

NATIONAL CAPITAL REGION TRANSPORTATION PLANNING BOARD
777 North Capitol Street, N.E.
Washington, D.C. 20002

**RESOLUTION TO APPROVE THE BALTIMORE/WASHINGTON ATTRIBUTABLE MEMORANDUM
OF UNDERSTANDING BY AND BETWEEN THE BALTIMORE REGIONAL TRANSPORTATION
BOARD, THE NATIONAL CAPITAL REGION TRANSPORTATION PLANNING BOARD, AND
THE MARYLAND DEPARTMENT OF TRANSPORTATION**

WHEREAS, metropolitan planning organizations (MPOs) are responsible for carrying out a continuing, cooperative, and comprehensive (3-C) planning process for urban areas in the United States; and

WHEREAS, the National Capital Region Transportation Planning Board (TPB), as the federally designated MPO for the Washington region, has the responsibility under the provisions of the Fixing America's Surface Transportation (FAST) Act, reauthorized November 15, 2021 when the Infrastructure Investment and Jobs Act (IIJA) was signed into law, for developing and carrying out a continuing, cooperative and comprehensive transportation planning process for the metropolitan area; and

WHEREAS, as a result of the 2020 decennial census, the U.S. Census Bureau established urban areas (UA), boundaries, and populations, and the UA forms the basis for determining the planning areas for the federally established MPOs; and

WHEREAS, the Governor of Maryland determines the planning areas of MPOs within the state, and the boundaries of the metropolitan planning areas of the BRTB and TPB (within Maryland) are aligned with the jurisdictional boundaries of the counties; and.

WHEREAS, the TPB has been designated as the MPO for the Washington-Arlington-DC-MD-VA Urban Area, the Frederick Urban Area, and the Waldorf Urban Area, and its planning area boundary established to include the counties of Charles, Frederick, Montgomery, and Prince George's in the State of Maryland; and

WHEREAS, a portion of the population within the Washington-Arlington-DC-MD-VA Urban Area and the Frederick Urban Area overlaps with the metropolitan planning area of the Baltimore Regional Transportation Board (BRTB), which is the Baltimore MPO; and

WHEREAS, a total of 9,881 of the combined 2,134,817 (0.46%) people belonging to the TPB planning area UAs are residing in Anne Arundel and Carroll Counties which are within the BRTB's planning area; and

WHEREAS, TPB agrees that BRTB is eligible to receive additional metropolitan planning funds as it would be performing metropolitan planning activities for the additional population within its planning areas of Carroll and Anne Arundel Counties; and

WHEREAS, TPB agrees that effective with the next Federal Highway Administration and Federal Transit Administration acts and based on MDOT's current MPO population distribution formula, 0.46 percent of any funds provided for the purpose of conducting metropolitan planning activities attributable to the Washington-Arlington-DC-MD-VA and Frederick Urban Areas of TPB's planning area should be removed from the TPB MPO funding distribution level and included in the BRTB MPO funding distribution levels.

NOW, THEREFORE, BE IT RESOLVED THAT the National Capital Region Transportation Planning Board hereby approves the attached BRTB-TPB-MDOT MOU (Attachment 1) and authorizes the TPB Chair to execute the agreement on behalf of the TPB.

**BALTIMORE/WASHINGTON ATTRIBUTABLE MEMORANDUM OF UNDERSTANDING BY AND
BETWEEN THE BALTIMORE REGIONAL TRANSPORTATION BOARD,
THE NATIONAL CAPITAL REGION TRANSPORTATION PLANNING BOARD, AND
THE MARYLAND DEPARTMENT OF TRANSPORTATION**

This MEMORANDUM OF UNDERSTANDING ("MOU") executed in triplicate and made effective this ____ day of _____, 2025, by and among Maryland Department of Transportation, acting for and on behalf of the State of Maryland, hereinafter called "MDOT", the Baltimore Regional Transportation Board, hereinafter called the "BRTB", and the National Capital Region Transportation Planning Board, hereinafter called the "NCRTPB".

WHEREAS, the U.S. Census Bureau, hereinafter called "BUREAU", a division of the United State Department of Commerce, is responsible for determining the population and other statistical information of the United States every ten (10) years ("decennial census"); and

WHEREAS, the most recent decennial census was taken in the year 2020; and

WHEREAS, as a result of the 2020 decennial census, the BUREAU established urban areas (UA), boundaries, and populations; and

WHEREAS, the UA forms the basis for determining the planning areas for the federally established Metropolitan Planning Organizations (MPOs), and

WHEREAS, the Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA) provides and distributes Planning and Section 5303 funds to the MPOs to conduct the federally prescribed metropolitan planning activities, based on the BUREAU's population statistics within the planning areas; and

WHEREAS, the BRTB and the NCRTPB are MPOs whose planning area boundaries include several UAs; and

WHEREAS, the boundaries, as determined by the BUREAU using the 2020 Census data, results in a portion of the population within the NCRTPB planning area overlapping with two UAs of BRTB, the Washington-Arlington-DC-MD-VA Urban Area and Frederick Urban Area; and

WHEREAS, the BRTB is responsible for Metropolitan Transportation Planning functions for the two counties that includes a portion of the NCRTPB's UA population, Anne Arundel County and Carroll County; and

WHEREAS, 2,208 people of the Washington-Arlington-DC-MD-VA Urban Area reside in Anne Arundel County, which constitutes 0.11 percent of Maryland's (1,958,361) share of the Washington-Arlington-DC-MD-VA Urban Area population; and

WHEREAS, 7,673 people of the Frederick Urban Area reside in Carroll County, which constitutes 4.35 percent of the Maryland's (176,456) share of the Frederick, MD Urban Area population; and

WHEREAS, a total of 9,881 of the combined 2,134,817 (0.46%) people from the above two UAs belonging to the NCRTPB planning area UAs are residing in Anne Arundel and Carroll Counties which are within the BRTB's planning area; and

WHEREAS, NC RTPB agrees that BRTB is eligible to receive additional metropolitan planning funds as it would be performing metropolitan planning activities for the additional population within its planning areas of Carroll and Anne Arundel Counties; and

WHEREAS, MDOT is responsible for developing the MPO population percentages for the purposes of federal Planning and Section 5303 funding distribution, established in 23 CFR 420.109, MDOT distributes State, FTA, and FHWA money to the MPOs according to the current formula, which was updated in February, 2024; and

WHEREAS, MDOT, BRTB, and NC RTPB agree this MOU will promote the safety, health, and general welfare of the citizens of the State of Maryland; and

NOW THEREFORE, THIS MEMORANDUM OF UNDERSTANDING WITNESSETH: that for and in consideration of One Dollar (\$1.00) paid by each party hereto to the other and the mutual covenants and promises between MDOT, BRTB, and NC RTPB the adequacy of which is hereby acknowledged, the MDOT, BRTB, and the NC RTPB hereby agree as follows:

Effective with the next FHWA and Federal Transit Administration acts and based on MDOT's current MPO population distribution formula, 0.46 percent of any funds provided for the purpose of conducting metropolitan planning activities attributable to the Washington-Arlington-DC-MD-VA and Frederick Urban Areas of NC RTPB's planning area will be removed from the NC RTPB MPO funding distribution level and included in the BRTB MPO funding distribution levels.

This Memorandum of Understanding represents the entire agreement of the parties. No promises, terms, conditions, or obligations regarding the parties' agreement exist other than those contained herein or incorporated herein by reference.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Understanding as of the first date written above.

WITNESS

STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION

By:_____

By:_____

Secretary

Date

Approved for Form and Legal Sufficiency:

WITNESS

NATIONAL CAPITAL REGION
TRANSPORTATION PLANNING BOARD

By:_____

By:_____

TPB Chair

Date

Approved for Form and Legal Sufficiency:

WITNESS

BALTIMORE REGIONAL
TRANSPORTATION BOARD

By:_____

By:_____

BRTB Chair

Date

Approved for Form and Legal Sufficiency:

January 31, 2025

The Honorable James Walkinshaw
Chair
National Capital Region Transportation Planning Board
Metropolitan Washington Council of Governments
777 North Capitol Street, NE, Suite 300
Washington DC 20002

The Honorable Anthony "Tony" Russell
Chair, Baltimore Regional Transportation Board
Attention: Mr. Todd Lang
1500 Whetstone Way, Suite 300
Baltimore MD 21230

Dear Chair Walkinshaw and Chair Russell:

The Maryland Department of Transportation (MDOT) requests that both the Baltimore Regional Transportation Board (BRTB) and the National Capital Region Transportation Planning Board (TPB) approve and sign the Memorandum of Understanding (MOU) that establishes the responsibility and acceptance of federal planning funds for the census-designated Urban Area (UA) populations within their respective Metropolitan Planning Organization (MPO) that cross into neighboring MPO planning areas.

Under 23 CFR 420.109, MDOT is responsible for developing the MPO population percentages for the purposes of distributing Federal Highway Administration (FHWA) Planning and Federal Transit Administration (FTA) Section 5303 funding to Maryland's six MPOs. MDOT develops the MPO population formula based on the most recent census, and in February 2024, the formula changed to reflect the removal of the air quality multiplier and the disbanding of the Cumberland Area Metropolitan Planning Organization (CAMPO) which fell below the population threshold required for an MPO.

The updated population percentages were generated by Census Urban Area and County population totals. Based on the 2020 Census, 2,208 people from the Washington--Arlington, DC--VA--MD Urban Area reside in Anne Arundel County and 7,673 people from the Frederick, MD Urban Area reside in Carroll County. Both Anne Arundel and Carroll Counties are included in the BRTB MPO planning area. The combined 9,881 people, 0.46% of the total UA populations, and the associated federal planning funds are being transferred from the TPB to BRTB before federal planning funds are distributed to the MPOs.

The Honorable James Walkinshaw
The Honorable Anthony "Tony" Russell
Page Two

The table below shows the 2020 Census Urban Area population and percentage amounts for Maryland's MPOs in comparison to the 2010 amounts. These figures were shared with the MPOs, FHWA, and FTA in February 2024, and the 9,881 people transferred to BRTB was already accounted for in their 2,429,571 population total.

	BRTB	TPB	HEPMPO	WILMAPCO	SWMPO	CSMMPO	Total
2020 Population	2,429,571	2,243,537	103,778	47,788	75,754	62,352	4,962,780
2020 MPO Distribution	48.96%	45.21%	2.09%	0.96%	1.53%	1.26%	100.00%
2010 Population	2,430,686	2,050,251	101,406	48,690	73,493	58,875	4,763,401
2010 MPO Distribution	50.95%	42.97%	2.13%	1.02%	1.00%	0.95%	100%

MDOT requests that the TPB and BRTB approve and sign the MOU outlining and establishing these population percentage transfers. We appreciate your cooperation in this matter. Should you have additional questions or concerns, please contact me at 410-865-1305, toll free 888-713-1414 or via e-mail at ksnyder3@mdot.maryland.gov. I will be happy to assist you.

Sincerely,



Geoff Anderson
Chief
Office of Planning, Programming, and Project Delivery (OPPPD)

cc: Mr. Dan Janousek, Regional Planner, OPPPD, MDOT
Mr. Shawn Kiernan, Regional Planner, OPPPD, MDOT