

## **National Capital Region Transportation Planning Board**

777 North Capitol Street, N.E., Suite 300, Washington, D.C. 20002-4290 (202) 962-3310 Fax: (202) 962-3202

December 20, 2006

The Honorable Phil Mendelson  
Chairman  
Metropolitan Washington Air Quality Committee  
777 North Capitol Street, NE  
Washington, DC 20002 – 4239

Dear Chairman Mendelson:

The TPB has been working cooperatively with MWAQC over the past year to meet all requirements for development and submission of 8-hour ozone State Implementation Plans (SIPs) to the Environmental Protection Agency (EPA) in Spring 2007. A recent product of these work efforts was my November 7, 2006 letter to you (Attachment A) transmitting draft mobile source budgets for 2008 and 2009, which were derived by subtracting from the mobile source inventories for each year the emissions benefits from SIP-committed Transportation Control Measures (TCMs) and vehicle technology based measures. Once these mobile source emissions budgets are established in the SIPs and approved by EPA, they will be used by the TPB in demonstrating conformity of the Constrained Long Range Plan (CLRP) and Transportation Improvement Program (TIP) for the region.

At its November 8, 2006 meeting the COG Board passed a resolution (Attachment B) encouraging its member governments to adopt additional measures to reduce air pollution and assist in addressing the 8-hour health standards. The resolution asks for commitment letters from agencies by December 31, 2006. In Table 1, attached to the resolution, a number of transportation measures are included as examples. Since the same or similar transportation measures may be advanced to either SIP or air quality conformity activities, there is a need for continuing coordination between MWAQC and the TPB to ensure consistent and appropriate treatment of such measures.

The purposes of this letter are: (1) to review the ways in which emissions benefits of transportation measures may be credited in the SIP and the air quality conformity process, and (2) to offer TPB's review and comment on any transportation measures that may be submitted through the COG Board resolution or other initiative.

### **Transportation Measures in the SIP**

As noted in my letter of November 7, 2006, there are two distinct categories of transportation measures that may be included for emissions credit in the SIP:

1. TCM (Transportation Control Measure): a demand-based measure which is a legally enforceable commitment in a SIP.
2. Vehicle-Based Measure: a vehicle technology-, fuel-, or maintenance-based measure which is also a commitment in a SIP.

According to EPA's Conformity Rule, TCMs are demand-based measures "specifically identified and committed to in the applicable implementation plan – for the purpose of reducing emissions or concentrations of air pollutants from transportation sources." Regarding vehicle-based measures, EPA's conformity rule states that "vehicle technology-based, fuel-based and maintenance-based measures which control the emissions from vehicles under fixed traffic conditions are not TCMs". Nevertheless, once such measures are advanced as SIP commitment measures, they too become legally enforceable.

TCMs have a special status in the transportation conformity process in that in order to make a conformity determination the TPB must find that the CLRP and / or TIP "provides for timely completion or implementation of all TCMs in the applicable implementation plan". An ineffective TCM included in the SIP could preclude the TPB from making a conformity determination even if all other SIP and conformity requirements are met. It is therefore recommended that demand-based measures should be "hard-wired" into the new SIP as TCMs only if it is absolutely certain that they will be implemented.

MWAQC is also planning to include in the SIP an aggregation of voluntary measures as a "voluntary bundle," for which emissions credit may or may not be taken. In this context, EPA staff has indicated that any transportation measure in a SIP with a quantified emissions benefit would represent an emissions credit and therefore also would be considered as a SIP commitment (either a TCM or a vehicle-based measure).

### **Transportation Measures in the Conformity Process**

In demonstrating conformity of the CLRP and TIP to the mobile budgets in the SIP, the TPB estimates emissions for rate of progress, attainment, and future milestone years, taking credit for Transportation Emissions Reduction Measures (TERMs) included in the CLRP and TIP. These TERMS include the TCMs and vehicle based measures in the SIP, as well as a number of other measures such as telecommuting, transit improvements, ridesharing, guaranteed ride home, and additional vehicle-related measures such as bus replacements to which the TPB has made commitments over the past decade.

### **Review and Comment**

As noted in the above discussions, demand-based and vehicle-based transportation measures are currently included in both the SIP and the air quality conformity process. Measures included in the SIP are incorporated into the mobile emissions budgets.

Additional measures not included in the SIP are used by the TPB in the conformity process. It is clear that vigilant bookkeeping is a necessity to keep track of these different categories of transportation measures. To this end, TPB offers to review and comment upon any transportation measures received through the COG Board resolution or other initiatives. We believe that this review will help to ensure a consistent analytical approach and to guard against any possibility of double-counting emissions benefits among SIP and air quality conformity assessment activities.

The TPB looks forward to continuing the close technical and policy working relationships with MWAQC as we move forward in meeting remaining requirements for SIP planning.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Knapp", with a long horizontal line extending to the right.

Michael Knapp  
Chair, National Capital Region  
Transportation Planning Board

Attachments (A - B)

cc: COG Board Members

## Attachment A

### **National Capital Region Transportation Planning Board**

777 North Capitol Street, N.E., Suite 300, Washington, D.C. 20002-4290 (202) 962-3310 Fax: (202) 962-3202

November 7, 2006

The Honorable Phil Mendelson  
Chairman  
Metropolitan Washington Air Quality Committee  
777 North Capitol Street, NE  
Washington, DC 20002 – 4239

Dear Chairman Mendelson:

The National Capital Region Transportation Planning Board (TPB) is pleased to transmit to the Metropolitan Washington Air Quality Committee (MWAQC) the attached table of mobile source emissions data prepared for use in the development of the 8-hour ozone state air quality implementation plan (SIP). Building upon the TPB's July 12, 2006 transmittal of mobile source emissions inventory results, this table incorporates estimates of emissions benefits of transportation measure commitments which are in the region's 'severe area 1-hour ozone SIP' to yield draft 2008 and 2009 mobile emissions budgets for volatile organic compounds (VOC) and nitrogen oxide (NO<sub>x</sub>) emissions.

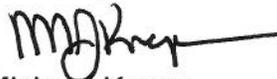
These data are being formally transmitted by the TPB to MWAQC today because the 2008 and 2009 estimates of 'mobile emissions inventories less SIP-committed measures' represent the basis for establishing new motor vehicle emissions budgets in the SIP. These new emissions budgets will, in turn, be used by the TPB in future air quality conformity determinations. Reviewing the data in the table, the TPB's July 12, 2006 transmittal of the primary emissions inventory data provides the starting point for the forecast emissions levels. Emissions benefits for the transportation control measures (TCM)s and the Vehicle Technology measures in the table reflect estimates prepared by TPB staff as part of the air quality conformity assessment of the 2006 Constrained Long Range Plan (CLRP) and the FY2007 – 12 Transportation Improvement Program (TIP), which was adopted by the TPB on October 18, 2006. Subtraction of the SIP-committed measures from the base inventory levels yields the draft mobile budgets.

According to EPA's conformity regulations the motor vehicle emissions budget represents "... that portion of the total allowable emissions defined in the submitted or approved control strategy implementation plan.....allocated to highway and transit vehicle use and emissions." The regulations state further that EPA will not find a

submitted motor vehicle emissions budget to be adequate for transportation conformity purposes unless "The motor vehicle emissions budget(s), when considered together with all other emissions sources, is consistent with applicable requirements for reasonable further progress, attainment, or maintenance..." and "... is consistent with and clearly related to the emissions inventory and the control measures in the submitted control strategy implementation plan revision...". The TPB believes that the attached 2008 and 2009 motor vehicle emissions estimates, in conjunction with the emissions benefits from the SIP-committed measures, provide the basis for establishing motor vehicle emissions budgets that will comply with these EPA regulations.

The TPB looks forward to continuing the close technical and policy working relationships with MWAQC as we move forward in meeting remaining requirements for SIP planning.

Sincerely,

A handwritten signature in black ink, appearing to read "M. Knapp", with a long horizontal stroke extending to the right.

Michael Knapp  
Chair, National Capital Region  
Transportation Planning Board

**Summary Table - Calculation Of  
Mobile Source Emissions Budgets For the 8-Hour Ozone SIP**

	2008		2009	
	VOC	NOx	VOC	NOx
	Tons/day			
Mobile Source Inventory	70.98	160.30	66.68	146.53
TCMs	0.11	0.25	0.10	0.22
Vehicle Technology Based Measures	0.08	0.24	0.08	0.23
Net	70.79	159.81	66.50	146.08
 Draft Mobile Source Budgets	 <b>70.8</b>	 <b>159.8</b>	 <b>66.5</b>	 <b>146.1</b>

**METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS**  
**777 North Capitol Street, NE**  
**Washington, D.C. 20002**

**RESOLUTION TO ENCOURAGE ADOPTION OF MEASURES TO REDUCE AIR POLLUTION BY  
COG MEMBER GOVERNMENTS**

**WHEREAS**, the Metropolitan Washington region does not meet the National Ambient Air Quality Standards (NAAQS) for ozone and fine particles; and

**WHEREAS**, the local jurisdictions in the Metropolitan Washington Council of Governments (COG) who participate with the states of Maryland, Virginia and the District on the Metropolitan Washington Air Quality Committee (MWAQC) are developing a regional plan to improve the air and meet federal health standards by reducing emissions that cause pollution; and

**WHEREAS**, the Washington, DC-MD-VA metropolitan region is classified as a moderate nonattainment area for the 8-hour ozone standard and is required to submit a revision to the region's state implementation plan (SIP) by June 15, 2007; and

**WHEREAS**, the states have committed to adopt and implement control measures beyond those explicitly required by the Clean Air Act to attain the eight-hour National Ambient Air Quality Standards; and

**WHEREAS**, MWAQC has investigated a broad range of measures for attainment, including short-term measures to attain the 8-hour ozone standard in 2009 and long-term approaches that go beyond traditional control measures; and

**WHEREAS**, MWAQC identified innovative approaches to reduce emissions through public policy initiatives such as purchase of wind power and environmental performance contracting; and

**WHEREAS**, the measures adopted by local jurisdictions have the potential to provide additional emission reductions necessary to meet the 8-hour ozone National Ambient Air Quality Standard, and to reduce eight-hour ozone levels which have been shown to produce detrimental human health effects.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE  
METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS THAT:**

1. COG encourages members to adopt programs to reduce harmful emissions causing air pollution such as purchasing wind energy, retrofitting diesel school and transit buses, purchasing low emissions vehicles, energy efficiency measures, and others listed in Table 1.
2. COG encourages members to submit letters committing to these programs to the appropriate state air agency by December 31, 2006, so the programs being adopted may be included in the regional air quality plan to be submitted to the states and EPA.
3. The Chair of the Board of Directors shall expeditiously transmit this resolution to the lead elected officials of all member jurisdictions.

**Table 1**

**Measures That Reduce Harmful Air Emissions  
For Consideration by COG Member Governments**

- School Bus and Other Diesel Engine Retrofits
- Wind Energy Purchases
- Renewable Portfolio Standards
- LED Traffic Signal Retrofits
- Alternative Vehicle Purchases
- Low-VOC Paints
- Energy Performance Contracting (e.g., building efficiency, solar photovoltaics for schools)
- Airports Voluntary Emission Reduction Agreements
- U.S. Green Building Council's Guidelines for Energy and Design Standards (e.g., LEEDs, Green Building Codes) or other nationally recognized Green Building standards
- Tree Planting and Urban Heat Island Mitigation
- Enhanced Enforcement – Idling (e.g., trucks and buses)
- Cash for Clunkers Lawn and Garden Equipment Programs
- Best Practices in Production and Application of Traffic Markings, Asphalt, and Pesticides
- Environmental Performance Contracting (e.g., construction, landscaping)
- Additional transportation measures such as, but not limited to smart growth and transit-oriented development, expansion of the transit system to new locations; expanded Commuter Choice and telecommuting programs; and enhanced bicycle and pedestrian access to transit stations