

RESOLUTION

by the Board of the Delaware Valley Regional Planning Commission

DVRPC Self Certification of the Metropolitan Transportation Planning and Programming Processes

WHEREAS, the U.S. DOT Metropolitan Transportation Planning and Programming Regulations (23 CFR Part 450 Subpart C and 49 CFR Part 613 Subpart A), which implement the planning provisions of 23 USC Section 134 and 49 U.S.C. Section 5303, require the metropolitan planning organization (MPO) to certify, concurrent with the submittal of the transportation improvement program (TIP), that its transportation planning and programming process is in conformance with all applicable federal laws and regulations; and,

WHEREAS, the Federal Planning and Programming Regulations (23 U.S.C. 134 (c)(3)), which require the MPO to carry out a continuing, cooperative, and comprehensive performance-based multimodal transportation planning and programming process, have been met; and,

WHEREAS, in nonattainment and maintenance areas, Sections 174 and 176(c) and (d) of the Clean Air Act as amended (42 U.S.C. 7504 and 7506 (c) and (d)) and 40 CFR Part 93 require an air quality implementation plan that will bring the metropolitan area into conformance with requirements of the Clean Air Act and require that the MPO not approve any project, program, or plan that does not conform to the aforementioned implementation plan, have been met; and,

WHEREAS, individuals, affected public agencies, representatives of transportation agency employees, representatives of public transportation employees, public ports, freight shippers, providers of freight transportation services, private providers of transportation (including intercity bus operators and employer-based commuting programs), representatives of users of public transportation, representatives of users of pedestrian walkways and bicycle transportation facilities, representatives of the disabled, and other interested parties were provided with reasonable opportunities to be involved in the metropolitan transportation planning process; and,

WHEREAS, the TIP has been financially constrained as required by 23 CFR 450.326(j) of the Planning Regulations and Federal Transit Administration (FTA) policy on the documentation of financial capacity published in FTA Circular 7008.1A, includes a financial plan that demonstrates how the TIP can be implemented, indicates resources from both public and private sources that are reasonably expected to be available; and,

WHEREAS, the congestion management process (CMP) requirements of 23 CFR 450.322 for non-attainment Transportation Management Areas have been met; and,

WHEREAS, DVRPC continues to work with its partners to integrate performance measures and targets into the development of the Long-Range Plan, the TIP, the CMP, and other appropriate regional planning documents in accordance with federal and state statutes and guidance including 23 U.S.C. 150, 23 CFR Part 450, and 49 CFR part 613, which

require MPOs to establish and use a performance-based approach to transportation decision making; and,

WHEREAS, in accordance with 49 U.S.C. 5310 and FTA C 9070.1G, which require the collaborative development of a Coordinated Human Services Transportation Plan (CHSTP) that follows the update cycle of the metropolitan long-range plan, DVRPC convenes partners to maintain and update the CHSTP (currently titled “2024 Update to the Greater Philadelphia Region's Coordinated Human Services Transportation Plan”) on the required cycle; and,

WHEREAS, DVRPC continues to work with its partners to incorporate all ten Federal Highway Administration (FHWA) Planning Factors into the planning process; and,

WHEREAS, the provisions of 49 CFR Part 20 regarding restrictions on lobbying have been met; and,

WHEREAS, the requirements of Title VI of the Civil Rights Act of 1964 as amended (42 U.S.C. § 2000d-1), Non-discrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964 (49 CFR Part 21), U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964 (28 C.F.R. section 50.3), and the Title VI assurances executed by each state under 23 U.S.C. Section 324 and under 29 U.S.C. 794, have been met; and,

WHEREAS, all activities are carried out in accordance with 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity; and,

WHEREAS, all activities are carried out in accordance with the provisions of the Americans with Disabilities Acts of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR parts 27, 37, and 38, the Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age; Section 324 of Title 23 U.S.C. regarding the prohibition of discrimination based on gender; and Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR Part 27 regarding discrimination against individuals with disabilities; and,

WHEREAS, all activities are carried out in accordance with Section 1101(b) of the FAST Act (Pub. L. 114-357) and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises in U.S. DOT funded projects; and,

WHEREAS, all activities are carried out in accordance with 23 CFR Part 230 and 49 CFR Part 21 regarding the implementation of an equal employment opportunity program on federal and federal-aid highways construction contracts; and,

WHEREAS, the Commission has developed and implemented a system to provide services to those with limited English proficiency (LEP) so persons can have meaningful access to DVRPC's services; and,

WHEREAS, on October 12-13, 2022, FTA and FHWA conducted the four-year Federal Certification Review of DVRPC's metropolitan transportation planning process for the Philadelphia urbanized area, and certified DVRPC's process; and

WHEREAS, given provisions of 23 CFR Part 450.310 (d) (1) (ii) and 49 CFR Part 613.100 that require that MPO policy boards include officials of public agencies that provide public transportation, DVRPC elects to continue to use the exception provision specified in 23 CFR Part 450.310 (d) (4) by reaffirming Board Resolution B-FY15-004, while continuing to include SEPTA, NJ Transit, and DRPA/PATCO as participating, non-voting representatives to the Board and as voting members of DVRPC's Regional Technical Committee and continuing to provide an explicit opportunity for transit agency comments during Board meetings for every agenda action item; and,

WHEREAS, DVRPC certifies that it qualifies for the exception referred to above by meeting the specification which states that nothing in the aforementioned sections of federal regulation 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; and,

WHEREAS, DVRPC recognizes the federal standards that are in place and strives to exceed those standards, whenever possible, to ensure the health of the residents of Greater Philadelphia;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with 23 CFR 450.336, the Board of the Delaware Valley Regional Planning Commission, the metropolitan planning organization for the nine-county Greater Philadelphia region, certifies that the metropolitan transportation planning and programming process is being carried out in conformance with all applicable federal requirements and certifies that the local process to enhance the participation of the general public, including the transportation disadvantaged or underserved, has been followed in developing all plans and programs; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the respective Departments of Transportation of Pennsylvania and New Jersey for inclusion with the state certification that the planning process complies with FHWA and FTA joint regulations on Metropolitan Transportation Planning and Programming.

Adopted this 25th day of September 2025 by the
Board of the Delaware Valley Regional Planning Commission.

I do hereby certify that the foregoing is a true copy of Resolution No. B-FY26-004.

Renee Wise, Recording Secretary