

Date: September 28, 2011  
Referred by: Planning Committee

ABSTRACT

Resolution No. 4030

This resolution authorizes the Metropolitan Transportation Commission to submit an application to the California Transportation Commission (CTC) to develop and operate high-occupancy toll lanes (also called express lanes) in the Bay Area, consistent with California Streets and Highways Code Sections 143(a)(4)(A) and 149.7.

Discussion of this resolution is contained in the Deputy Executive Director's Memorandum to the Planning Committee dated August 29, 2011 and the Deputy Executive Director's Memorandum to the Commission dated September 23, 2011.

Date: September 28, 2011  
Referred by: Planning Committee

Re: Authorization to Submit an Application to the California Transportation Commission to Develop and Operate High-Occupancy Toll Lanes

METROPOLITAN TRANSPORTATION COMMISSION  
RESOLUTION NO. 4030

WHEREAS, Section 149.7 of the Streets and Highways Code (S&H Code) allows a regional transportation agency, in cooperation with the Department of Transportation (Caltrans), to apply to the California Transportation Commission (CTC) to develop and operate high-occupancy toll lanes, including the administration and operation of a value pricing program; and

WHEREAS, S&H Code Section 143(a)(4)(A) defines “regional transportation agency” to include a transportation planning agency as defined in Government Code Section 29532.1;

WHEREAS, the Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code Sections 29532.1 and 66500 *et seq.*; and

WHEREAS, the current long-range transportation plan, *Transportation 2035* includes an integrated, seamless system of express lanes; and

WHEREAS, MTC is committed to planning, developing and operating a regional system of express lanes in coordination with Caltrans, the California Highway Patrol (CHP), and county congestion management agencies, among other regional partners; and

WHEREAS, MTC, acting as a regional transportation agency pursuant to S&H Code Section 143(a)(4)(a), wishes to apply to the CTC for authority to develop and operate high-occupancy toll lanes pursuant to S&H Code Section 149.7;

WHEREAS, MTC intends to establish policies and procedures to consult with Caltrans, the CHP, and the county congestion management agencies, among other region partners, prior to making major policy decisions regarding the development and operation of the Express Lane

Network, including: phasing and design; project development; operations, including toll policies, and other corridor improvements; now therefore, be it

RESOLVED, that MTC hereby authorizes the submission by MTC to the CTC of an application to develop and operate high-occupancy toll lanes, including the administration and operation of a value pricing program pursuant to S&H Code Section 149.7, as described in Attachment A; and be it further

RESOLVED, that MTC delegates to its Planning Committee the authority to approve any revisions to Attachment A necessitated by CTC or Caltrans, which revisions are incorporated herein by this reference; and be it further

RESOLVED, the Executive Director or his designated representative shall forward a copy of this resolution, and such other information as may be required, to the CTC and to such other agencies as may be appropriate.

METROPOLITAN TRANSPORTATION COMMISSION

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Adrienne J. Tissier, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in Oakland, California, on September 28, 2011.

Date: September 28, 2011  
W.I.: 1236  
Referred by: Planning Committee

Attachment A  
Resolution No. 4030  
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**Bay Area Express Lanes  
Application to the California Transportation Commission (CTC)**

Attachment A is MTC's application to the CTC to develop and operate high-occupancy toll lanes in the Bay Area, consistent with California Streets and Highways Code Sections 143(a)(4)(A) and 149.7. Copies of the application are available in the MTC-ABAG Library.