

RESOLUTION NO. 2005 - _____

**RESOLUTION OF THE MARIN COUNTY BOARD OF SUPERVISORS
AUTHORIZING THE SUBMITTAL OF COUNTYWIDE COORDINATED CLAIM TO
THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE
ALLOCATION OF FISCAL YEARS 2005/2006 ARTICLE 3,
PEDESTRIAN/BICYCLE PROJECT FUNDING**

- I. **WHEREAS;** Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) Section 99200 et seq., authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and
- II. **WHEREAS;** the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 875, Revised, entitled "TRANSPORTATION DEVELOPMENT ACT, ARTICLE 3, PEDESTRIAN/BICYCLE PROJECTS, PROCEDURES AND PROJECT EVALUATION CRITERIA" which delineates procedures and criteria for submission of requests for the allocation of TDA Article 3 funding; and
- III. **WHEREAS;** MTC Resolution No. 875, Revised, requires that requests from eligible claimants for the allocation of TDA Article 3 funds be submitted as part of a single, countywide coordinated claim, composed of certain required documents; and
- IV. **WHEREAS;** the County of Marin has undertaken a process in compliance with MTC Resolution No. 875, Revised, for consideration of project proposals submitted by eligible claimants of TDA Article 3 funds in Marin County, and a prioritized list of projects, included as Attachment A of this Resolution, was developed as a result of this process; and
- V. **WHEREAS;** the County of Marin and the Transportation Authority of Marin (TAM) are not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation Development Act (TDA) Article 3 funds, nor is the County or TAM legally impeded from undertaking the project(s) described in "Attachment A" of this resolution.
- VI. **WHEREAS;** the County/TAM have committed adequate staffing resources to complete the project(s) described on Attachment A.
- VII. **WHEREAS;** issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment A have been reviewed and will be concluded in a manner and on a schedule that will not jeopardize the deadline for the use of the TDA funds being requested.
- VIII. **WHEREAS;** there is no pending or threatened litigation that might adversely affect the project(s) described in Attachment B to this resolution, or that might impair the ability of the County of Marin to carry out the project; and
- IX. **WHEREAS;** the sources of funding other than TDA are assured and adequate for completion of the project.
- X. **WHEREAS;** the project has been conceptually reviewed such that all contingent issues have been considered; and

NOW THEREFORE, BE IT RESOLVED, that the County of Marin approves the prioritized list of projects included as Attachment A to this resolution.

BE IT FURTHER RESOLVED, that the County of Marin approves the submittal to MTC, of the Marin County Fiscal Year 2005/2006 TDA Article 3 countywide, coordinated claim, composed of the following required documents:

- A. Transmittal letter;
- B. A certified copy of this resolution, including Attachment A; and
- C. A description of the process for public and staff review of all proposed projects submitted by eligible claimants for prioritization and inclusion in the countywide, coordinated claim.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Marin held on this _____ day of _____ 2005 by the following vote:

AYES: SUPERVISORS

NOES:

ABSENT:

PRESIDENT, BOARD OF SUPERVISORS

ATTEST:

CLERK

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