordination.-Selection of performance targets by a metropolitan planning organization shall be coordinated with the relevant State to ensure consistency, to the maximum extent practicable.

(ii) Public transportation performance targets.-Selection of performance targets by a metropolitan planning organization shall be coordinated, to the maximum extent practicable, with providers of public transportation to ensure consistency with [sections 5326\(c\) and 5329\(d\) of title 49](#).

(C) Timing.-Each metropolitan planning organization shall establish the performance targets under subparagraph (B) not later than 180 days after the date on which the relevant State or provider of public transportation establishes the performance targets.

(D) Integration of other performance-based plans.-A metropolitan planning organization shall integrate in the metropolitan transportation planning process, directly or by reference, the goals, objectives, performance measures, and targets described in other State transportation plans and transportation processes, as well as any plans developed under [chapter 53 of title 49](#) by providers of public transportation, required as part of a performance-based program.

(3) Failure to consider factors.-The failure to consider any factor specified in paragraphs (1) and (2) shall not be reviewable by any court under this title or [chapter 53 of title 49](#), subchapter II of [chapter 5 of title 5](#), or [chapter 7 of title 5](#) in any matter

affecting a transportation plan, a TIP, a project or strategy, or the certification of a planning process.

(i) Development of Transportation Plan.-

(1) Requirements.-

(A) In general.-Each metropolitan planning organization shall prepare and update a transportation plan for its metropolitan planning area in accordance with the requirements of this subsection.

(B) Frequency.-

(i) In general.-The metropolitan planning organization shall prepare and update such plan every 4 years (or more frequently, if the metropolitan planning organization elects to update more frequently) in the case of each of the following:

(I) Any area designated as nonattainment, as defined in section 107(d) of the Clean Air Act (42 U.S.C. 7407(d)).

(II) Any area that was nonattainment and subsequently designated to attainment in accordance with section 107(d)(3) of that Act (42 U.S.C. 7407(d)(3)) and that is subject to a maintenance plan under section 175A of that Act (42 U.S.C. 7505a).

(ii) Other areas.-In the case of any other area required to have a transportation plan in accordance with the requirements of this subsection, the metropolitan planning organization shall prepare and update such plan every 5 years unless the metropolitan planning organization elects to update more frequently.

(2) Transportation plan.-A transportation plan under this section shall be in a form that the Secretary determines to be appropriate and shall contain, at a minimum, the following:

(A) Identification of transportation facilities.-

(i) In general.-An identification of transportation facilities (including major roadways, public transportation facilities, intercity bus facilities, multimodal and intermodal facilities, nonmotorized transportation facilities, and intermodal connectors) that should function as an integrated metropolitan transportation system, giving emphasis to those facilities that serve important national and regional transportation functions.

(ii) Factors.-In formulating the transportation plan, the metropolitan planning organization shall consider factors described in subsection (h) as the factors relate to a 20-year forecast period.

(B) Performance measures and targets.-A description of the performance measures and performance targets used in assessing the performance of the transportation system in accordance with subsection (h)(2).

(C) System performance report.-A system performance report and subsequent updates evaluating the condition and performance of the transportation system with respect to the performance targets described in subsection (h)(2), including-

(i) progress achieved by the metropolitan planning organization in meeting the performance targets in comparison with system performance recorded in previous reports; and

(ii) for metropolitan planning organizations that voluntarily elect to develop multiple scenarios, an analysis of how the preferred scenario has improved the conditions and performance of the transportation system and how changes in

local policies and investments have impacted the costs necessary to achieve the identified performance targets.

(D) Mitigation activities.-

(i) In general.-A long-range transportation plan shall include a discussion of types of potential environmental mitigation activities and potential areas to carry out these activities, including activities that may have the greatest potential to restore and maintain the environmental functions affected by the plan.

(ii) Consultation.-The discussion shall be developed in consultation with Federal, State, and tribal wildlife, land management, and regulatory agencies.

(E) Financial plan.-

(i) In general.-A financial plan that-

(I) demonstrates how the adopted transportation plan can be implemented;

(II) indicates resources from public and private sources that are reasonably expected to be made available to carry out the plan; and

(III) recommends any additional financing strategies for needed projects and programs.

(ii) Inclusions.-The financial plan may include, for illustrative purposes, additional projects that would be included in the adopted transportation plan if reasonable additional resources beyond those identified in the financial plan were available.

(iii) Cooperative development.-For the purpose of developing the transportation plan, the metropolitan planning organization, transit operator, and State shall cooperatively develop estimates of funds that will be available to support plan implementation.

(F) Operational and management strategies.-Operational and management strategies to improve the performance of existing transportation facilities to relieve vehicular congestion and maximize the safety and mobility of people and goods.

(G) Capital investment and other strategies.-Capital investment and other strategies to preserve the existing and projected future metropolitan transportation infrastructure, provide for multimodal capacity increases based on regional priorities and needs, and reduce the vulnerability of the existing transportation infrastructure to natural disasters.

(H) Transportation and transit enhancement activities.-Proposed transportation and transit enhancement activities including consideration of the role that intercity buses may play in reducing congestion, pollution, and energy consumption in a cost-effective manner and strategies and investments that preserve and enhance intercity bus systems, including systems that are privately owned and operated.

(3) Coordination with clean air act agencies.-In metropolitan areas that are in nonattainment for ozone or carbon monoxide under the Clean Air Act ([42 U.S.C. 7401 et seq.](#)), the metropolitan planning organization shall coordinate the development of a transportation plan with the process for development of the transportation control measures of the State implementation plan required by that Act.

(4) Optional scenario development.-

(A) In general.-A metropolitan planning organization may, while fitting the needs and complexity of its community, voluntarily elect to develop multiple scenarios for

consideration as part of the development of the metropolitan transportation plan, in accordance with subparagraph (B).

(B) Recommended components.-A metropolitan planning organization that chooses to develop multiple scenarios under subparagraph (A) shall be encouraged to consider-

- (i) potential regional investment strategies for the planning horizon;
- (ii) assumed distribution of population and employment;
- (iii) a scenario that, to the maximum extent practicable, maintains baseline conditions for the performance measures identified in subsection (h)(2);
- (iv) a scenario that improves the baseline conditions for as many of the performance measures identified in subsection (h)(2) as possible;
- (v) revenue constrained scenarios based on the total revenues expected to be available over the forecast period of the plan; and
- (vi) estimated costs and potential revenues available to support each scenario.

(C) Metrics.-In addition to the performance measures identified in section 150(c), metropolitan planning organizations may evaluate scenarios developed under this paragraph using locally-developed measures.

(5) Consultation.-

(A) In general.-In each metropolitan area, the metropolitan planning organization shall consult, as appropriate, with State and local agencies responsible for land use management, natural resources, environmental protection, conservation, and historic preservation concerning the development of a long-range transportation plan.

(B) Issues.-The consultation shall involve, as appropriate-

- (i) comparison of transportation plans with State conservation plans or maps, if available; or
- (ii) comparison of transportation plans to inventories of natural or historic resources, if available.

(6) Participation by interested parties.-

(A) In general.-Each metropolitan planning organization shall provide citizens, affected public agencies, representatives of public transportation employees, public ports, freight shippers, providers of freight transportation services, private providers of transportation (including intercity bus operators, employer-based commuting programs, such as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), representatives of users of public transportation, representatives of users of pedestrian walkways and bicycle transportation facilities, representatives of the disabled, and other interested parties with a reasonable opportunity to comment on the transportation plan.

(B) Contents of participation plan.-A participation plan-

- (i) shall be developed in consultation with all interested parties; and
- (ii) shall provide that all interested parties have reasonable opportunities to comment on the contents of the transportation plan.

(C) Methods.-In carrying out subparagraph (A), the metropolitan planning organization shall, to the maximum extent practicable-

- (i) hold any public meetings at convenient and accessible locations and times;
- (ii) employ visualization techniques to describe plans; and

(iii) make public information available in electronically accessible format and means, such as the World Wide Web, as appropriate to afford reasonable opportunity for consideration of public information under subparagraph (A).

(7) Publication.-A transportation plan involving Federal participation shall be published or otherwise made readily available by the metropolitan planning organization for public review, including (to the maximum extent practicable) in electronically accessible formats and means, such as the World Wide Web, approved by the metropolitan planning organization and submitted for information purposes to the Governor at such times and in such manner as the Secretary shall establish.

(8) Selection of projects from illustrative list.-Notwithstanding paragraph (2)(E), a State or metropolitan planning organization shall not be required to select any project from the illustrative list of additional projects included in the financial plan under paragraph (2)(E).

(j) Metropolitan TIP.-

(1) Development.-

(A) In general.-In cooperation with the State and any affected public transportation operator, the metropolitan planning organization designated for a metropolitan area shall develop a TIP for the metropolitan planning area that-

(i) contains projects consistent with the current metropolitan transportation plan;

(ii) reflects the investment priorities established in the current metropolitan transportation plan; and

(iii) once implemented, is designed to make progress toward achieving the performance targets established under subsection (h)(2).

(B) Opportunity for comment.-In developing the TIP, the metropolitan planning organization, in cooperation with the State and any affected public transportation operator, shall provide an opportunity for participation by interested parties in the development of the program, in accordance with subsection (i)(5).

(C) Funding estimates.-For the purpose of developing the TIP, the metropolitan planning organization, public transportation agency, and State shall cooperatively develop estimates of funds that are reasonably expected to be available to support program implementation.

(D) Updating and approval.-The TIP shall be-

(i) updated at least once every 4 years; and

(ii) approved by the metropolitan planning organization and the Governor.

(2) Contents.-

(A) Priority list.-The TIP shall include a priority list of proposed Federally supported projects and strategies to be carried out within each 4-year period after the initial adoption of the TIP.

(B) Financial plan.-The TIP shall include a financial plan that-

(i) demonstrates how the TIP can be implemented;

(ii) indicates resources from public and private sources that are reasonably expected to be available to carry out the program;

(iii) identifies innovative financing techniques to finance projects, programs, and strategies; and

(iv) may include, for illustrative purposes, additional projects that would be included in the approved TIP if reasonable additional resources beyond those identified in the financial plan were available.

(C) Descriptions.-Each project in the TIP shall include sufficient descriptive material (such as type of work, termini, length, and other similar factors) to identify the project or phase of the project.

(D) Performance target achievement.-The transportation improvement program shall include, to the maximum extent practicable, a description of the anticipated effect of the transportation improvement program toward achieving the performance targets established in the metropolitan transportation plan, linking investment priorities to those performance targets.

(3) Included projects.-

(A) Projects under this title and [chapter 53 of title 49](#) .-A TIP developed under this subsection for a metropolitan area shall include the projects within the area that are proposed for funding under [chapter 1](#) of this title and [chapter 53 of title 49](#).

(B) Projects under [chapter 2](#).-

(i) Regionally significant projects.-Regionally significant projects proposed for funding under [chapter 2](#) shall be identified individually in the transportation improvement program.

(ii) Other projects.-Projects proposed for funding under [chapter 2](#) that are not determined to be regionally significant shall be grouped in 1 line item or identified individually in the transportation improvement program.

(C) Consistency with long-range transportation plan.-Each project shall be consistent with the long-range transportation plan developed under subsection (i) for the area.

(D) Requirement of anticipated full funding.-The program shall include a project, or an identified phase of a project, only if full funding can reasonably be anticipated to be available for the project or the identified phase within the time period contemplated for completion of the project or the identified phase.

(4) Notice and comment.-Before approving a TIP, a metropolitan planning organization, in cooperation with the State and any affected public transportation operator, shall provide an opportunity for participation by interested parties in the development of the program, in accordance with subsection (i)(5).

(5) Selection of projects.-

(A) In general.-Except as otherwise provided in subsection (k)(4) and in addition to the TIP development required under paragraph (1), the selection of Federally funded projects in metropolitan areas shall be carried out, from the approved TIP-

(i) by-

(I) in the case of projects under this title, the State; and

(II) in the case of projects under [chapter 53 of title 49](#), the designated recipients of public transportation funding; and

(ii) in cooperation with the metropolitan planning organization.

(B) Modifications to project priority.-Notwithstanding any other provision of law, action by the Secretary shall not be required to advance a project included in the approved TIP in place of another project in the program.

(6) Selection of projects from illustrative list.-

(A) No required selection.-Notwithstanding paragraph (2)(B)(iv), a State or metropolitan planning organization shall not be required to select any project from the illustrative list of additional projects included in the financial plan under paragraph (2)(B)(iv).

(B) Required action by the secretary.-Action by the Secretary shall be required for a State or metropolitan planning organization to select any project from the illustrative list of additional projects included in the financial plan under paragraph (2)(B)(iv) for inclusion in an approved TIP.

(7) Publication.-

(A) Publication of tips.-A TIP involving Federal participation shall be published or otherwise made readily available by the metropolitan planning organization for public review.

(B) Publication of annual listings of projects.-

(i) In general.-An annual listing of projects, including investments in pedestrian walkways and bicycle transportation facilities, for which Federal funds have been obligated in the preceding year shall be published or otherwise made available by the cooperative effort of the State, transit operator, and metropolitan planning organization for public review.

(ii) Requirement.-The listing shall be consistent with the categories identified in the TIP.

(k) Transportation Management Areas.-

(1) Identification and designation.-

(A) Required identification.-The Secretary shall identify as a transportation management area each urbanized area (as defined by the Bureau of the Census) with a population of over 200,000 individuals.

(B) Designations on request.-The Secretary shall designate any additional area as a transportation management area on the request of the Governor and the metropolitan planning organization designated for the area.

(2) Transportation plans.-In a transportation management area, transportation plans shall be based on a continuing and comprehensive transportation planning process carried out by the metropolitan planning organization in cooperation with the State and public transportation operators.

(3) Congestion management process.-

(A) In general.-Within a metropolitan planning area serving a transportation management area, the transportation planning process under this section shall address congestion management through a process that provides for effective management and operation, based on a cooperatively developed and implemented metropolitan-wide strategy, of new and existing transportation facilities eligible for funding under this title and [chapter 53 of title 49](#) through the use of travel demand reduction (including intercity bus operators, employer-based commuting programs Msuch as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), job access projects, and operational management strategies.

(B) Schedule.-The Secretary shall establish an appropriate phase-in schedule for compliance with the requirements of this section but no sooner than 1 year after the identification of a transportation management area.

(C) Congestion management plan.-A metropolitan planning organization serving a transportation management area may develop a plan that includes projects and strategies that will be considered in the TIP of such metropolitan planning organization. Such plan shall-

- (i) develop regional goals to reduce vehicle miles traveled during peak commuting hours and improve transportation connections between areas with high job concentration and areas with high concentrations of low-income households;
- (ii) identify existing public transportation services, employer-based commuter programs, and other existing transportation services that support access to jobs in the region; and
- (iii) identify proposed projects and programs to reduce congestion and increase job access opportunities.

(D) Participation.-In developing the plan under subparagraph (C), a metropolitan planning organization shall consult with employers, private and nonprofit providers of public transportation, transportation management organizations, and organizations that provide job access reverse commute projects or job-related services to low-income individuals.

(4) Selection of projects.-

(A) In general.-All Federally funded projects carried out within the boundaries of a metropolitan planning area serving a transportation management area under this title (excluding projects carried out on the National Highway System) or under [chapter 53 of title 49](#) shall be selected for implementation from the approved TIP by the metropolitan planning organization designated for the area in consultation with the State and any affected public transportation operator.

(B) National highway system projects.-Projects carried out within the boundaries of a metropolitan planning area serving a transportation management area on the National Highway System shall be selected for implementation from the approved TIP by the State in cooperation with the metropolitan planning organization designated for the area.

(5) Certification.-

(A) In general.-The Secretary shall-

- (i) ensure that the metropolitan planning process of a metropolitan planning organization serving a transportation management area is being carried out in accordance with applicable provisions of Federal law; and
- (ii) subject to subparagraph (B), certify, not less often than once every 4 years, that the requirements of this paragraph are met with respect to the metropolitan planning process.

(B) Requirements for certification.-The Secretary may make the certification under subparagraph (A) if-

- (i) the transportation planning process complies with the requirements of this section and other applicable requirements of Federal law; and
- (ii) there is a TIP for the metropolitan planning area that has been approved by the metropolitan planning organization and the Governor.

(C) Effect of failure to certify.-

(i) Withholding of project funds.-If a metropolitan planning process of a metropolitan planning organization serving a transportation management area is not certified, the Secretary may withhold up to 20 percent of the funds attributable to the metropolitan planning area of the metropolitan planning organization for projects funded under this title and [chapter 53 of title 49](#).

(ii) Restoration of withheld funds.-The withheld funds shall be restored to the metropolitan planning area at such time as the metropolitan planning process is certified by the Secretary.

(D) Review of certification.-In making certification determinations under this paragraph, the Secretary shall provide for public involvement appropriate to the metropolitan area under review.

(l) Report on Performance-based Planning Processes.-

(1) In general.-The Secretary shall submit to Congress a report on the effectiveness of the performance-based planning processes of metropolitan planning organizations under this section, taking into consideration the requirements of this subsection.

(2) Report.-Not later than 5 years after the date of enactment of the MAP-21, the Secretary shall submit to Congress a report evaluating-

(A) the overall effectiveness of performance-based planning as a tool for guiding transportation investments;

(B) the effectiveness of the performance-based planning process of each metropolitan planning organization under this section;

(C) the extent to which metropolitan planning organizations have achieved, or are currently making substantial progress toward achieving, the performance targets specified under this section and whether metropolitan planning organizations are developing meaningful performance targets; and

(D) the technical capacity of metropolitan planning organizations that operate within a metropolitan planning area with a population of 200,000 or less and their ability to carry out the requirements of this section.

(3) Publication.-The report under paragraph (2) shall be published or otherwise made available in electronically accessible formats and means, including on the Internet.

(m) Abbreviated Plans for Certain Areas.-

(1) In general.-Subject to paragraph (2), in the case of a metropolitan area not designated as a transportation management area under this section, the Secretary may provide for the development of an abbreviated transportation plan and TIP for the metropolitan planning area that the Secretary determines is appropriate to achieve the purposes of this section, taking into account the complexity of transportation problems in the area.

(2) Nonattainment areas.-The Secretary may not permit abbreviated plans or TIPs for a metropolitan area that is in nonattainment for ozone or carbon monoxide under the Clean Air Act ([42 U.S.C. 7401 et seq.](#)).

(n) Additional Requirements for Certain Nonattainment Areas.-

(1) In general.-Notwithstanding any other provisions of this title or [chapter 53 of title 49](#), for transportation management areas classified as nonattainment for ozone or carbon monoxide pursuant to the Clean Air Act ([42 U.S.C. 7401 et seq.](#)), Federal funds may not be advanced in such area for any highway project that will result in a

significant increase in the carrying capacity for single-occupant vehicles unless the project is addressed through a congestion management process.

(2) Applicability.-This subsection applies to a nonattainment area within the metropolitan planning area boundaries determined under subsection (e).

(o) Limitation on Statutory Construction.-Nothing in this section shall be construed to confer on a metropolitan planning organization the authority to impose legal requirements on any transportation facility, provider, or project not eligible under this title or [chapter 53 of title 49](#).

(p) Funding.-Funds apportioned under paragraphs (5)(D) and (6) of [section 104\(b\) of this title](#) or [section 5305\(g\) of title 49](#) shall be available to carry out this section.

(q) Continuation of Current Review Practice.-Since plans and TIPs described in this section are subject to a reasonable opportunity for public comment, since individual projects included in plans and TIPs are subject to review under the National Environmental Policy Act of 1969 ([42 U.S.C. 4321 et seq.](#)), and since decisions by the Secretary concerning plans and TIPs described in this section have not been reviewed under that Act as of January 1, 1997, any decision by the Secretary concerning a plan or TIP described in this section shall not be considered to be a Federal action subject to review under that Act.

(r) Bi-State Metropolitan Planning Organization.-

(1) Definition of bi-state mpo region.-In this subsection, the term "Bi-State MPO Region" has the meaning given the term "region" in subsection (a) of Article II of the Lake Tahoe Regional Planning Compact (Public Law 96-551; 94 Stat. 3234).

(2) Treatment.-For the purpose of this title, the Bi-State MPO Region shall be treated as-

(A) a metropolitan planning organization;

(B) a transportation management area under subsection (k); and

(C) an urbanized area, which is comprised of a population of 145,000 in the State of California and a population of 65,000 in the State of Nevada.

(3) Suballocated funding.-

(A) Planning.-In determining the amounts under subparagraph (A) of section 133(d)(1) that shall be obligated for a fiscal year in the States of California and Nevada under clauses (i), (ii), and (iii) of that subparagraph, the Secretary shall, for each of those States-

(i) calculate the population under each of those clauses;

(ii) decrease the amount under section 133(d)(1)(A)(iii) by the population specified in paragraph (2) of this subsection for the Bi-State MPO Region in that State; and

(iii) increase the amount under section 133(d)(1)(A)(i) by the population specified in paragraph (2) of this subsection for the Bi-State MPO Region in that State.

(B) STBGP set aside.-In determining the amounts under paragraph (2) of section 133(h) that shall be obligated for a fiscal year in the States of California and Nevada, the Secretary shall, for the purpose of that subsection, calculate the populations for each of those States in a manner consistent with subparagraph (A).

and inserted ", and reduce the vulnerability of the existing transportation infrastructure to natural disasters" before period at end.

Subsec. (i)(2)(H). Pub. L. 114-94, §1201(7)(A)(iii), inserted before period at end "including consideration of the role that intercity buses may play in reducing congestion, pollution, and

energy consumption in a cost-effective manner and strategies and investments that preserve and enhance intercity bus systems, including systems that are privately owned and operated".

Subsec. (i)(6)(A). Pub. L. 114–94, §1201(7)(B), inserted "public ports," before "freight shippers," and "(including intercity bus operators, employer-based commuting programs, such as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program)" after "private providers of transportation".

Subsec. (i)(8). Pub. L. 114–94, §1201(7)(C), substituted "paragraph (2)(E)" for "paragraph (2)(C)" in two places.

Subsec. (k)(3)(A). Pub. L. 114–94, §1201(8)(A), inserted "(including intercity bus operators, employer-based commuting programs such as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), job access projects," after "reduction".

Subsec. (k)(3)(C), (D). Pub. L. 114–94, §1201(8)(B), added subpars. (C) and (D).

Subsec. (l)(1). Pub. L. 114–94, §1201(9)(A), inserted period at end.

Subsec. (l)(2)(D). Pub. L. 114–94, §1201(9)(B), substituted "with a population of 200,000 or less" for "of less than 200,000".

Subsec. (n)(1). Pub. L. 114–94, §1201(10), inserted "49" after "[chapter 53 of title](#)".

Subsec. (p). Pub. L. 114–94, §1201(11), substituted "Funds apportioned under paragraphs (5)(D) and (6) of section 104(b)" for "Funds set aside under section 104(f)".

Subsec. (r). Pub. L. 114–94, §1201(12), added subsec. (r).

2012-Pub. L. 112–141 amended section generally. Prior to amendment, section related to metropolitan transportation planning and consisted of subsecs. (a) to (p).

2008-Subsec. (f)(3)(C)(ii)(II). Pub. L. 110–244, §101(n)(1), added subcl. (II) and struck out former subcl. (II). Prior to amendment, text read as follows: "In addition to funds made available to the metropolitan planning organization for the Lake Tahoe region under other provisions of this title and under [chapter 53 of title 49](#), 1 percent of the funds allocated under section 202 shall be used to carry out the transportation planning process for the Lake Tahoe region under this subparagraph."

Subsec. (j)(3)(D). Pub. L. 110–244, §101(n)(2), inserted "or the identified phase" after "the project" in two places.

Subsec. (k)(2). Pub. L. 110–244, §101(n)(3), struck out "a metropolitan planning area serving" before "a transportation management area,".

2005-Pub. L. 109–59 amended section catchline and text generally, substituting provisions relating to metropolitan transportation planning for provisions relating to, in subsec. (a), general requirements for development of transportation plans and programs for urbanized areas, in subsec. (b), designation of metropolitan planning organizations, in subsec. (c), determination of metropolitan planning area boundaries, in subsec. (d), coordination of transportation planning in multistate metropolitan areas, in subsec. (e), coordination of metropolitan planning organizations, in subsec. (f), scope of the planning process, in subsec. (g), development of a long-range transportation plan, in subsec. (h), development of a metropolitan area transportation improvement program, in subsec. (i), designation of transportation management

areas, in subsec. (j), abbreviated plans and programs for areas not designated as transportation management areas, in subsec. (k), transfer of funds, in subsec. (l), additional requirements for nonattainment areas under the Clean Air Act, in subsec. (m), limitation on statutory construction, in subsec. (n), funding, and in subsec. (o), review of plans and programs under the National Environmental Policy Act of 1969.

1998-Subsec. (a). Pub. L. 105–178, §1203(a), reenacted heading without change and amended text of subsec. (a) generally. Prior to amendment, text read as follows: "It is in the national interest to encourage and promote the development of transportation systems embracing various modes of transportation in a manner which will efficiently maximize mobility of people and goods within and through urbanized areas and minimize transportation-related fuel consumption and air pollution. To accomplish this objective, metropolitan planning organizations, in cooperation with the State, shall develop transportation plans and programs for urbanized areas of the State. Such plans and programs shall provide for the development of transportation facilities (including pedestrian walkways and bicycle transportation facilities) which will function as an intermodal transportation system for the State, the metropolitan areas, and the Nation. The process for developing such plans and programs shall provide for consideration of all modes of transportation and shall be continuing, cooperative, and comprehensive to the degree appropriate, based on the complexity of the transportation problems."

Subsec. (b)(1), (2). Pub. L. 105–178, §1203(b)(1), added pars. (1) and (2) and struck out former pars. (1) and (2) which read as follows:

"(1) In general.-To carry out the transportation planning process required by this section, a metropolitan planning organization shall be designated for each urbanized area of more than 50,000 population by agreement among the Governor and units of general purpose local government which together represent at least 75 percent of the affected population (including the central city or cities as defined by the Bureau of the Census) or in accordance with procedures established by applicable State or local law.

"(2) Membership of certain mpo's.-In a metropolitan area designated as a transportation management area, the metropolitan planning organization designated for such area shall include local elected officials, officials of agencies which administer or operate major modes of transportation in the metropolitan area (including all transportation agencies included in the metropolitan planning organization on June 1, 1991) and appropriate State officials. This paragraph shall only apply to a metropolitan planning organization which is redesignated after the date of the enactment of this section."

Subsec. (b)(4). Pub. L. 105–178, §1203(b)(2), reenacted heading without change and amended text of par. (4) generally. Prior to amendment, text read as follows: "Designations of metropolitan planning organizations, whether made under this section or other provisions of law, shall remain in effect until redesignated under paragraph (5) or revoked by agreement among the Governor and units of general purpose local government which together represent at least 75 percent of the affected population or as otherwise provided under State or local procedures."

Subsec. (b)(5)(A). Pub. L. 105–178, §1203(b)(3), substituted "agreement between the Governor" for "agreement among the Governor" and "government that together represent" for "government which together represent".

Subsec. (b)(6). Pub. L. 105–178, §1203(b)(4), amended heading and text of par. (6) generally. Prior to amendment, text read as follows: "More than 1 metropolitan planning organization may be designated within an urbanized area as defined by the Bureau of the

Census only if the Governor determines that the size and complexity of the urbanized area make designation of more than 1 metropolitan planning organization for such area appropriate."

Subsec. (c). Pub. L. 105–178, §1203(c), inserted "Planning" before "Area" in subsec. heading, designated first sentence as par. (1), inserted par. heading, and inserted "planning" before "area", added pars. (2) to (4), realigned margins, and struck out at end "Each metropolitan area shall cover at least the existing urbanized area and the contiguous area expected to become urbanized within the 20-year forecast period and may encompass the entire metropolitan statistical area or consolidated metropolitan statistical area, as defined by the Bureau of the Census. For areas designated as nonattainment areas for ozone or carbon monoxide under the Clean Air Act, the boundaries of the metropolitan area shall at least include the boundaries of the nonattainment area, except as otherwise provided by agreement between the metropolitan planning organization and the Governor."

Subsec. (d). Pub. L. 105–178, §1203(d), reenacted heading without change and amended text of subsec. (d) generally. Prior to amendment, text read as follows:

"(1) In general.-The Secretary shall establish such requirements as the Secretary considers appropriate to encourage Governors and metropolitan planning organizations with responsibility for a portion of a multi-State metropolitan area to provide coordinated transportation planning for the entire metropolitan area.

"(2) Compacts.-The consent of Congress is hereby given to any 2 or more States to enter into agreements or compacts, not in conflict with any law of the United States, for cooperative efforts and mutual assistance in support of activities authorized under this section as such activities pertain to interstate areas and localities within such States and to establish such agencies, joint or otherwise, as such States may deem desirable for making such agreements and compacts effective."

Subsec. (e). Pub. L. 105–178, §1203(e), substituted "MPOs" for "MPO's" in subsec. heading, designated existing provisions as par. (1) and inserted par. heading, added par. (2), and realigned margins.

Subsec. (f). Pub. L. 105–178, §1203(f), amended heading and text of subsec. (f) generally, substituting provisions relating to scope of planning process for provisions relating to factors to be considered in developing transportation plans and programs.

Subsec. (g). Pub. L. 105–178, §1203(g)(6), substituted "Long-Range Transportation Plan" for "Long Range Plan" in heading.

Subsec. (g)(1). Pub. L. 105–178, §1203(g)(8), substituted "long-range transportation plan" for "long range plan".

Subsec. (g)(2). Pub. L. 105–178, §1203(g)(1), (7), (8), substituted "Long-range transportation plan" for "Long range plan" in heading and substituted "long-range transportation plan" for "long range plan" and "contain, at a minimum, the following" for ", at a minimum" in introductory provisions.

Subsec. (g)(2)(A). Pub. L. 105–178, §1203(g)(2), (8), substituted "An identification of" for "Identify" and "long-range transportation plan" for "long range plan".

Subsec. (g)(2)(B). Pub. L. 105–178, §1203(g)(3), added subpar. (B) and struck out former subpar. (B) which read as follows: "Include a financial plan that demonstrates how the long-range plan can be implemented, indicates resources from public and private sources that are

reasonably expected to be made available to carry out the plan, and recommends any innovative financing techniques to finance needed projects and programs, including such techniques as value capture, tolls and congestion pricing."

Subsec. (g)(3). Pub. L. 105–178, §1203(g)(8), substituted "long-range transportation plan" for "long range plan".

Subsec. (g)(4). Pub. L. 105–178, §1203(g)(4), (8), substituted "long-range transportation plan" for "long range plan" in two places and inserted "freight shippers, providers of freight transportation services," after "transportation agency employees," and "representatives of users of public transit," after "private providers of transportation,".

Subsec. (g)(5). Pub. L. 105–178, §1203(g)(7), (8), substituted "long-range transportation plan" for "long range plan" in heading and in introductory provisions.

Subsec. (g)(6). Pub. L. 105–178, §1203(g)(5), added par. (6).

Subsec. (h). Pub. L. 105–178, §1203(h), amended heading and text of subsec. (h) generally. Prior to amendment, text related to transportation improvement program, providing for development of program, priority and selection of projects, major capital investments, requirement of inclusion of projects within area proposed for funding, and provision of reasonable notice and opportunity to comment for interested citizens.

Subsec. (h)(5)(A). Pub. L. 105–178, §1203(o), as added by Pub. L. 105–206, §9003(c), struck out "for implementation" after "federally funded projects" in introductory provisions.

Subsec. (i)(1). Pub. L. 105–178, §1203(i)(1), reenacted heading without change and amended text of par. (1) generally. Prior to amendment, text read as follows: "The Secretary shall designate as transportation management areas all urbanized areas over 200,000 population. The Secretary shall designate any additional area as a transportation management area upon the request of the Governor and the metropolitan planning organization designated for such area or the affected local officials. Such additional areas shall include upon such a request the Lake Tahoe Basin as defined by Public Law 96–551."

Subsec. (i)(4). Pub. L. 105–178, §1203(i)(2), reenacted heading without change and amended text of par. (4) generally. Prior to amendment, text read as follows: "All projects carried out within the boundaries of a transportation management area with Federal participation pursuant to this title (excluding projects undertaken on the National Highway System and pursuant to the bridge and Interstate maintenance programs) or pursuant to [chapter 53 of title 49](#) shall be selected by the metropolitan planning organization designated for such area in consultation with the State and in conformance with the transportation improvement program for such area and priorities established therein. Projects undertaken within the boundaries of a transportation management area on the National Highway System or pursuant to the bridge and Interstate maintenance programs shall be selected by the State in cooperation with the metropolitan planning organization designated for such area and shall be in conformance with the transportation improvement program for such area."

Subsec. (i)(5). Pub. L. 105–178, §1203(i)(3), reenacted heading without change and amended text of par. (5) generally. Prior to amendment, text read as follows: "The Secretary shall assure that each metropolitan planning organization in each transportation management area is carrying out its responsibilities under applicable provisions of Federal law, and shall so certify at least once every 3 years. The Secretary may make such certification only if (1) a metropolitan planning organization is complying with the requirements of this section and other applicable requirements of Federal law, and (2) there is a transportation improvement program

for the area that has been approved by the metropolitan planning organization and the Governor. If after September 30, 1993, a metropolitan planning organization is not certified by the Secretary, the Secretary may withhold, in whole or in part, the apportionment under section 104(b)(3) attributed to the relevant metropolitan area pursuant to section 133(d)(3) and capital funds apportioned under the formula program under [section 5336 of title 49](#). If a metropolitan planning organization remains uncertified for more than 2 consecutive years after September 30, 1994, 20 percent of the apportionment attributed to that metropolitan area under section 133(d)(3) and capital funds apportioned under the formula program under [section 5336 of title 49](#) shall be withheld. The withheld apportionments shall be restored to the metropolitan area at such time as the metropolitan planning organization is certified by the Secretary. The Secretary shall not withhold certification under this section based upon the policies and criteria established by a metropolitan planning organization or transit grant recipient for determining the feasibility of private enterprise participation in accordance with [section 5306\(a\) of title 49](#)."

Subsec. (j). Pub. L. 105–178, §1203(j), reenacted heading without change and amended text of subsec. (j) generally. Prior to amendment, text read as follows: "For metropolitan areas not designated as transportation management areas under this section, the Secretary may provide for the development of abbreviated metropolitan transportation plans and programs that the Secretary determines to be appropriate to achieve the purposes of this section, taking into account the complexity of transportation problems, including transportation related air quality problems, in such areas. In no event shall the Secretary provide abbreviated plans or programs for metropolitan areas which are in nonattainment for ozone or carbon monoxide under the Clean Air Act."

Subsec. (l). Pub. L. 105–178, §1203(k), designated existing provisions as par. (1), inserted heading, and added par. (2).

Subsec. (n). Pub. L. 105–178, §1203(l), amended heading and text of subsec. (n) generally. Prior to amendment, text read as follows: "Any funds set aside pursuant to [section 104\(f\) of this title](#) that are not used for the purpose of carrying out this section may be made available by the metropolitan planning organization to the State for the purpose of funding activities under section 135."

Subsec. (o). Pub. L. 105–178, §1203(m), added subsec. (o).

1995-Subsec. (f)(16). Pub. L. 104–59 added par. (16).

1994-Subsecs. (h)(5), (i)(3), (4). Pub. L. 103–429, §3(5)(A), substituted "[chapter 53 of title 49](#)" for "the Federal Transit Act".

Subsec. (i)(5). Pub. L. 103–429, §3(5)(B), substituted "[section 5336 of title 49](#)" for "section 9 of the Federal Transit Act" in two places and "[section 5306\(a\) of title 49](#)" for "section 8(o) of the Federal Transit Act".

Subsec. (k). Pub. L. 103–429, §3(5)(C), (D), substituted "[chapter 53 of title 49](#)" for "the Federal Transit Act" wherever appearing and "[chapter 53 funds](#)" for "Federal Transit Act funds".

Subsecs. (l), (m). Pub. L. 103–429, §3(5)(C), substituted "[chapter 53 of title 49](#)" for "the Federal Transit Act".

1992-Subsec. (k). Pub. L. 102–388 inserted at end "The provisions of [title 23, United States Code](#), regarding the non-Federal share shall apply to title 23 funds used for transit projects and the provisions of the Federal Transit Act regarding non-Federal share shall apply to Federal Transit Act funds used for highway projects."

1991-Pub. L. 102–240 substituted section catchline for one which read: "Transportation planning in certain urban areas" and amended text generally, substituting present provisions for provisions relating to transportation planning in certain urban areas, including provisions stating transportation objectives, requiring continuing comprehensive planning process by States and local communities, and relating to redesignation of metropolitan planning organizations, designation of contiguous interstate areas as critical transportation regions and corridors, establishment of planning bodies for such regions and corridors, and authorization of appropriations.

1978-Subsec. (a). Pub. L. 95–599, §169(a), inserted provisions related to cooperation with local officials and specific considerations in the planning process.

Subsecs. (b), (c). Pub. L. 95–599, §169(b), added subsec. (b) and redesignated former subsec. (b) as (c).

1970-Pub. L. 91–605 designated existing provisions as subsec. (a), inserted provision prohibiting a highway construction project in any urban area of 50,000 or more population unless responsible public officials of such area have been consulted and their views considered with respect to the corridor, the location, and the design of the project, and added subsec. (b).

EFFECTIVE DATE OF 2015 AMENDMENT

Amendment by Pub. L. 114–94 effective Oct. 1, 2015, see section 1003 of Pub. L. 114–94, set out as a note under [section 5313 of Title 5](#), Government Organization and Employees.

EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112–141 effective Oct. 1, 2012, see section 3(a) of Pub. L. 112–141, set out as an Effective and Termination Dates of 2012 Amendment note under [section 101 of this title](#).

EFFECTIVE DATE OF 1998 AMENDMENT

Title IX of Pub. L. 105–206 effective simultaneously with enactment of Pub. L. 105–178 and to be treated as included in Pub. L. 105–178 at time of enactment, and provisions of Pub. L. 105–178, as in effect on day before July 22, 1998, that are amended by title IX of Pub. L. 105–206 to be treated as not enacted, see section 9016 of Pub. L. 105–206, set out as a note under [section 101 of this title](#).

EFFECTIVE DATE OF 1991 AMENDMENT

Amendment by Pub. L. 102–240 effective Dec. 18, 1991, and applicable to funds authorized to be appropriated or made available after Sept. 30, 1991, and, with certain exceptions, not applicable to funds appropriated or made available on or before Sept. 30, 1991, see section 1100 of Pub. L. 102–240, set out as a note under [section 104 of this title](#).

SCHEDULE FOR IMPLEMENTATION

Pub. L. 109–59, title VI, §6001(b), Aug. 10, 2005, 119 Stat. 1857, provided that: "The Secretary [of Transportation] shall issue guidance on a schedule for implementation of the changes made by this section [amending this section and [section 135 of this title](#)], taking into consideration the established planning update cycle for States and metropolitan planning organizations. The Secretary shall not require a State or metropolitan planning organization to deviate from its established planning update cycle to implement changes made by this section. Beginning July 1, 2007, State or metropolitan planning organization plan or program updates shall reflect changes made by this section."

DEMONSTRATION PROJECT FOR RESTRICTED ACCESS TO CENTRAL BUSINESS DISTRICT OF METROPOLITAN AREAS

Pub. L. 95–599, title I, §155, Nov. 6, 1978, 92 Stat. 2717 , authorized Secretary of Transportation to carry out a demonstration project in a metropolitan area respecting the restriction of access of motor vehicles to the central business district during peak hours of traffic, authorized the necessary appropriations, and required progress reports and a final report and recommendations not later than three years after Nov. 6, 1978.

REDUCTION OF URBAN BLIGHT ADJACENT TO FEDERAL-AID PRIMARY AND INTERSTATE HIGHWAYS LOCATED IN CENTRAL BUSINESS DISTRICTS

Pub. L. 95–599, title I, §159, Nov. 6, 1978, 92 Stat. 2718 , directed Secretary to conduct a study and submit a report to Congress not later than two years after Nov. 6, 1978, respecting the potential for reducing urban blight adjacent to Federal-aid primary and interstate highways located in central business districts.

URBAN SYSTEM STUDY

Pub. L. 94–280, title I, §149, May 5, 1976, 90 Stat. 447 , directed Secretary of Transportation to conduct a study of the factors involved in planning, selection, etc., of Federal-aid urban system routes including an analysis of organizations carrying out the planning process, the status of jurisdiction over roads, programing responsibilities under local and State laws, and authority of local units, such study to be submitted to Congress within six months of May 5, 1976.

FRINGE PARKING DEMONSTRATION PROJECTS

Pub. L. 90–495, §11, Aug. 23, 1968, 82 Stat. 820 , authorized Secretary to approve construction of publicly owned parking facilities under this title until June 30, 1971, as a demonstration project, authorized the Federal share of any project under this section to be 50%, prevented approval of projects by the Secretary unless the State or political subdivision thereof where the project is located can construct, maintain, and operate the facility, unless the Secretary has entered into an agreement with the State or political subdivision governing the financing, maintenance, and operation of the facility, and unless the Secretary has approved design standards for construction of the facility, defined "parking facilities", permitted a State or political subdivision to contract for the operation of such facility, prohibited approval of the project by the Secretary unless it is carried on in accordance with [section 134 of this title](#) (this section), and required annual reports to Congress on the demonstration projects approved under this section, prior to repeal by Pub. L. 91–605, title I, §134(c), Dec. 31, 1970, 84 Stat. 1734 . See [section 137 of this title](#).

Community Development Federal Regulations

Subpart E—Environmental Review Process: Environmental Assessments (EA's)

§ 58.40 Preparing the environmental assessment.

The responsible entity may prepare the EA using the HUD recommended format. In preparing an EA for a particular project, the responsible entity must:

(a) Determine existing conditions and describe the character, features and resources of the project area and its surroundings; identify the trends that are likely to continue in the absence of the project.

(b) Identify all potential environmental impacts, whether beneficial or adverse, and the conditions that would change as a result of the project.

(c) Identify, analyze and evaluate all impacts to determine the significance of their effects on the human environment and whether the project will require further compliance under related laws and authorities cited in § 58.5 and § 58.6.

(d) Examine and recommend feasible ways in which the project or external factors relating to the project could be modified in order to eliminate or minimize adverse environmental impacts.

(e) Examine alternatives to the project itself, if appropriate, including the alternative of no action.

(f) Complete all environmental review requirements necessary for the project's compliance with applicable authorities cited in §§ 58.5 and 58.6.

(g) Based on steps set forth in paragraph (a) through (f) of this section, make one of the following findings:

(1) A Finding of No Significant Impact (FONSI), in which the responsible entity determines that the project is not an action that will result in a significant impact on the quality of the human environment. The responsible entity may then proceed to § 58.43.

(2) A finding of significant impact, in which the project is deemed to be an action which may significantly affect the quality of the human environment. The responsible entity must then proceed with its environmental review under subpart F or G of this part.

§ 58.43 Dissemination and/or publication of the findings of no significant impact.

(a) If the responsible entity makes a finding of no significant impact, it must prepare a FONSI notice, using the current HUD-recommended format or an equivalent format. As a minimum, the responsible entity must send the FONSI notice to individuals and groups known to be interested in the activities, to the local news media, to the appropriate tribal, local, State and Federal agencies; to the Regional Offices of the Environmental Protection Agency having jurisdiction and to the HUD Field Office (or the State where applicable). The responsible entity may also publish the FONSI notice in a newspaper of general circulation in the affected community. If the notice is not published, it must also be prominently displayed in public buildings, such as the local Post Office and within the project area or in accordance with procedures established as part of the citizen participation process.

(b) The responsible entity may disseminate or publish a FONSI notice at the same time it disseminates or publishes the NOI/RROF required by § 58.70. If the notices are released as a combined notice, the combined notice shall:

(1) Clearly indicate that it is intended to meet two separate procedural requirements; and

(2) Advise the public to specify in their comments which "notice" their comments address.

(c) The responsible entity must consider the comments and make modifications, if appropriate, in response to the comments, before it completes its environmental certification and before the recipient submits its RROF. If funds will be used in Presidentially declared disaster areas, modifications resulting from public comment, if appropriate, must be made before proceeding with the expenditure of funds.

§ 58.45 Public comment periods.

Required notices must afford the public the following minimum comment periods, counted in accordance with § 58.21:

Subpart E—Environmental Review Process: Environmental Assessments (EA's)

§ 58.40 Preparing the environmental assessment.

The responsible entity may prepare the EA using the HUD recommended format. In preparing an EA for a particular project, the responsible entity must:

(a) Determine existing conditions and describe the character, features and resources of the project area and its surroundings; identify the trends that are likely to continue in the absence of the project.

(b) Identify all potential environmental impacts, whether beneficial or adverse, and the conditions that would change as a result of the project.

(c) Identify, analyze and evaluate all impacts to determine the significance of their effects on the human environment and whether the project will require further compliance under related laws and authorities cited in § 58.5 and § 58.6.

(d) Examine and recommend feasible ways in which the project or external factors relating to the project could be modified in order to eliminate or minimize adverse environmental impacts.

(e) Examine alternatives to the project itself, if appropriate, including the alternative of no action.

(f) Complete all environmental review requirements necessary for the project's compliance with applicable authorities cited in §§ 58.5 and 58.6.

(g) Based on steps set forth in paragraph (a) through (f) of this section, make one of the following findings:

(1) A Finding of No Significant Impact (FONSI), in which the responsible entity determines that the project is not an action that will result in a significant impact on the quality of the human environment. The responsible entity may then proceed to § 58.43.

(2) A finding of significant impact, in which the project is deemed to be an action which may significantly affect the quality of the human environment. The responsible entity must then proceed with its environmental review under subpart F or G of this part.

§ 58.43 Dissemination and/or publication of the findings of no significant impact.

(a) If the responsible entity makes a finding of no significant impact, it must prepare a FONSI notice, using the current HUD-recommended format or an equivalent format. As a minimum, the responsible entity must send the FONSI notice to individuals and groups known to be interested in the activities, to the local news media, to the appropriate tribal, local, State and Federal agencies; to the Regional Offices of the Environmental Protection Agency having jurisdiction and to the HUD Field Office (or the State where applicable). The responsible entity may also publish the FONSI notice in a newspaper of general circulation in the affected community. If the notice is not published, it must also be prominently displayed in public buildings, such as the local Post Office and within the project area or in accordance with procedures established as part of the citizen participation process.

(b) The responsible entity may disseminate or publish a FONSI notice at the same time it disseminates or publishes the NOI/RROF required by § 58.70. If the notices are released as a combined notice, the combined notice shall:

(1) Clearly indicate that it is intended to meet two separate procedural requirements; and

(2) Advise the public to specify in their comments which "notice" their comments address.

(c) The responsible entity must consider the comments and make modifications, if appropriate, in response to the comments, before it completes its environmental certification and before the recipient submits its RROF. If funds will be used in Presidentially declared disaster areas, modifications resulting from public comment, if appropriate, must be made before proceeding with the expenditure of funds.

§ 58.45 Public comment periods.

Required notices must afford the public the following minimum comment periods, counted in accordance with § 58.21:

§ 58.46

24 CFR Subtitle A (4-1-04 Edition)

(a) Notice of Finding of No Significant Impact (FONSI).	15 days when published or, if no publication, 18 days when mailing and posting
(b) Notice of Intent to Request Release of Funds (NOI-RROF).	7 days when published or, if no publication, 10 days when mailing and posting
(c) Concurrent or combined notices	15 days when published or, if no publication, 18 days when mailing and posting

[68 FR 56130, Sept. 29, 2003]

§ 58.46 Time delays for exceptional circumstances.

The responsible entity must make the FONSI available for public comments for 30 days before the recipient files the RROF when:

- (a) There is a considerable interest or controversy concerning the project;
- (b) The proposed project is similar to other projects that normally require the preparation of an EIS; or
- (c) The project is unique and without precedent.

§ 58.47 Re-evaluation of environmental assessments and other environmental findings.

(a) A responsible entity must re-evaluate its environmental findings to determine if the original findings are still valid, when:

- (1) The recipient proposes substantial changes in the nature, magnitude or extent of the project, including adding new activities not anticipated in the original scope of the project;
- (2) There are new circumstances and environmental conditions which may affect the project or have a bearing on its impact, such as concealed or unexpected conditions discovered during the implementation of the project or activity which is proposed to be continued; or
- (3) The recipient proposes the selection of an alternative not in the original finding.

(b)(1) If the original findings are still valid but the data or conditions upon which they were based have changed, the responsible entity must affirm the original findings and update its ERR by including this re-evaluation and its determination based on its findings. Under these circumstances, if a FONSI notice has already been published, no further publication of a FONSI notice is required.

(2) If the responsible entity determines that the original findings are no longer valid, it must prepare an EA or an EIS if its evaluation indicates potentially significant impacts.

(3) Where the recipient is not the responsible entity, the recipient must inform the responsible entity promptly of any proposed substantial changes under paragraph (a)(1) of this section, new circumstances or environmental conditions under paragraph (a)(2) of this section, or any proposals to select a different alternative under paragraph (a)(3) of this section, and must then permit the responsible entity to re-evaluate the findings before proceeding.

[61 FR 19122, Apr. 30, 1996, as amended at 63 FR 15272, Mar. 30, 1998]

Subpart F—Environmental Review Process: Environmental Impact Statement Determinations

§ 58.52 Adoption of other agencies' EISs.

The responsible entity may adopt a draft or final EIS prepared by another agency provided that the EIS was prepared in accordance with 40 CFR parts 1500 through 1508. If the responsible entity adopts an EIS prepared by another agency, the procedure in 40 CFR 1506.3 shall be followed. An adopted EIS may have to be revised and modified to adapt it to the particular environmental conditions and circumstances of the project if these are different from the project reviewed in the EIS. In such cases the responsible entity must prepare, circulate, and file a supplemental draft EIS in the manner prescribed in § 58.60(d) and otherwise comply with the clearance and time requirements of the EIS process, except

Sec. 91.20 Exceptions.

The HUD Field Office may grant a jurisdiction an exception from the submission deadline for plans and reports and from a requirement in the implementation guidelines for good cause, as determined by the field office and reported in writing to HUD Headquarters, unless the requirement is required by statute or regulation.

[71 FR 6962, Feb. 9, 2006]

Subpart B Citizen Participation and Consultation

Sec. 91.100 Consultation; local governments.

(a) General. (1) When preparing the consolidated plan, the jurisdiction shall consult with other public and private agencies that provide assisted housing, health services, and social and fair housing services (including those focusing on services to children, elderly persons, persons with disabilities, persons with HIV/AIDS and their families, homeless persons) during preparation of the consolidated plan.

(2) When preparing the portion of the consolidated plan describing the jurisdiction's homeless strategy, the jurisdiction shall consult with public and private agencies that provide assisted housing, health services, and social services to determine what resources are available to address the needs of any persons that are chronically homeless.

(3) When preparing the portion of its consolidated plan concerning lead-based paint hazards, the jurisdiction shall consult with state or local health and child welfare agencies and examine existing data related to lead-based paint hazards and poisonings, including health department data on the addresses of housing units in which children have been identified as lead poisoned.

(4) When preparing the description of priority nonhousing community development needs, a unit of general local government must notify adjacent units of general local government, to the extent practicable.

The nonhousing community development plan must be submitted to the state, and, if the jurisdiction is a CDBG entitlement grantee other than an urban county, to the county.

(5) The jurisdiction also should consult with adjacent units of general local government, including local government agencies with metropolitan-wide planning responsibilities, particularly for problems and solutions that go beyond a single jurisdiction.

(b) HOPWA. The largest city in each eligible metropolitan statistical area (EMSA) that is eligible to receive a HOPWA formula allocation must consult broadly to develop a metropolitan-wide strategy for addressing the needs of persons with HIV/AIDS and their families living throughout the EMSA. All jurisdictions within the EMSA must assist the jurisdiction that is applying for a HOPWA allocation in the preparation of the HOPWA submission.

(c) Public housing. The jurisdiction shall consult with the local public housing agency (PHA) concerning consideration of public housing needs and planned programs and activities. This consultation will help provide a better basis for the certification by the authorized official that the PHA Plan is consistent with the consolidated plan and the local government's description of the manner in which it will address the needs of public housing and, where necessary, the manner in which it will provide financial or other assistance to a troubled PHA to improve its operations and remove such designation. It will also help ensure that activities with regard to local drug elimination, neighborhood improvement programs, and resident programs and services, funded under a PHA's program and those funded under a program covered by the consolidated plan, are fully coordinated to achieve comprehensive community development goals. If a PHA is required to implement remedies under a Section 504 Voluntary Compliance Agreement to provide accessible units for persons with disabilities, the local jurisdiction should consult with the PHA and identify

actions it may take, if any, to assist the PHA in implementing the required remedies. A local jurisdiction may use CDBG funds for eligible activities or other funds to implement remedies required under a Section 504 Voluntary Compliance Agreement.

[60 FR 1896, Jan. 5, 1995, as amended at 71 FR 6962, Feb. 9, 2006]

Sec. 91.105 Citizen participation plan; local governments.

(a) Applicability and adoption of the citizen participation plan.

(1) The jurisdiction is required to adopt a citizen participation plan that sets forth the jurisdiction's policies and procedures for citizen participation. (Where a jurisdiction, before February 6, 1995, adopted a citizen participation plan that complies with section 104(a)(3) of the Housing and Community Development Act of 1974 (42 U.S.C. 5304(A)(3)) but will need to amend the citizen participation plan to comply with provisions of this section, the citizen participation plan shall be amended by the first day of the jurisdiction's program year that begins on or after 180 days following February 6, 1995.)

(2) Encouragement of citizen participation. (i) The citizen participation plan must provide for and encourage citizens to participate in the development of the consolidated plan, any substantial amendments to the consolidated plan, and the performance report.

(ii) These requirements are designed especially to encourage participation by low- and moderate-income persons, particularly those living in slum and blighted areas and in areas where CDBG funds are proposed to be used, and by residents of predominantly low- and moderate-income neighborhoods, as defined by the jurisdiction. A jurisdiction also is expected to take whatever actions are appropriate to encourage the participation of all its citizens, including minorities and non-English speaking persons, as well as persons with disabilities. The jurisdiction shall encourage the participation of local and regional institutions and other organizations (including businesses, developers, and community and faith-based organizations) in the process of developing and implementing the consolidated plan. The jurisdiction should also explore alternative public involvement techniques and quantitative ways to measure efforts that encourage citizen participation in a shared vision for change in communities and neighborhoods, and the review of program performance, e.g., use of focus groups, and use of the Internet.

(iii) The jurisdiction shall encourage, in conjunction with consultation with public housing agencies, the participation of residents of public and assisted housing developments, in the process of developing and implementing the consolidated plan, along with other low-income residents of targeted revitalization areas in which the developments are located. The jurisdiction shall make an effort to provide information to the public housing agency about consolidated plan activities related to its developments and surrounding communities so that the public housing agency can make this information available at the annual public hearing required for the PHA Plan.

(3) Citizen comment on the citizen participation plan and amendments. The jurisdiction must provide citizens with a reasonable opportunity to comment on the original citizen participation plan and on substantial amendments to the citizen participation plan, and must make the citizen participation plan public. The citizen participation plan must be in a format accessible to persons with disabilities, upon request.

(b) Development of the consolidated plan. The citizen participation plan must include the following minimum requirements for the development of the consolidated plan.

(1) The citizen participation plan must require that, before the jurisdiction adopts a consolidated plan, the jurisdiction will make available to citizens, public agencies, and other interested parties information that includes the amount of assistance the jurisdiction expects to receive (including grant funds and program income) and the range of activities that may be undertaken, including the estimated amount that will benefit persons of low- and moderate-income. The citizen participation

plan also must set forth the jurisdiction's plans to minimize displacement of persons and to assist any persons displaced, specifying the types and levels of assistance the jurisdiction will make available (or require others to make available) to persons displaced, even if the jurisdiction expects no displacement to occur. The citizen participation plan must state when and how the jurisdiction will make this information available.

(2) The citizen participation plan must require the jurisdiction to publish the proposed consolidated plan in a manner that affords citizens, public agencies, and other interested parties a reasonable opportunity to examine its contents and to submit comments. The citizen participation plan must set forth how the jurisdiction will publish the proposed consolidated plan and give reasonable opportunity to examine the contents of the proposed consolidated plan. The requirement for publishing may be met by publishing a summary of the proposed consolidated plan in one or more newspapers of general circulation, and by making copies of the proposed consolidated plan available at libraries, government offices, and public places. The summary must describe the contents and purpose of the consolidated plan, and must include a list of the locations where copies of the entire proposed consolidated plan may be examined. In addition, the jurisdiction must provide a reasonable number of free copies of the plan to citizens and groups that request it.

(3) The citizen participation plan must provide for at least one public hearing during the development of the consolidated plan. See paragraph (e) of this section for public hearing requirements, generally.

(4) The citizen participation plan must provide a period, not less than 30 days, to receive comments from citizens on the consolidated plan.

(5) The citizen participation plan shall require the jurisdiction to consider any comments or views of citizens received in writing, or orally at the public hearings, in preparing the final consolidated plan.

A summary of these comments or views, and a summary of any comments or views not accepted and the reasons therefor, shall be attached to the final consolidated plan.

(c) Amendments--(1) Criteria for amendment to consolidated plan. The citizen participation plan must specify the criteria the jurisdiction will use for determining what changes in the jurisdiction's planned or actual activities constitute a substantial amendment to the consolidated plan. (See Sec. 91.505.) It must include among the criteria for a substantial amendment changes in the use of CDBG funds from one eligible activity to another.

(2) The citizen participation plan must provide citizens with reasonable notice and an opportunity to comment on substantial amendments. The citizen participation plan must state how reasonable notice and an opportunity to comment will be given. The citizen participation plan must provide a period, not less than 30 days, to receive comments on the substantial amendment before the amendment is implemented.

(3) The citizen participation plan shall require the jurisdiction to consider any comments or views of citizens received in writing, or orally at public hearings, if any, in preparing the substantial amendment of the consolidated plan. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons therefor, shall be attached to the substantial amendment of the consolidated plan.

(d) Performance reports. (1) The citizen participation plan must provide citizens with reasonable notice and an opportunity to comment on performance reports. The citizen participation plan must state how reasonable notice and an opportunity to comment will be given. The citizen participation plan must provide a period, not less than 15 days, to receive comments on the performance report that is to be submitted to HUD before its submission.

(2) The citizen participation plan shall require the jurisdiction to consider any comments or views of citizens received in writing, or orally at public hearings in preparing the performance report. A summary of these comments or views shall be attached to the performance report.

(e) Public hearings. (1) The citizen participation plan must provide for at least two public hearings per year to obtain citizens' views and to respond to proposals and questions, to be conducted at a minimum of two different stages of the program year. Together, the hearings must address housing and community development needs, development of proposed activities, and review of program performance. To obtain the views of citizens on housing and community development needs, including priority nonhousing community development needs, the citizen participation plan must provide that at least one of these hearings is held before the proposed consolidated plan is published for comment.

(2) The citizen participation plan must state how and when adequate advance notice will be given to citizens of each hearing, with sufficient information published about the subject of the hearing to permit informed comment. (Publishing small print notices in the newspaper a few days before the hearing does not constitute adequate notice. Although HUD is not specifying the length of notice required, it would consider two weeks adequate.)

(3) The citizen participation plan must provide that hearings be held at times and locations convenient to potential and actual beneficiaries, and with accommodation for persons with disabilities. The citizen participation plan must specify how it will meet these requirements.

(4) The citizen participation plan must identify how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

(f) Meetings. The citizen participation plan must provide citizens with reasonable and timely access to local meetings.

(g) Availability to the public. The citizen participation plan must provide that the consolidated plan as adopted, substantial amendments, and the performance report will be available to the public, including the availability of materials in a form accessible to persons with disabilities, upon request. The citizen participation plan must state how these documents will be available to the public.

(h) Access to records. The citizen participation plan must require the jurisdiction to provide citizens, public agencies, and other interested parties with reasonable and timely access to information and records relating to the jurisdiction's consolidated plan and the jurisdiction's use of assistance under the programs covered by this part during the preceding five years.

(i) Technical assistance. The citizen participation plan must provide for technical assistance to groups representative of persons of low- and moderate-income that request such assistance in developing proposals for funding assistance under any of the programs covered by the consolidated plan, with the level and type of assistance determined by the jurisdiction. The assistance need not include the provision of funds to the groups.

(j) Complaints. The citizen participation plan shall describe the jurisdiction's appropriate and practicable procedures to handle complaints from citizens related to the consolidated plan, amendments, and performance report. At a minimum, the citizen participation plan shall require that the jurisdiction must provide a timely, substantive written response to every written citizen complaint, within an established period of time (within 15 working days, where practicable, if the jurisdiction is a CDBG grant recipient).

(k) Use of citizen participation plan. The jurisdiction must follow its citizen participation plan.

(l) Jurisdiction responsibility. The requirements for citizen participation do not restrict the responsibility or authority of the jurisdiction for the development and execution of its consolidated plan.

(Approved by the Office of Management and Budget under control number 2506-0117)

[60 FR 1896, Jan. 5, 1995; 60 FR 10427, Feb. 24, 1995, as amended at 71 FR 6962, Feb. 9, 2006]

Solid Waste Federal Regulations

R 299.4706 Public participation programs.

Rule 706. (1) The designated planning agency shall conduct a public participation program which shall encourage the participation and involvement of the public and municipalities in the development and implementation of the solid waste management plan.

(2) The designated planning agency shall maintain a mailing list of all municipalities, affected public agencies, the private sector, and all interested persons who request information regarding the plan.

(3) Time shall be reserved on the agenda at all public meetings for questions and comments from the general public.

(4) The public meetings shall be scheduled at a time convenient to the general public.

(5) The designated planning agency shall hold public meetings with the planning committee not less than quarterly each year during plan preparation.

(6) If the director prepares the plan, the extent of public participation shall be conducted pursuant to section 11538(e) of the act.

(7) The designated planning agency shall maintain at least 1 central repository where all documents related to the plan may be inspected by the public.

(8) Upon request, the designated planning agency shall submit specific tasks as outlined in the work program to all of the following for comment and advice:

- (a) The planning committee.
- (b) Municipalities.
- (c) Appropriate organizations.
- (d) The regional solid waste management planning agency.
- (e) Adjacent counties.
- (f) Certified health departments.

History: 1982 AACCS; 2015 AACCS.

R 299.4707 Plan adoption; update procedures.

Rule 707. (1) The designated planning agency shall follow the review procedures as established in section 11535(a) to (f) of the act.

(2) The designated planning agency shall allow a period of not less than 3 months for the review and comments on the proposed plan. The exact time limit shall be specified in the work program. After the prescribed review and comment period, all of the comments from the reviewing agencies shall be submitted with the plan to the governmental unit that filed the notice of intent.

(3) The designated planning agency shall conduct a public hearing on the proposed county solid waste management plan before formal adoption by the county, the municipalities, or the state, as required in section 11535(f) of the act. Before the public hearing, the planning committee shall review the plan and shall authorize its release for public hearing. After the public hearing, the designated planning agency shall prepare a transcript, a recording, or another complete record of the public hearing proceedings. The record may be copied at cost or may be inspected by the general public upon request.

(4) The designated planning agency shall revise the plan, if necessary, in response to public hearing comments and shall then submit the plan to the planning committee.

Transportation Federal Regulations

23 United States Code Subsection 134

§134. Metropolitan transportation planning

(a) Policy.-It is in the national interest-

(1) to encourage and promote the safe and efficient management, operation, and development of surface transportation systems that will serve the mobility needs of people and freight, foster economic growth and development within and between States and urbanized areas, and take into consideration resiliency needs while minimizing transportation-related fuel consumption and air pollution through metropolitan and statewide transportation planning processes identified in this chapter; and

(2) to encourage the continued improvement and evolution of the metropolitan and statewide transportation planning processes by metropolitan planning organizations, State departments of transportation, and public transit operators as guided by the planning factors identified in subsection (h) and section 135(d).

(b) Definitions.-In this section and section 135, the following definitions apply:

(1) Metropolitan planning area.-The term "metropolitan planning area" means the geographic area determined by agreement between the metropolitan planning organization for the area and the Governor under subsection (e).

(2) Metropolitan planning organization.-The term "metropolitan planning organization" means the policy board of an organization established as a result of the designation process under subsection (d).

(3) Nonmetropolitan area.-The term "nonmetropolitan area" means a geographic area outside designated metropolitan planning areas.

(4) Nonmetropolitan local official.-The term "nonmetropolitan local official" means elected and appointed officials of general purpose local government in a nonmetropolitan area with responsibility for transportation.

(5) Regional transportation planning organization.-The term "regional transportation planning organization" means a policy board of an organization established as the result of a designation under section 135(m).

(6) TIP.-The term "TIP" means a transportation improvement program developed by a metropolitan planning organization under subsection (j).

(7) Urbanized area.-The term "urbanized area" means a geographic area with a population of 50,000 or more, as determined by the Bureau of the Census.

(c) General Requirements.-

(1) Development of long-range plans and tips.-To accomplish the objectives in subsection (a), metropolitan planning organizations designated under subsection (d), in cooperation with the State and public transportation operators, shall develop long-range transportation plans and transportation improvement programs through a performance-driven, outcome-based approach to planning for metropolitan areas of the State.

(2) Contents.-The plans and TIPs for each metropolitan area shall provide for the development and integrated management and operation of transportation systems and facilities (including accessible pedestrian walkways, bicycle transportation facilities, and intermodal facilities that support intercity transportation, including intercity buses and intercity bus facilities and commuter vanpool providers) that will function as an intermodal transportation system for the metropolitan planning area

and as an integral part of an intermodal transportation system for the State and the United States.

(3) Process of development.-The process for developing the plans and TIPs shall provide for consideration of all modes of transportation and shall be continuing, cooperative, and comprehensive to the degree appropriate, based on the complexity of the transportation problems to be addressed.

(d) Designation of Metropolitan Planning Organizations.-

(1) In general.-To carry out the transportation planning process required by this section, a metropolitan planning organization shall be designated for each urbanized area with a population of more than 50,000 individuals-

(A) by agreement between the Governor and units of general purpose local government that together represent at least 75 percent of the affected population (including the largest incorporated city (based on population) as determined by the Bureau of the Census); or

(B) in accordance with procedures established by applicable State or local law.

(2) Structure.-Not later than 2 years after the date of enactment of MAP-21, each metropolitan planning organization that serves an area designated as a transportation management area shall consist of-

(A) local elected officials;

(B) officials of public agencies that administer or operate major modes of transportation in the metropolitan area, including representation by providers of public transportation; and

(C) appropriate State officials.

(3) Representation.-

(A) In general.-Designation or selection of officials or representatives under paragraph (2) shall be determined by the metropolitan planning organization according to the bylaws or enabling statute of the organization.

(B) Public transportation representative.-Subject to the bylaws or enabling statute of the metropolitan planning organization, a representative of a provider of public transportation may also serve as a representative of a local municipality.

(C) Powers of certain officials.-An official described in paragraph (2)(B) shall have responsibilities, actions, duties, voting rights, and any other authority commensurate with other officials described in paragraph (2).

(4) Limitation on statutory construction.-Nothing in this subsection shall be construed to interfere with the authority, under any State law in effect on December 18, 1991, of a public agency with multimodal transportation responsibilities-

(A) to develop the plans and TIPs for adoption by a metropolitan planning organization; and

(B) to develop long-range capital plans, coordinate transit services and projects, and carry out other activities pursuant to State law.

(5) Continuing designation.-A designation of a metropolitan planning organization under this subsection or any other provision of law shall remain in effect until the metropolitan planning organization is redesignated under paragraph (6).

(6) Redesignation procedures.-

(A) In general.-A metropolitan planning organization may be redesignated by agreement between the Governor and units of general purpose local government

that together represent at least 75 percent of the existing planning area population (including the largest incorporated city (based on population) as determined by the Bureau of the Census) as appropriate to carry out this section.

(B) Restructuring.-A metropolitan planning organization may be restructured to meet the requirements of paragraph (2) without undertaking a redesignation.

(7) Designation of more than 1 metropolitan planning organization.-More than 1 metropolitan planning organization may be designated within an existing metropolitan planning area only if the Governor and the existing metropolitan planning organization determine that the size and complexity of the existing metropolitan planning area make designation of more than 1 metropolitan planning organization for the area appropriate.

(e) Metropolitan Planning Area Boundaries.-

(1) In general.-For the purposes of this section, the boundaries of a metropolitan planning area shall be determined by agreement between the metropolitan planning organization and the Governor.

(2) Included area.-Each metropolitan planning area-

(A) shall encompass at least the existing urbanized area and the contiguous area expected to become urbanized within a 20-year forecast period for the transportation plan; and

(B) may encompass the entire metropolitan statistical area or consolidated metropolitan statistical area, as defined by the Bureau of the Census.

(3) Identification of new urbanized areas within existing planning area boundaries.-The designation by the Bureau of the Census of new urbanized areas within an existing metropolitan planning area shall not require the redesignation of the existing metropolitan planning organization.

(4) Existing metropolitan planning areas in nonattainment.-

(A) In general.-Notwithstanding paragraph (2), except as provided in subparagraph (B), in the case of an urbanized area designated as a nonattainment area for ozone or carbon monoxide under the Clean Air Act (42 U.S.C. 7401 et seq.) as of the date of enactment of the SAFETEA-LU, the boundaries of the metropolitan planning area in existence as of such date of enactment shall be retained.

(B) Exception.-The boundaries described in subparagraph (A) may be adjusted by agreement of the Governor and affected metropolitan planning organizations in the manner described in subsection (d)(6).

(5) New metropolitan planning areas in nonattainment.-In the case of an urbanized area designated after the date of enactment of the SAFETEA-LU, as a nonattainment area for ozone or carbon monoxide, the boundaries of the metropolitan planning area-

(A) shall be established in the manner described in subsection (d)(1);

(B) shall encompass the areas described in paragraph (2)(A);

(C) may encompass the areas described in paragraph (2)(B); and

(D) may address any nonattainment area identified under the Clean Air Act (42 U.S.C. 7401 et seq.) for ozone or carbon monoxide.

(f) Coordination in Multistate Areas.-

(1) In general.-The Secretary shall encourage each Governor with responsibility for a portion of a multistate metropolitan area and the appropriate metropolitan planning

organizations to provide coordinated transportation planning for the entire metropolitan area.

(2) Interstate compacts.-The consent of Congress is granted to any 2 or more States-

(A) to enter into agreements or compacts, not in conflict with any law of the United States, for cooperative efforts and mutual assistance in support of activities authorized under this section as the activities pertain to interstate areas and localities within the States; and

(B) to establish such agencies, joint or otherwise, as the States may determine desirable for making the agreements and compacts effective.

(3) Reservation of rights.-The right to alter, amend, or repeal interstate compacts entered into under this subsection is expressly reserved.

(g) MPO Consultation in Plan and TIP Coordination.-

(1) Nonattainment areas.-If more than 1 metropolitan planning organization has authority within a metropolitan area or an area which is designated as a nonattainment area for ozone or carbon monoxide under the Clean Air Act (42 U.S.C. 7401 et seq.), each metropolitan planning organization shall consult with the other metropolitan planning organizations designated for such area and the State in the coordination of plans and TIPs required by this section.

(2) Transportation improvements located in multiple mpos.-If a transportation improvement, funded from the Highway Trust Fund or authorized under chapter 53 of title 49, is located within the boundaries of more than 1 metropolitan planning area, the metropolitan planning organizations shall coordinate plans and TIPs regarding the transportation improvement.

(3) Relationship with other planning officials.-

(A) In general.-The Secretary shall encourage each metropolitan planning organization to consult with officials responsible for other types of planning activities that are affected by transportation in the area (including State and local planned growth, economic development, tourism, natural disaster risk reduction, environmental protection, airport operations, and freight movements) or to coordinate its planning process, to the maximum extent practicable, with such planning activities.

(B) Requirements.-Under the metropolitan planning process, transportation plans and TIPs shall be developed with due consideration of other related planning activities within the metropolitan area, and the process shall provide for the design and delivery of transportation services within the metropolitan area that are provided by-

(i) recipients of assistance under chapter 53 of title 49;

(ii) governmental agencies and nonprofit organizations (including representatives of the agencies and organizations) that receive Federal assistance from a source other than the Department of Transportation to provide nonemergency transportation services; and

(iii) recipients of assistance under section 204.

(h) Scope of Planning Process.-

(1) In general.-The metropolitan planning process for a metropolitan planning area under this section shall provide for consideration of projects and strategies that will-

(A) support the economic vitality of the metropolitan area, especially by enabling global competitiveness, productivity, and efficiency;

- (B) increase the safety of the transportation system for motorized and nonmotorized users;
- (C) increase the security of the transportation system for motorized and nonmotorized users;
- (D) increase the accessibility and mobility of people and for freight;
- (E) protect and enhance the environment, promote energy conservation, improve the quality of life, and promote consistency between transportation improvements and State and local planned growth and economic development patterns;
- (F) enhance the integration and connectivity of the transportation system, across and between modes, for people and freight;
- (G) promote efficient system management and operation;
- (H) emphasize the preservation of the existing transportation system;
- (I) improve the resiliency and reliability of the transportation system and reduce or mitigate stormwater impacts of surface transportation; and
- (J) enhance travel and tourism.

(2) Performance-based approach.-

(A) In general.-The metropolitan transportation planning process shall provide for the establishment and use of a performance-based approach to transportation decisionmaking to support the national goals described in [section 150\(b\) of this title](#) and the general purposes described in [section 5301 of title 49](#).

(B) Performance targets.-

(i) Surface transportation performance targets.-

(I) In general.-Each metropolitan planning organization shall establish performance targets that address the performance measures described in [section 150\(c\)](#), where applicable, to use in tracking progress towards attainment of critical outcomes for the region of the metropolitan planning organization.

(II) Coordination.-Selection of performance targets by a metropolitan planning organization shall be coordinated with the relevant State to ensure consistency, to the maximum extent practicable.

(ii) Public transportation performance targets.-Selection of performance targets by a metropolitan planning organization shall be coordinated, to the maximum extent practicable, with providers of public transportation to ensure consistency with [sections 5326\(c\) and 5329\(d\) of title 49](#).

(C) Timing.-Each metropolitan planning organization shall establish the performance targets under subparagraph (B) not later than 180 days after the date on which the relevant State or provider of public transportation establishes the performance targets.

(D) Integration of other performance-based plans.-A metropolitan planning organization shall integrate in the metropolitan transportation planning process, directly or by reference, the goals, objectives, performance measures, and targets described in other State transportation plans and transportation processes, as well as any plans developed under [chapter 53 of title 49](#) by providers of public transportation, required as part of a performance-based program.

(3) Failure to consider factors.-The failure to consider any factor specified in paragraphs (1) and (2) shall not be reviewable by any court under this title or [chapter 53 of title 49](#), subchapter II of [chapter 5 of title 5](#), or [chapter 7 of title 5](#) in any matter

affecting a transportation plan, a TIP, a project or strategy, or the certification of a planning process.

(i) Development of Transportation Plan.-

(1) Requirements.-

(A) In general.-Each metropolitan planning organization shall prepare and update a transportation plan for its metropolitan planning area in accordance with the requirements of this subsection.

(B) Frequency.-

(i) In general.-The metropolitan planning organization shall prepare and update such plan every 4 years (or more frequently, if the metropolitan planning organization elects to update more frequently) in the case of each of the following:

(I) Any area designated as nonattainment, as defined in section 107(d) of the Clean Air Act (42 U.S.C. 7407(d)).

(II) Any area that was nonattainment and subsequently designated to attainment in accordance with section 107(d)(3) of that Act (42 U.S.C. 7407(d)(3)) and that is subject to a maintenance plan under section 175A of that Act (42 U.S.C. 7505a).

(ii) Other areas.-In the case of any other area required to have a transportation plan in accordance with the requirements of this subsection, the metropolitan planning organization shall prepare and update such plan every 5 years unless the metropolitan planning organization elects to update more frequently.

(2) Transportation plan.-A transportation plan under this section shall be in a form that the Secretary determines to be appropriate and shall contain, at a minimum, the following:

(A) Identification of transportation facilities.-

(i) In general.-An identification of transportation facilities (including major roadways, public transportation facilities, intercity bus facilities, multimodal and intermodal facilities, nonmotorized transportation facilities, and intermodal connectors) that should function as an integrated metropolitan transportation system, giving emphasis to those facilities that serve important national and regional transportation functions.

(ii) Factors.-In formulating the transportation plan, the metropolitan planning organization shall consider factors described in subsection (h) as the factors relate to a 20-year forecast period.

(B) Performance measures and targets.-A description of the performance measures and performance targets used in assessing the performance of the transportation system in accordance with subsection (h)(2).

(C) System performance report.-A system performance report and subsequent updates evaluating the condition and performance of the transportation system with respect to the performance targets described in subsection (h)(2), including-

(i) progress achieved by the metropolitan planning organization in meeting the performance targets in comparison with system performance recorded in previous reports; and

(ii) for metropolitan planning organizations that voluntarily elect to develop multiple scenarios, an analysis of how the preferred scenario has improved the conditions and performance of the transportation system and how changes in

local policies and investments have impacted the costs necessary to achieve the identified performance targets.

(D) Mitigation activities.-

(i) In general.-A long-range transportation plan shall include a discussion of types of potential environmental mitigation activities and potential areas to carry out these activities, including activities that may have the greatest potential to restore and maintain the environmental functions affected by the plan.

(ii) Consultation.-The discussion shall be developed in consultation with Federal, State, and tribal wildlife, land management, and regulatory agencies.

(E) Financial plan.-

(i) In general.-A financial plan that-

(I) demonstrates how the adopted transportation plan can be implemented;

(II) indicates resources from public and private sources that are reasonably expected to be made available to carry out the plan; and

(III) recommends any additional financing strategies for needed projects and programs.

(ii) Inclusions.-The financial plan may include, for illustrative purposes, additional projects that would be included in the adopted transportation plan if reasonable additional resources beyond those identified in the financial plan were available.

(iii) Cooperative development.-For the purpose of developing the transportation plan, the metropolitan planning organization, transit operator, and State shall cooperatively develop estimates of funds that will be available to support plan implementation.

(F) Operational and management strategies.-Operational and management strategies to improve the performance of existing transportation facilities to relieve vehicular congestion and maximize the safety and mobility of people and goods.

(G) Capital investment and other strategies.-Capital investment and other strategies to preserve the existing and projected future metropolitan transportation infrastructure, provide for multimodal capacity increases based on regional priorities and needs, and reduce the vulnerability of the existing transportation infrastructure to natural disasters.

(H) Transportation and transit enhancement activities.-Proposed transportation and transit enhancement activities including consideration of the role that intercity buses may play in reducing congestion, pollution, and energy consumption in a cost-effective manner and strategies and investments that preserve and enhance intercity bus systems, including systems that are privately owned and operated.

(3) Coordination with clean air act agencies.-In metropolitan areas that are in nonattainment for ozone or carbon monoxide under the Clean Air Act ([42 U.S.C. 7401 et seq.](#)), the metropolitan planning organization shall coordinate the development of a transportation plan with the process for development of the transportation control measures of the State implementation plan required by that Act.

(4) Optional scenario development.-

(A) In general.-A metropolitan planning organization may, while fitting the needs and complexity of its community, voluntarily elect to develop multiple scenarios for

consideration as part of the development of the metropolitan transportation plan, in accordance with subparagraph (B).

(B) Recommended components.-A metropolitan planning organization that chooses to develop multiple scenarios under subparagraph (A) shall be encouraged to consider-

- (i) potential regional investment strategies for the planning horizon;
- (ii) assumed distribution of population and employment;
- (iii) a scenario that, to the maximum extent practicable, maintains baseline conditions for the performance measures identified in subsection (h)(2);
- (iv) a scenario that improves the baseline conditions for as many of the performance measures identified in subsection (h)(2) as possible;
- (v) revenue constrained scenarios based on the total revenues expected to be available over the forecast period of the plan; and
- (vi) estimated costs and potential revenues available to support each scenario.

(C) Metrics.-In addition to the performance measures identified in section 150(c), metropolitan planning organizations may evaluate scenarios developed under this paragraph using locally-developed measures.

(5) Consultation.-

(A) In general.-In each metropolitan area, the metropolitan planning organization shall consult, as appropriate, with State and local agencies responsible for land use management, natural resources, environmental protection, conservation, and historic preservation concerning the development of a long-range transportation plan.

(B) Issues.-The consultation shall involve, as appropriate-

- (i) comparison of transportation plans with State conservation plans or maps, if available; or
- (ii) comparison of transportation plans to inventories of natural or historic resources, if available.

(6) Participation by interested parties.-

(A) In general.-Each metropolitan planning organization shall provide citizens, affected public agencies, representatives of public transportation employees, public ports, freight shippers, providers of freight transportation services, private providers of transportation (including intercity bus operators, employer-based commuting programs, such as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), representatives of users of public transportation, representatives of users of pedestrian walkways and bicycle transportation facilities, representatives of the disabled, and other interested parties with a reasonable opportunity to comment on the transportation plan.

(B) Contents of participation plan.-A participation plan-

- (i) shall be developed in consultation with all interested parties; and
- (ii) shall provide that all interested parties have reasonable opportunities to comment on the contents of the transportation plan.

(C) Methods.-In carrying out subparagraph (A), the metropolitan planning organization shall, to the maximum extent practicable-

- (i) hold any public meetings at convenient and accessible locations and times;
- (ii) employ visualization techniques to describe plans; and

(iii) make public information available in electronically accessible format and means, such as the World Wide Web, as appropriate to afford reasonable opportunity for consideration of public information under subparagraph (A).

(7) Publication.-A transportation plan involving Federal participation shall be published or otherwise made readily available by the metropolitan planning organization for public review, including (to the maximum extent practicable) in electronically accessible formats and means, such as the World Wide Web, approved by the metropolitan planning organization and submitted for information purposes to the Governor at such times and in such manner as the Secretary shall establish.

(8) Selection of projects from illustrative list.-Notwithstanding paragraph (2)(E), a State or metropolitan planning organization shall not be required to select any project from the illustrative list of additional projects included in the financial plan under paragraph (2)(E).

(j) Metropolitan TIP.-

(1) Development.-

(A) In general.-In cooperation with the State and any affected public transportation operator, the metropolitan planning organization designated for a metropolitan area shall develop a TIP for the metropolitan planning area that-

(i) contains projects consistent with the current metropolitan transportation plan;

(ii) reflects the investment priorities established in the current metropolitan transportation plan; and

(iii) once implemented, is designed to make progress toward achieving the performance targets established under subsection (h)(2).

(B) Opportunity for comment.-In developing the TIP, the metropolitan planning organization, in cooperation with the State and any affected public transportation operator, shall provide an opportunity for participation by interested parties in the development of the program, in accordance with subsection (i)(5).

(C) Funding estimates.-For the purpose of developing the TIP, the metropolitan planning organization, public transportation agency, and State shall cooperatively develop estimates of funds that are reasonably expected to be available to support program implementation.

(D) Updating and approval.-The TIP shall be-

(i) updated at least once every 4 years; and

(ii) approved by the metropolitan planning organization and the Governor.

(2) Contents.-

(A) Priority list.-The TIP shall include a priority list of proposed Federally supported projects and strategies to be carried out within each 4-year period after the initial adoption of the TIP.

(B) Financial plan.-The TIP shall include a financial plan that-

(i) demonstrates how the TIP can be implemented;

(ii) indicates resources from public and private sources that are reasonably expected to be available to carry out the program;

(iii) identifies innovative financing techniques to finance projects, programs, and strategies; and

(iv) may include, for illustrative purposes, additional projects that would be included in the approved TIP if reasonable additional resources beyond those identified in the financial plan were available.

(C) Descriptions.-Each project in the TIP shall include sufficient descriptive material (such as type of work, termini, length, and other similar factors) to identify the project or phase of the project.

(D) Performance target achievement.-The transportation improvement program shall include, to the maximum extent practicable, a description of the anticipated effect of the transportation improvement program toward achieving the performance targets established in the metropolitan transportation plan, linking investment priorities to those performance targets.

(3) Included projects.-

(A) Projects under this title and [chapter 53 of title 49](#) .-A TIP developed under this subsection for a metropolitan area shall include the projects within the area that are proposed for funding under [chapter 1](#) of this title and [chapter 53 of title 49](#).

(B) Projects under [chapter 2](#).-

(i) Regionally significant projects.-Regionally significant projects proposed for funding under [chapter 2](#) shall be identified individually in the transportation improvement program.

(ii) Other projects.-Projects proposed for funding under [chapter 2](#) that are not determined to be regionally significant shall be grouped in 1 line item or identified individually in the transportation improvement program.

(C) Consistency with long-range transportation plan.-Each project shall be consistent with the long-range transportation plan developed under subsection (i) for the area.

(D) Requirement of anticipated full funding.-The program shall include a project, or an identified phase of a project, only if full funding can reasonably be anticipated to be available for the project or the identified phase within the time period contemplated for completion of the project or the identified phase.

(4) Notice and comment.-Before approving a TIP, a metropolitan planning organization, in cooperation with the State and any affected public transportation operator, shall provide an opportunity for participation by interested parties in the development of the program, in accordance with subsection (i)(5).

(5) Selection of projects.-

(A) In general.-Except as otherwise provided in subsection (k)(4) and in addition to the TIP development required under paragraph (1), the selection of Federally funded projects in metropolitan areas shall be carried out, from the approved TIP-

(i) by-

(I) in the case of projects under this title, the State; and

(II) in the case of projects under [chapter 53 of title 49](#), the designated recipients of public transportation funding; and

(ii) in cooperation with the metropolitan planning organization.

(B) Modifications to project priority.-Notwithstanding any other provision of law, action by the Secretary shall not be required to advance a project included in the approved TIP in place of another project in the program.

(6) Selection of projects from illustrative list.-

(A) No required selection.-Notwithstanding paragraph (2)(B)(iv), a State or metropolitan planning organization shall not be required to select any project from the illustrative list of additional projects included in the financial plan under paragraph (2)(B)(iv).

(B) Required action by the secretary.-Action by the Secretary shall be required for a State or metropolitan planning organization to select any project from the illustrative list of additional projects included in the financial plan under paragraph (2)(B)(iv) for inclusion in an approved TIP.

(7) Publication.-

(A) Publication of tips.-A TIP involving Federal participation shall be published or otherwise made readily available by the metropolitan planning organization for public review.

(B) Publication of annual listings of projects.-

(i) In general.-An annual listing of projects, including investments in pedestrian walkways and bicycle transportation facilities, for which Federal funds have been obligated in the preceding year shall be published or otherwise made available by the cooperative effort of the State, transit operator, and metropolitan planning organization for public review.

(ii) Requirement.-The listing shall be consistent with the categories identified in the TIP.

(k) Transportation Management Areas.-

(1) Identification and designation.-

(A) Required identification.-The Secretary shall identify as a transportation management area each urbanized area (as defined by the Bureau of the Census) with a population of over 200,000 individuals.

(B) Designations on request.-The Secretary shall designate any additional area as a transportation management area on the request of the Governor and the metropolitan planning organization designated for the area.

(2) Transportation plans.-In a transportation management area, transportation plans shall be based on a continuing and comprehensive transportation planning process carried out by the metropolitan planning organization in cooperation with the State and public transportation operators.

(3) Congestion management process.-

(A) In general.-Within a metropolitan planning area serving a transportation management area, the transportation planning process under this section shall address congestion management through a process that provides for effective management and operation, based on a cooperatively developed and implemented metropolitan-wide strategy, of new and existing transportation facilities eligible for funding under this title and [chapter 53 of title 49](#) through the use of travel demand reduction (including intercity bus operators, employer-based commuting programs Msuch as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), job access projects, and operational management strategies.

(B) Schedule.-The Secretary shall establish an appropriate phase-in schedule for compliance with the requirements of this section but no sooner than 1 year after the identification of a transportation management area.

(C) Congestion management plan.-A metropolitan planning organization serving a transportation management area may develop a plan that includes projects and strategies that will be considered in the TIP of such metropolitan planning organization. Such plan shall-

- (i) develop regional goals to reduce vehicle miles traveled during peak commuting hours and improve transportation connections between areas with high job concentration and areas with high concentrations of low-income households;
- (ii) identify existing public transportation services, employer-based commuter programs, and other existing transportation services that support access to jobs in the region; and
- (iii) identify proposed projects and programs to reduce congestion and increase job access opportunities.

(D) Participation.-In developing the plan under subparagraph (C), a metropolitan planning organization shall consult with employers, private and nonprofit providers of public transportation, transportation management organizations, and organizations that provide job access reverse commute projects or job-related services to low-income individuals.

(4) Selection of projects.-

(A) In general.-All Federally funded projects carried out within the boundaries of a metropolitan planning area serving a transportation management area under this title (excluding projects carried out on the National Highway System) or under [chapter 53 of title 49](#) shall be selected for implementation from the approved TIP by the metropolitan planning organization designated for the area in consultation with the State and any affected public transportation operator.

(B) National highway system projects.-Projects carried out within the boundaries of a metropolitan planning area serving a transportation management area on the National Highway System shall be selected for implementation from the approved TIP by the State in cooperation with the metropolitan planning organization designated for the area.

(5) Certification.-

(A) In general.-The Secretary shall-

- (i) ensure that the metropolitan planning process of a metropolitan planning organization serving a transportation management area is being carried out in accordance with applicable provisions of Federal law; and
- (ii) subject to subparagraph (B), certify, not less often than once every 4 years, that the requirements of this paragraph are met with respect to the metropolitan planning process.

(B) Requirements for certification.-The Secretary may make the certification under subparagraph (A) if-

- (i) the transportation planning process complies with the requirements of this section and other applicable requirements of Federal law; and
- (ii) there is a TIP for the metropolitan planning area that has been approved by the metropolitan planning organization and the Governor.

(C) Effect of failure to certify.-

(i) Withholding of project funds.-If a metropolitan planning process of a metropolitan planning organization serving a transportation management area is not certified, the Secretary may withhold up to 20 percent of the funds attributable to the metropolitan planning area of the metropolitan planning organization for projects funded under this title and [chapter 53 of title 49](#).

(ii) Restoration of withheld funds.-The withheld funds shall be restored to the metropolitan planning area at such time as the metropolitan planning process is certified by the Secretary.

(D) Review of certification.-In making certification determinations under this paragraph, the Secretary shall provide for public involvement appropriate to the metropolitan area under review.

(l) Report on Performance-based Planning Processes.-

(1) In general.-The Secretary shall submit to Congress a report on the effectiveness of the performance-based planning processes of metropolitan planning organizations under this section, taking into consideration the requirements of this subsection.

(2) Report.-Not later than 5 years after the date of enactment of the MAP-21, the Secretary shall submit to Congress a report evaluating-

(A) the overall effectiveness of performance-based planning as a tool for guiding transportation investments;

(B) the effectiveness of the performance-based planning process of each metropolitan planning organization under this section;

(C) the extent to which metropolitan planning organizations have achieved, or are currently making substantial progress toward achieving, the performance targets specified under this section and whether metropolitan planning organizations are developing meaningful performance targets; and

(D) the technical capacity of metropolitan planning organizations that operate within a metropolitan planning area with a population of 200,000 or less and their ability to carry out the requirements of this section.

(3) Publication.-The report under paragraph (2) shall be published or otherwise made available in electronically accessible formats and means, including on the Internet.

(m) Abbreviated Plans for Certain Areas.-

(1) In general.-Subject to paragraph (2), in the case of a metropolitan area not designated as a transportation management area under this section, the Secretary may provide for the development of an abbreviated transportation plan and TIP for the metropolitan planning area that the Secretary determines is appropriate to achieve the purposes of this section, taking into account the complexity of transportation problems in the area.

(2) Nonattainment areas.-The Secretary may not permit abbreviated plans or TIPs for a metropolitan area that is in nonattainment for ozone or carbon monoxide under the Clean Air Act ([42 U.S.C. 7401 et seq.](#)).

(n) Additional Requirements for Certain Nonattainment Areas.-

(1) In general.-Notwithstanding any other provisions of this title or [chapter 53 of title 49](#), for transportation management areas classified as nonattainment for ozone or carbon monoxide pursuant to the Clean Air Act ([42 U.S.C. 7401 et seq.](#)), Federal funds may not be advanced in such area for any highway project that will result in a

significant increase in the carrying capacity for single-occupant vehicles unless the project is addressed through a congestion management process.

(2) Applicability.-This subsection applies to a nonattainment area within the metropolitan planning area boundaries determined under subsection (e).

(o) Limitation on Statutory Construction.-Nothing in this section shall be construed to confer on a metropolitan planning organization the authority to impose legal requirements on any transportation facility, provider, or project not eligible under this title or [chapter 53 of title 49](#).

(p) Funding.-Funds apportioned under paragraphs (5)(D) and (6) of [section 104\(b\) of this title](#) or [section 5305\(g\) of title 49](#) shall be available to carry out this section.

(q) Continuation of Current Review Practice.-Since plans and TIPs described in this section are subject to a reasonable opportunity for public comment, since individual projects included in plans and TIPs are subject to review under the National Environmental Policy Act of 1969 ([42 U.S.C. 4321 et seq.](#)), and since decisions by the Secretary concerning plans and TIPs described in this section have not been reviewed under that Act as of January 1, 1997, any decision by the Secretary concerning a plan or TIP described in this section shall not be considered to be a Federal action subject to review under that Act.

(r) Bi-State Metropolitan Planning Organization.-

(1) Definition of bi-state mpo region.-In this subsection, the term "Bi-State MPO Region" has the meaning given the term "region" in subsection (a) of Article II of the Lake Tahoe Regional Planning Compact (Public Law 96-551; 94 Stat. 3234).

(2) Treatment.-For the purpose of this title, the Bi-State MPO Region shall be treated as-

(A) a metropolitan planning organization;

(B) a transportation management area under subsection (k); and

(C) an urbanized area, which is comprised of a population of 145,000 in the State of California and a population of 65,000 in the State of Nevada.

(3) Suballocated funding.-

(A) Planning.-In determining the amounts under subparagraph (A) of section 133(d)(1) that shall be obligated for a fiscal year in the States of California and Nevada under clauses (i), (ii), and (iii) of that subparagraph, the Secretary shall, for each of those States-

(i) calculate the population under each of those clauses;

(ii) decrease the amount under section 133(d)(1)(A)(iii) by the population specified in paragraph (2) of this subsection for the Bi-State MPO Region in that State; and

(iii) increase the amount under section 133(d)(1)(A)(i) by the population specified in paragraph (2) of this subsection for the Bi-State MPO Region in that State.

(B) STBGP set aside.-In determining the amounts under paragraph (2) of section 133(h) that shall be obligated for a fiscal year in the States of California and Nevada, the Secretary shall, for the purpose of that subsection, calculate the populations for each of those States in a manner consistent with subparagraph (A).

and inserted ", and reduce the vulnerability of the existing transportation infrastructure to natural disasters" before period at end.

Subsec. (i)(2)(H). Pub. L. 114-94, §1201(7)(A)(iii), inserted before period at end "including consideration of the role that intercity buses may play in reducing congestion, pollution, and

energy consumption in a cost-effective manner and strategies and investments that preserve and enhance intercity bus systems, including systems that are privately owned and operated".

Subsec. (i)(6)(A). Pub. L. 114–94, §1201(7)(B), inserted "public ports," before "freight shippers," and "(including intercity bus operators, employer-based commuting programs, such as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program)" after "private providers of transportation".

Subsec. (i)(8). Pub. L. 114–94, §1201(7)(C), substituted "paragraph (2)(E)" for "paragraph (2)(C)" in two places.

Subsec. (k)(3)(A). Pub. L. 114–94, §1201(8)(A), inserted "(including intercity bus operators, employer-based commuting programs such as a carpool program, vanpool program, transit benefit program, parking cash-out program, shuttle program, or telework program), job access projects," after "reduction".

Subsec. (k)(3)(C), (D). Pub. L. 114–94, §1201(8)(B), added subpars. (C) and (D).

Subsec. (l)(1). Pub. L. 114–94, §1201(9)(A), inserted period at end.

Subsec. (l)(2)(D). Pub. L. 114–94, §1201(9)(B), substituted "with a population of 200,000 or less" for "of less than 200,000".

Subsec. (n)(1). Pub. L. 114–94, §1201(10), inserted "49" after "[chapter 53 of title](#)".

Subsec. (p). Pub. L. 114–94, §1201(11), substituted "Funds apportioned under paragraphs (5)(D) and (6) of section 104(b)" for "Funds set aside under section 104(f)".

Subsec. (r). Pub. L. 114–94, §1201(12), added subsec. (r).

2012-Pub. L. 112–141 amended section generally. Prior to amendment, section related to metropolitan transportation planning and consisted of subsecs. (a) to (p).

2008-Subsec. (f)(3)(C)(ii)(II). Pub. L. 110–244, §101(n)(1), added subcl. (II) and struck out former subcl. (II). Prior to amendment, text read as follows: "In addition to funds made available to the metropolitan planning organization for the Lake Tahoe region under other provisions of this title and under [chapter 53 of title 49](#), 1 percent of the funds allocated under section 202 shall be used to carry out the transportation planning process for the Lake Tahoe region under this subparagraph."

Subsec. (j)(3)(D). Pub. L. 110–244, §101(n)(2), inserted "or the identified phase" after "the project" in two places.

Subsec. (k)(2). Pub. L. 110–244, §101(n)(3), struck out "a metropolitan planning area serving" before "a transportation management area,".

2005-Pub. L. 109–59 amended section catchline and text generally, substituting provisions relating to metropolitan transportation planning for provisions relating to, in subsec. (a), general requirements for development of transportation plans and programs for urbanized areas, in subsec. (b), designation of metropolitan planning organizations, in subsec. (c), determination of metropolitan planning area boundaries, in subsec. (d), coordination of transportation planning in multistate metropolitan areas, in subsec. (e), coordination of metropolitan planning organizations, in subsec. (f), scope of the planning process, in subsec. (g), development of a long-range transportation plan, in subsec. (h), development of a metropolitan area transportation improvement program, in subsec. (i), designation of transportation management

areas, in subsec. (j), abbreviated plans and programs for areas not designated as transportation management areas, in subsec. (k), transfer of funds, in subsec. (l), additional requirements for nonattainment areas under the Clean Air Act, in subsec. (m), limitation on statutory construction, in subsec. (n), funding, and in subsec. (o), review of plans and programs under the National Environmental Policy Act of 1969.

1998-Subsec. (a). Pub. L. 105–178, §1203(a), reenacted heading without change and amended text of subsec. (a) generally. Prior to amendment, text read as follows: "It is in the national interest to encourage and promote the development of transportation systems embracing various modes of transportation in a manner which will efficiently maximize mobility of people and goods within and through urbanized areas and minimize transportation-related fuel consumption and air pollution. To accomplish this objective, metropolitan planning organizations, in cooperation with the State, shall develop transportation plans and programs for urbanized areas of the State. Such plans and programs shall provide for the development of transportation facilities (including pedestrian walkways and bicycle transportation facilities) which will function as an intermodal transportation system for the State, the metropolitan areas, and the Nation. The process for developing such plans and programs shall provide for consideration of all modes of transportation and shall be continuing, cooperative, and comprehensive to the degree appropriate, based on the complexity of the transportation problems."

Subsec. (b)(1), (2). Pub. L. 105–178, §1203(b)(1), added pars. (1) and (2) and struck out former pars. (1) and (2) which read as follows:

"(1) In general.-To carry out the transportation planning process required by this section, a metropolitan planning organization shall be designated for each urbanized area of more than 50,000 population by agreement among the Governor and units of general purpose local government which together represent at least 75 percent of the affected population (including the central city or cities as defined by the Bureau of the Census) or in accordance with procedures established by applicable State or local law.

"(2) Membership of certain mpo's.-In a metropolitan area designated as a transportation management area, the metropolitan planning organization designated for such area shall include local elected officials, officials of agencies which administer or operate major modes of transportation in the metropolitan area (including all transportation agencies included in the metropolitan planning organization on June 1, 1991) and appropriate State officials. This paragraph shall only apply to a metropolitan planning organization which is redesignated after the date of the enactment of this section."

Subsec. (b)(4). Pub. L. 105–178, §1203(b)(2), reenacted heading without change and amended text of par. (4) generally. Prior to amendment, text read as follows: "Designations of metropolitan planning organizations, whether made under this section or other provisions of law, shall remain in effect until redesignated under paragraph (5) or revoked by agreement among the Governor and units of general purpose local government which together represent at least 75 percent of the affected population or as otherwise provided under State or local procedures."

Subsec. (b)(5)(A). Pub. L. 105–178, §1203(b)(3), substituted "agreement between the Governor" for "agreement among the Governor" and "government that together represent" for "government which together represent".

Subsec. (b)(6). Pub. L. 105–178, §1203(b)(4), amended heading and text of par. (6) generally. Prior to amendment, text read as follows: "More than 1 metropolitan planning organization may be designated within an urbanized area as defined by the Bureau of the

Census only if the Governor determines that the size and complexity of the urbanized area make designation of more than 1 metropolitan planning organization for such area appropriate."

Subsec. (c). Pub. L. 105–178, §1203(c), inserted "Planning" before "Area" in subsec. heading, designated first sentence as par. (1), inserted par. heading, and inserted "planning" before "area", added pars. (2) to (4), realigned margins, and struck out at end "Each metropolitan area shall cover at least the existing urbanized area and the contiguous area expected to become urbanized within the 20-year forecast period and may encompass the entire metropolitan statistical area or consolidated metropolitan statistical area, as defined by the Bureau of the Census. For areas designated as nonattainment areas for ozone or carbon monoxide under the Clean Air Act, the boundaries of the metropolitan area shall at least include the boundaries of the nonattainment area, except as otherwise provided by agreement between the metropolitan planning organization and the Governor."

Subsec. (d). Pub. L. 105–178, §1203(d), reenacted heading without change and amended text of subsec. (d) generally. Prior to amendment, text read as follows:

"(1) In general.-The Secretary shall establish such requirements as the Secretary considers appropriate to encourage Governors and metropolitan planning organizations with responsibility for a portion of a multi-State metropolitan area to provide coordinated transportation planning for the entire metropolitan area.

"(2) Compacts.-The consent of Congress is hereby given to any 2 or more States to enter into agreements or compacts, not in conflict with any law of the United States, for cooperative efforts and mutual assistance in support of activities authorized under this section as such activities pertain to interstate areas and localities within such States and to establish such agencies, joint or otherwise, as such States may deem desirable for making such agreements and compacts effective."

Subsec. (e). Pub. L. 105–178, §1203(e), substituted "MPOs" for "MPO's" in subsec. heading, designated existing provisions as par. (1) and inserted par. heading, added par. (2), and realigned margins.

Subsec. (f). Pub. L. 105–178, §1203(f), amended heading and text of subsec. (f) generally, substituting provisions relating to scope of planning process for provisions relating to factors to be considered in developing transportation plans and programs.

Subsec. (g). Pub. L. 105–178, §1203(g)(6), substituted "Long-Range Transportation Plan" for "Long Range Plan" in heading.

Subsec. (g)(1). Pub. L. 105–178, §1203(g)(8), substituted "long-range transportation plan" for "long range plan".

Subsec. (g)(2). Pub. L. 105–178, §1203(g)(1), (7), (8), substituted "Long-range transportation plan" for "Long range plan" in heading and substituted "long-range transportation plan" for "long range plan" and "contain, at a minimum, the following" for ", at a minimum" in introductory provisions.

Subsec. (g)(2)(A). Pub. L. 105–178, §1203(g)(2), (8), substituted "An identification of" for "Identify" and "long-range transportation plan" for "long range plan".

Subsec. (g)(2)(B). Pub. L. 105–178, §1203(g)(3), added subpar. (B) and struck out former subpar. (B) which read as follows: "Include a financial plan that demonstrates how the long-range plan can be implemented, indicates resources from public and private sources that are

reasonably expected to be made available to carry out the plan, and recommends any innovative financing techniques to finance needed projects and programs, including such techniques as value capture, tolls and congestion pricing."

Subsec. (g)(3). Pub. L. 105–178, §1203(g)(8), substituted "long-range transportation plan" for "long range plan".

Subsec. (g)(4). Pub. L. 105–178, §1203(g)(4), (8), substituted "long-range transportation plan" for "long range plan" in two places and inserted "freight shippers, providers of freight transportation services," after "transportation agency employees," and "representatives of users of public transit," after "private providers of transportation,".

Subsec. (g)(5). Pub. L. 105–178, §1203(g)(7), (8), substituted "long-range transportation plan" for "long range plan" in heading and in introductory provisions.

Subsec. (g)(6). Pub. L. 105–178, §1203(g)(5), added par. (6).

Subsec. (h). Pub. L. 105–178, §1203(h), amended heading and text of subsec. (h) generally. Prior to amendment, text related to transportation improvement program, providing for development of program, priority and selection of projects, major capital investments, requirement of inclusion of projects within area proposed for funding, and provision of reasonable notice and opportunity to comment for interested citizens.

Subsec. (h)(5)(A). Pub. L. 105–178, §1203(o), as added by Pub. L. 105–206, §9003(c), struck out "for implementation" after "federally funded projects" in introductory provisions.

Subsec. (i)(1). Pub. L. 105–178, §1203(i)(1), reenacted heading without change and amended text of par. (1) generally. Prior to amendment, text read as follows: "The Secretary shall designate as transportation management areas all urbanized areas over 200,000 population. The Secretary shall designate any additional area as a transportation management area upon the request of the Governor and the metropolitan planning organization designated for such area or the affected local officials. Such additional areas shall include upon such a request the Lake Tahoe Basin as defined by Public Law 96–551."

Subsec. (i)(4). Pub. L. 105–178, §1203(i)(2), reenacted heading without change and amended text of par. (4) generally. Prior to amendment, text read as follows: "All projects carried out within the boundaries of a transportation management area with Federal participation pursuant to this title (excluding projects undertaken on the National Highway System and pursuant to the bridge and Interstate maintenance programs) or pursuant to [chapter 53 of title 49](#) shall be selected by the metropolitan planning organization designated for such area in consultation with the State and in conformance with the transportation improvement program for such area and priorities established therein. Projects undertaken within the boundaries of a transportation management area on the National Highway System or pursuant to the bridge and Interstate maintenance programs shall be selected by the State in cooperation with the metropolitan planning organization designated for such area and shall be in conformance with the transportation improvement program for such area."

Subsec. (i)(5). Pub. L. 105–178, §1203(i)(3), reenacted heading without change and amended text of par. (5) generally. Prior to amendment, text read as follows: "The Secretary shall assure that each metropolitan planning organization in each transportation management area is carrying out its responsibilities under applicable provisions of Federal law, and shall so certify at least once every 3 years. The Secretary may make such certification only if (1) a metropolitan planning organization is complying with the requirements of this section and other applicable requirements of Federal law, and (2) there is a transportation improvement program

for the area that has been approved by the metropolitan planning organization and the Governor. If after September 30, 1993, a metropolitan planning organization is not certified by the Secretary, the Secretary may withhold, in whole or in part, the apportionment under section 104(b)(3) attributed to the relevant metropolitan area pursuant to section 133(d)(3) and capital funds apportioned under the formula program under [section 5336 of title 49](#). If a metropolitan planning organization remains uncertified for more than 2 consecutive years after September 30, 1994, 20 percent of the apportionment attributed to that metropolitan area under section 133(d)(3) and capital funds apportioned under the formula program under [section 5336 of title 49](#) shall be withheld. The withheld apportionments shall be restored to the metropolitan area at such time as the metropolitan planning organization is certified by the Secretary. The Secretary shall not withhold certification under this section based upon the policies and criteria established by a metropolitan planning organization or transit grant recipient for determining the feasibility of private enterprise participation in accordance with [section 5306\(a\) of title 49](#)."

Subsec. (j). Pub. L. 105–178, §1203(j), reenacted heading without change and amended text of subsec. (j) generally. Prior to amendment, text read as follows: "For metropolitan areas not designated as transportation management areas under this section, the Secretary may provide for the development of abbreviated metropolitan transportation plans and programs that the Secretary determines to be appropriate to achieve the purposes of this section, taking into account the complexity of transportation problems, including transportation related air quality problems, in such areas. In no event shall the Secretary provide abbreviated plans or programs for metropolitan areas which are in nonattainment for ozone or carbon monoxide under the Clean Air Act."

Subsec. (l). Pub. L. 105–178, §1203(k), designated existing provisions as par. (1), inserted heading, and added par. (2).

Subsec. (n). Pub. L. 105–178, §1203(l), amended heading and text of subsec. (n) generally. Prior to amendment, text read as follows: "Any funds set aside pursuant to [section 104\(f\) of this title](#) that are not used for the purpose of carrying out this section may be made available by the metropolitan planning organization to the State for the purpose of funding activities under section 135."

Subsec. (o). Pub. L. 105–178, §1203(m), added subsec. (o).

1995-Subsec. (f)(16). Pub. L. 104–59 added par. (16).

1994-Subsecs. (h)(5), (i)(3), (4). Pub. L. 103–429, §3(5)(A), substituted "[chapter 53 of title 49](#)" for "the Federal Transit Act".

Subsec. (i)(5). Pub. L. 103–429, §3(5)(B), substituted "[section 5336 of title 49](#)" for "section 9 of the Federal Transit Act" in two places and "[section 5306\(a\) of title 49](#)" for "section 8(o) of the Federal Transit Act".

Subsec. (k). Pub. L. 103–429, §3(5)(C), (D), substituted "[chapter 53 of title 49](#)" for "the Federal Transit Act" wherever appearing and "[chapter 53 funds](#)" for "Federal Transit Act funds".

Subsecs. (l), (m). Pub. L. 103–429, §3(5)(C), substituted "[chapter 53 of title 49](#)" for "the Federal Transit Act".

1992-Subsec. (k). Pub. L. 102–388 inserted at end "The provisions of [title 23, United States Code](#), regarding the non-Federal share shall apply to title 23 funds used for transit projects and the provisions of the Federal Transit Act regarding non-Federal share shall apply to Federal Transit Act funds used for highway projects."

1991-Pub. L. 102–240 substituted section catchline for one which read: "Transportation planning in certain urban areas" and amended text generally, substituting present provisions for provisions relating to transportation planning in certain urban areas, including provisions stating transportation objectives, requiring continuing comprehensive planning process by States and local communities, and relating to redesignation of metropolitan planning organizations, designation of contiguous interstate areas as critical transportation regions and corridors, establishment of planning bodies for such regions and corridors, and authorization of appropriations.

1978-Subsec. (a). Pub. L. 95–599, §169(a), inserted provisions related to cooperation with local officials and specific considerations in the planning process.

Subsecs. (b), (c). Pub. L. 95–599, §169(b), added subsec. (b) and redesignated former subsec. (b) as (c).

1970-Pub. L. 91–605 designated existing provisions as subsec. (a), inserted provision prohibiting a highway construction project in any urban area of 50,000 or more population unless responsible public officials of such area have been consulted and their views considered with respect to the corridor, the location, and the design of the project, and added subsec. (b).

EFFECTIVE DATE OF 2015 AMENDMENT

Amendment by Pub. L. 114–94 effective Oct. 1, 2015, see section 1003 of Pub. L. 114–94, set out as a note under [section 5313 of Title 5](#), Government Organization and Employees.

EFFECTIVE DATE OF 2012 AMENDMENT

Amendment by Pub. L. 112–141 effective Oct. 1, 2012, see section 3(a) of Pub. L. 112–141, set out as an Effective and Termination Dates of 2012 Amendment note under [section 101 of this title](#).

EFFECTIVE DATE OF 1998 AMENDMENT

Title IX of Pub. L. 105–206 effective simultaneously with enactment of Pub. L. 105–178 and to be treated as included in Pub. L. 105–178 at time of enactment, and provisions of Pub. L. 105–178, as in effect on day before July 22, 1998, that are amended by title IX of Pub. L. 105–206 to be treated as not enacted, see section 9016 of Pub. L. 105–206, set out as a note under [section 101 of this title](#).

EFFECTIVE DATE OF 1991 AMENDMENT

Amendment by Pub. L. 102–240 effective Dec. 18, 1991, and applicable to funds authorized to be appropriated or made available after Sept. 30, 1991, and, with certain exceptions, not applicable to funds appropriated or made available on or before Sept. 30, 1991, see section 1100 of Pub. L. 102–240, set out as a note under [section 104 of this title](#).

SCHEDULE FOR IMPLEMENTATION

Pub. L. 109–59, title VI, §6001(b), Aug. 10, 2005, 119 Stat. 1857, provided that: "The Secretary [of Transportation] shall issue guidance on a schedule for implementation of the changes made by this section [amending this section and [section 135 of this title](#)], taking into consideration the established planning update cycle for States and metropolitan planning organizations. The Secretary shall not require a State or metropolitan planning organization to deviate from its established planning update cycle to implement changes made by this section. Beginning July 1, 2007, State or metropolitan planning organization plan or program updates shall reflect changes made by this section."

DEMONSTRATION PROJECT FOR RESTRICTED ACCESS TO CENTRAL BUSINESS DISTRICT OF METROPOLITAN AREAS

Pub. L. 95-599, title I, §155, Nov. 6, 1978, 92 Stat. 2717 , authorized Secretary of Transportation to carry out a demonstration project in a metropolitan area respecting the restriction of access of motor vehicles to the central business district during peak hours of traffic, authorized the necessary appropriations, and required progress reports and a final report and recommendations not later than three years after Nov. 6, 1978.

REDUCTION OF URBAN BLIGHT ADJACENT TO FEDERAL-AID PRIMARY AND INTERSTATE HIGHWAYS LOCATED IN CENTRAL BUSINESS DISTRICTS

Pub. L. 95-599, title I, §159, Nov. 6, 1978, 92 Stat. 2718 , directed Secretary to conduct a study and submit a report to Congress not later than two years after Nov. 6, 1978, respecting the potential for reducing urban blight adjacent to Federal-aid primary and interstate highways located in central business districts.

URBAN SYSTEM STUDY

Pub. L. 94-280, title I, §149, May 5, 1976, 90 Stat. 447 , directed Secretary of Transportation to conduct a study of the factors involved in planning, selection, etc., of Federal-aid urban system routes including an analysis of organizations carrying out the planning process, the status of jurisdiction over roads, programing responsibilities under local and State laws, and authority of local units, such study to be submitted to Congress within six months of May 5, 1976.

FRINGE PARKING DEMONSTRATION PROJECTS

Pub. L. 90-495, §11, Aug. 23, 1968, 82 Stat. 820 , authorized Secretary to approve construction of publicly owned parking facilities under this title until June 30, 1971, as a demonstration project, authorized the Federal share of any project under this section to be 50%, prevented approval of projects by the Secretary unless the State or political subdivision thereof where the project is located can construct, maintain, and operate the facility, unless the Secretary has entered into an agreement with the State or political subdivision governing the financing, maintenance, and operation of the facility, and unless the Secretary has approved design standards for construction of the facility, defined "parking facilities", permitted a State or political subdivision to contract for the operation of such facility, prohibited approval of the project by the Secretary unless it is carried on in accordance with [section 134 of this title](#) (this section), and required annual reports to Congress on the demonstration projects approved under this section, prior to repeal by Pub. L. 91-605, title I, §134(c), Dec. 31, 1970, 84 Stat. 1734 . See [section 137 of this title](#).