Ensuring Consistency Between VTrans/SYIP and Locality Comprehensive and Transportation Plans – Chapter 729

Lynne Wasz & Darrel Johnson
Virginia Department of Transportation
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Origin & Purpose - Chapter 729

- Enacted in 2012
- Changed required transportation elements that must be included in locality Comprehensive Plans
- Purpose: Ensure a level of consistency between locality’s Comprehensive/Transportation Plans & elements of Commonwealth Transportation Board plans and program
- Since July 2012: Responsibility of all incorporated Virginia localities to inform VDOT of when Comprehensive & Transportation Plan are revised or updated
To determine if the Plan is consistent with the locality’s projects contained within:

- Statewide Transportation Plan (VTrans)
- Six-Year Improvement Program – “Significant projects”
- Route locations selected by the CTB
Plan Coordination Elements
Chapter 729

• Mandatory locality transportation plan elements
  – Must include designation of new and expanded facilities
  – Recognize hierarchy of roads

• Locality transportation plan must be consistent with:
  – VTrans
  – Six-Year Improvement Program
  – CTB location of routes

• VDOT review of locality transportation plan required
  – Agency must provide comments within 90 days
Plan Coordination Elements - Chapter 729

- Final locality approved plan must be submitted to VDOT
  - VDOT to review and notify CTB of inconsistencies

- CTB duties:
  - Determine if local transportation plan, MPO long range plan, or MPO TIP inconsistent with required items
  - May request Locality/MPO make changes to be consistent
  - May reallocate funds to projects in plans that are not changed to be consistent
  - May require locality/MPO reimbursement for expended PE, R/W, construction funds
  - May require locality cost participation if project changes requested
Chapter 729 – Important Definitions

“Consistency”
– Means that:
  • VTrans recommendations must be shown
  • “Significant new, expanded, or relocated” highway projects in SYIP must be shown in locality plan
  • CTB route locations must be shown

“Significant”: Significant new, expanded, or relocated roadways for purposes of locality transportation plan consistency
– Project on a Major or Urban Collector or higher functional classification roadway that:
  1. Is in a new location, or
  2. Relocates a roadway, or
  3. Adds one or more through lanes or a new interchange
Chapter 729 - Required Elements

• **CoSS Identification** – All Corridors of Statewide Significance within locality

• **Transportation Needs and Recommendations** –
  • Usually completed with combination of narrative & corresponding maps/graphics
  • There must be a connection between these needs and the planned VDOT projects

• **Hierarchy of Highways**

• **Transportation Map including Planned VDOT Projects & Costs**
  • NOT all SYIP projects need to be included in Plan(s)
  • “Significant” projects within VTrans & SYIP
General Steps – VDOT Chapter 729 Review

1. Locality sends VDOT District draft Comprehensive/Transportation Plan including all related maps and graphics

2. VDOT accesses VTrans and VDOT’s approved SYIP to identify projects for the locality

3. Identify descriptions and scope of the related VTrans and SYIP projects for locality

4. Read the entire Comprehensive and Transportation Plan(s) while allocating more time to:
   - Existing land use
   - Future land use
   - All transportation modes
   - Transportation needs
VTrans Website

http://www.vtrans.org/vtrans.asp

- Corridors of Statewide Significance
### Six-Year Improvement Program

**SYIP Website**
http://syip.virginiadot.org/Pages/allProjects.aspx

![Six-Year Improvement Program](image)

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<tr>
<th>Description</th>
<th>Route</th>
<th>District</th>
<th>Road System</th>
<th>Estimate</th>
<th>Previous</th>
<th>FY13</th>
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Virginia Department of Transportation
June 2016
**Conceptual Workflow**

**Chapter 729 Transportation Plan and Program Coordination Elements (Conceptual Process)**

1. **VDOT District provides information to locality**
   - VDOT District provides information to locality.

2. **Locality determines if transportation plan needs to be updated**
   - Locality determines if transportation plan needs to be updated.

3. **Locality prepares draft transportation plan**
   - Locality prepares draft transportation plan.

4. **VDOT District reviews plan (Ch. 527) and provides comments**
   - VDOT District reviews plan (Ch. 527) and provides comments.

5. **Locality adopts transportation plan (copy sent to VDOT)**
   - Locality adopts transportation plan (copy sent to VDOT).

6. **VDOT District reviews plan for consistency**
   - VDOT District reviews plan for consistency.

7. **MPO TIP Process**
   - MPO TIP Process.

8. **MPO Long Range Plan Process**

9. **CTB funding and reimbursement decision connector**
   - CTB funding and reimbursement decision connector.

10. **Locality/MPO considers change in response to CTB request**
    - Locality/MPO considers change in response to CTB request.

11. **Locality/MPO chooses not to modify plan**
    - Locality/MPO chooses not to modify plan.

12. **Locality/MPO chooses to modify plan**
    - Locality/MPO chooses to modify plan.

13. **Resolution does not pass**
    - Resolution does not pass.

14. **CTB considers plan consistent**
    - CTB considers plan consistent.

15. **Plans are aligned and process ends**
    - Plans are aligned and process ends.

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*As part of comprehensive plan process (ex. 5-year review), in response to changes in SYIP, VTrans, or other reasons for amendment.*
Locality Comprehensive Plan

- Indicate where existing facilities are expected to be widened or relocated
- Must include a Transportation Plan that:
  - Designates transportation infrastructure needs
  - Includes roadways, bike and pedestrian accommodations, railways, bridges, etc.
  - May include new and expanded facilities
  - Should differentiate among a hierarchy of roads
  - Technical assistance to be provided by VDOT upon request
- Must include a Map that:
  - Shall show transportation improvements with cost estimates from VDOT
  - Account for current and future needs of residents and planning district
  - Shall note Corridors of Statewide Significance (CoSS) within locality
- Must be submitted to VDOT for review if “substantially affect state-controlled highways”
Before Chapter 729 - MPOs

- **3C Process**
  - **Constrained Long Range Plan**
    - Identifies long- and short-range transportation projects in MPO study area
      - Bicycle facilities
      - Public bus service
      - Highways
      - Walkways
      - Passenger rail
      - Based upon assessment of transportation system needs (to include construction, maintenance, and operations)
      - Coordinated with planning actions of the Commonwealth
      - May only expend federal funds on regionally significant projects if in CLRP
      - Information to assist development of VTrans
  
- **Transportation Improvement Program**
  - Identifies short-range transportation projects in MPO study area
  - Must be consistent with Constrained Long Range Plan
  - Four-year program of federal, state, and locally funded projects
  - Coordinated with Commonwealth programming actions
  - May only expend federal funds on regionally significant projects if they are in TIP
Before Chapter 729 - State

- Commonwealth Transportation Board
  - Prepares Statewide Transportation Plan (VTrans)
    - Incorporates measures and goals from approved regional plans
    - Designates Corridors of Statewide Significance
    - Establishes goals and priorities
  - Prepares and Amends Six-Year Improvement Program
    - Input from MPOs
    - Allocates state and federal transportation funds
    - VTrans goals to be considered when selecting SYIP projects
    - Adjusted throughout the year (as necessary)
  - Locates and establishes state routes
  - May require reimbursement for project expenses
    - Secondary highway projects
    - Urban projects
    - Rte 29 projects

- VDOT
  - Provides assistance to localities in preparation of transportation plan (if requested)
  - Reviews and comments on comp plans if “substantially affect state-controlled highways”
  - Policy and technical committee member of each MPO
Locality Transportation Plan

Designate infrastructure needs and recommendations { § 15.2-2223(B.1)}
- Roadways
- Bicycle accommodations
- Pedestrian accommodations
- Railways
- Bridges
- Waterways
- Airports
- Ports
- Public transportation facilities

Recognize hierarchy of roads (expressways, arterials, collectors) { § 15.2-2223(B.1)}

Include a map showing road and transportation improvements { § 15.2-2223(B.2)}
- Include cost estimates from VDOT
- Take into account current and future needs of residents
- Take into account current and future needs of planning district

Be consistent with state plans { § 15.2-2223(B.3)}
- Statewide Transportation Plan (VTrans) { § 33.1-23.03}
- Six Year Improvement Program (SYIP) { § 33.1-12(9.b)}
  - Significant new, expanded, or relocated roadways under VDOT control
- Location of routes set and established by CTB { § 33.1-12(1)}
  - Not applicable to locally controlled routes in municipalities and Arlington and Henrico Counties
If VDOT finds apparent inconsistency between CLRP or TIP and VTrans, SYIP, or location of routes, Commonwealth Transportation Board notified

Generally critical for regional projects in SYIP

Review would usually occur at:
- MPO action on plan or program,
- In preparation for project to be advanced to next phase, or
- When dealing with critical project financing actions

Commonwealth Transportation Board considers whether plans/programs inconsistent

If CTB agrees inconsistency exists, notifies localities and MPO and requests change

If MPO does not take action to modify plan/program accordingly

CTB may reallocate funds from nonconforming project in accordance with state and federal laws

If MPO inaction prevents project from advancing and funds have been expended on project

CTB may require reimbursement for expended funds from locality or localities in MPO

If MPO requests alterations to project that exceed 10% of project costs

CTB may require reimbursement for funds in excess of original estimates from locality or localities in MPO
Location of Routes

CTB Website
http://www.ctb.virginia.gov/default.asp

COMMONWEALTH of VIRGINIA
Commonwealth Transportation Board

RESOLUTION OF THE
COMMONWEALTH TRANSPORTATION BOARD
May 16, 2012

MOTION

Made by: Mr. Bowie Seconded by: Mr. Keen Action: Motion Carried

Title: I-81 Corridor Improvement Study Tier 2 – I-77/I-81 Overlap Location Study

WHEREAS, in accordance with the statutes of the Commonwealth of Virginia and policies of the Commonwealth Transportation Board, a Location Public Hearing was held at the Wytheville Meeting Center in Wythe County, on September 28, 2011 for the purpose of considering the proposed location of the I-81 Corridor Improvement Study Tier 2 – I-77/I-81 Overlap Location Study (I-77/I-81 Overlap) in Wythe County and the City of Wytheville, State Project 0077-008-104, P100; and,

WHEREAS, the I-77/I-81 Overlap location study was documented in a Environmental Assessment in accordance with the National Environmental Policy Act (NEPA) and approved by the Federal Highway Administration July 26, 2011; and,

WHEREAS, proper notice was given in advance, and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social, and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed.

NOW, THEREFORE, BE IT RESOLVED that the location of this project be approved on the Candidate Build Alternative B as presented at the Location Public Hearing.

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