

MPO SELF-CERTIFICATION SUMMARY

The Southeastern Wisconsin Regional Planning Commission (Commission), as the metropolitan planning organization (MPO), is charged with implementing the metropolitan planning process in accordance with applicable requirements of federal laws, including transportation statutes, the Clean Air Act, the Civil Rights Act, and the Americans with Disabilities Act. All agencies involved in the transportation planning process must also be held accountable to these federal requirements.

By federal law, agencies providing transportation services and/or receiving federal money must adhere to the requirements as listed in the MPO's adopted self-certification resolution. Concurrent with submittal of the proposed transportation improvement program (TIP) to the Federal Highway Administration (FHWA) and Federal Transit Administration (FTA), MPOs are required to certify that the metropolitan transportation planning process is being carried out in accordance with all federal requirements. The 10 requirements for self-certification and MPO activities to comply are summarized below.

- (1) 23 U.S.C. 134, 49 U.S.C. 5303, and this subpart. These citations summarize the metropolitan planning requirements, which include a compliant planning process; current approved Transportation Improvement Program, Long-Range Transportation Plan, Transportation Planning Work Program, Public Participation Plan, and Congestion Management Process (TMA's); current interagency agreements; approved metropolitan area boundaries; and annual listings of obligated projects. TMA MPOs should also have a current certification from FHWA-FTA.

Commission Documentation of Compliance:

Integrated Land Use and Transportation Plan	<u>Commission Planning Report No. 55, <i>VISION 2050: A Regional Land Use and Transportation Plan for Southeastern Wisconsin</i></u> , adopted July 2016, amended/updated December 2018, June 2020, June 2024
Transportation Improvement Program	<u><i>A Transportation Improvement Program for Southeastern Wisconsin: 2023-2026</i></u> , adopted December 7, 2022
Public Participation Plan	<u><i>Public Participation Plan for Regional Planning for Southeastern Wisconsin</i></u>
Congestion Management Process	<u><i>Congestion Management Process for Southeastern Wisconsin and also documented in VISION 2050, Volume II, Part II (Chapter 3 and Appendix F) and Part III (Chapter 4 and Appendix H)</i></u>
MPO Cooperative Agreements	<u><i>Cooperative Agreement for Continuing Transportation Planning for the Southeastern Wisconsin Region</i></u> , January 21, 2020 <u><i>Cooperative Agreement Relative to Transportation Planning Services in That Portion of Jefferson County Included in the Milwaukee Urbanized Area</i></u> , March 11, 2015 <u><i>Cooperative Agreement Relative to Transportation Planning Services in That Portion of Dodge County Included in the West Bend Urbanized Area</i></u> , August 17, 2016

MPO Cooperative Agreements	<u>Wisconsin 2012 Memorandum of Agreement Regarding Determination of Conformity of Transportation Plans, Programs and Projects to State Implementation Plans</u> , June 20, 2012 <u>Cooperative Agreement for Coordination of Land Use-Transportation Planning in the Round Lake Beach-McHenry -Grayslake, IL-WI Urbanized Area</u> , September 16, 2024 <u>The Wingspread Regional Accord</u> , November 5-7, 2008
Metropolitan Planning Area Boundary	<u>Approved by the Commission's Executive Committee on June 20, 2024 (Resolution 2024-10)</u>
Annual Listing of Obligated Projects	<u>Available through 2023 on the Commission TIP webpage</u>
FHWA-FTA Certification	<u>2020 Certification Review Letter</u> , June 4, 2021 <u>2020 Certification Review Report</u> , May 2021

Commission meetings are posted on the Commission website.

- (2) In non-attainment and maintenance areas, sections 174 and 176 (c) and (d) of the Clean Air Act, as amended (42 U.S.C. 7504, 7506 (c) and (d)) and 40 CFR Part 93. The MPO is required to have a conforming long-range plan and TIP. State and local transportation officials take part in a collaborative 3C planning process to determine which planning elements will be implemented to improve air quality.

As shown in Map 1, there are two 2015 ozone nonattainment areas and a 24-hour PM_{2.5} maintenance area within the metropolitan planning area of the Commission. FHWA-FTA determined conformity of the fiscally constrained transportation system of VISION 2050 and the 2023-2026 TIP on December 6, 2022. The Commission, as the MPO covering the Kenosha, Milwaukee, Racine, West Bend, and Round Lake Beach (Wisconsin portion) urbanized areas, is a signatory to the Wisconsin 2012 Memorandum of Agreement Regarding Determination of Conformity of Transportation Plans, Programs and Projects to State Implementation Plans and participates as a member of the Wisconsin Transportation Conformity Interagency Consultation Workgroup, which meets regularly to cooperatively ensure compliance with all air quality planning and conformity requirements.

- (3) Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 CFR Part 21. Title VI prohibits exclusion from participation in, denial of benefits of, and discrimination under federally assisted programs on the grounds of race, color, or national origin.

The Commission complies with this requirement through the policies identified in its Title VI and Non-Discrimination Program/Limited English Proficiency Plan, which was approved by the Commission's Executive Committee on October 19, 2023. Activities include conducting an Environmental Justice (EJ) analysis of the existing transportation network and projects proposed in the current metropolitan transportation plan (VISION 2050). The Commission's Public Participation Plan also includes outreach strategies to traditionally underserved and limited-English populations (LEP), which are periodically evaluated for effectiveness. EJ outreach strategies include use of minority-focused media and the existence of an Environmental Justice Task Force (EJTF) consisting of representatives from community organizations familiar with the unique characteristics and needs of the EJ populations in Southeastern Wisconsin. The EJTF's primary role is to enhance the consideration and integration of EJ throughout the regional planning process.

- (4) 49 U.S.C. 5332, prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity.

The Commission complies with this requirement through the policies identified in the MPO's Title VI Non-Discrimination Program/Limited English Proficiency Plan, which was approved by the Commission's Executive Committee on October 19, 2023, and the Federal Fiscal Year 2024 Title VI Non-Discrimination Agreement executed September 27, 2023.

- (5) Section 1101(b) of the MAP-21 (Pub. L. 112-141) and 49 CFR Part 26 regarding the involvement of disadvantaged business enterprises (DBEs) in USDOT-funded projects. The DBE program ensures equal opportunity in transportation contracting markets, and in the statute, Congress established a national goal that 10% of federal funds go to certified DBE firms.

The Commission will follow WisDOT's federally approved DBE program when soliciting contractors to complete MPO projects using federal MPO planning funds.

- (6) 23 CFR Part 230, regarding the implementation of an equal employment opportunity program on federal and federal-aid highway construction contracts.

The Commission's Affirmative Action Plan: 2023-2024 includes policies, analyses, and goals, regarding the Commission's equal employment program.

- (7) The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and 49 CFR Parts 27, 37, and 38. Programs and activities funded with federal dollars are prohibited from discrimination based on disability.

The Commission complies with this requirement through the policies identified in its Title VI Non-Discrimination Program/Limited English Proficiency Plan that was approved by the Commission's Executive Committee on October 19, 2023. The Commission's public involvement locations are ADA compliant and transit accessible. The Commission periodically evaluates its website for accessibility by individuals with disabilities and a new and accessible website was published in summer 2024. Finally, the Commission's adopted year 2050 regional land use and transportation plan (VISION 2050) includes recommendations to provide pedestrian facilities that facilitate safe, efficient, and accessible pedestrian travel, including addressing gaps in the pedestrian network through neighborhood connections to regional off-street bicycle paths, transit, and major destinations; that all pedestrian facilities be designed and constructed in accordance with the Federal Americans with Disabilities Act (ADA) and its implementing regulations; and encourages communities with 50 or more employees to maintain updated ADA transition plans.

- (8) The Older Americans Act, as amended (42 U.S.C. 6101), prohibiting discrimination on the basis of age in programs or activities receiving federal financial assistance.

The Commission complies with this requirement through the policies identified in its Title VI Non-Discrimination Program/Limited English Proficiency Plan, which was approved by the Commission's Executive Committee on October 19, 2023, and Federal Fiscal Year 2024 Title VI Non-Discrimination Agreement executed September 27, 2023. Commission public involvement activities include senior populations and organizations advocating for their interests.

- (9) Section 324 of title 23 U.S.C. regarding the prohibition of discrimination based on gender.

The Commission complies with this requirement through the policies identified in its Title VI Non-Discrimination Program/Limited English Proficiency Plan, which was approved by the Commission's Executive Committee on October 19, 2023, and Federal Fiscal Year 2024 Title VI Non-Discrimination Agreement executed September 27, 2023.

- (10) Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 CFR Part 27 regarding discrimination against individuals with disabilities.

The Commission complies with this requirement through the policies identified in its Title VI Non-Discrimination Program/Limited English Proficiency Plan, which was approved by the Commission's Executive Committee on October 19, 2023, and Federal Fiscal Year 2024 Title VI Non-Discrimination Agreement executed September 27, 2023. Other activities are addressed in #7 above.