

**BEFORE THE  
FRESNO COUNCIL OF GOVERNMENTS POLICY BOARD  
RESOLUTION NO. 2021-12**

**RESOLUTION ADOPTING THE FRESNO COUNCIL OF GOVERNMENTS  
TRANSPORTATION CONTROL MEASURE SUBSTITUTION**

WHEREAS, the Fresno Council of Governments is a Regional Transportation Planning Agency and a Metropolitan Planning Organization, pursuant to State and Federal designation; and

WHEREAS, Fresno Council of Government must demonstrate conformity per 40 CFR Part 93 for each update to the Regional Transportation Plan and Federal Transportation Improvement Program; and

WHEREAS, Fresno Council of Governments is the agency responsible for the timely implementation of Transportation Control Measures as required by the transportation conformity regulations; and

WHEREAS, the Federal Clean Air Act Section 176(c)(8) sets conditions for substitution of individual Transportation Control Measures; and

WHEREAS, the Fresno Council of Governments followed the required process for Transportation Control Measure Substitution of project FRE020135 identified in applicable State Implementation Plans with a substitute project; and

WHEREAS, the substitute project results in greater emission reductions, and will be implemented in accordance with a schedule that is consistent with the schedule provided for the existing Transportation Control Measure, and is accompanied by evidence of funding authority to implement, monitor and enforce the replacement project; and

WHEREAS, the proposed Fresno Council of Governments' Transportation Control Measure Substitution meets all Federal Clean Air Act Transportation Control Measure substitution requirements;

WHEREAS, the Fresno Council of Governments Transportation Control Measure Substitution Report was circulated through the San Joaquin Valley Interagency Consultation (IAC) Group; and

WHEREAS, the Fresno Council of Governments Transportation Control Measure Substitution Report has been widely circulated and reviewed by Fresno Council of Governments advisory committees representing the technical and management staffs of the member agencies; representatives of other governmental agencies, including State and Federal; representatives of special interest groups; representatives of the private business sector; and residents of Fresno County consistent with public participation process adopted by Fresno Council of Governments; and

WHEREAS, a public hearing was conducted on February 16, 2021 to hear and consider comments on the Fresno Council of Governments Transportation Control Measure Substitution Report;

NOW, THEREFORE, BE IT RESOLVED, that Fresno Council of Governments adopts the Transportation Control Measure Substitution Report Findings, dated March 2021.

BE IT FURTHER RESOLVED, that the Fresno Council of Governments finds the Transportation Control Measure Substitution is consistent with the requirements of the Federal Clean Air Act Amendments and applicable State Implementation Plans for air quality.

THE FOREGOING RESOLUTION was passed and adopted by Fresno Council of Governments this 25th day of March 2021.

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed: \_\_\_\_\_

*David Cardenas*  
Chairman

ATTEST:

I hereby certify that the foregoing is a true copy of a resolution of the Fresno Council of Governments duly adopted at a regular meeting thereof held on the 25th day of March, 2021.

Signed: \_\_\_\_\_

*Tony Boren*  
Executive Director