

INTERGOVERNMENTAL COORDINATION PROCESS

(as approved by the Volusia County MPO on Jan 27, 2009)

If a Transportation Impact Analysis (TIA) is required and all or a portion of the project trips are projected to cause a new LOS deficiency or contribute to an existing LOS deficiency on a roadway in a neighboring jurisdiction then an electronic copy of the TIA must be provided to the affected jurisdiction(s) for review and comment. If an impact occurs on a roadway maintained by any other jurisdiction(s) the respective maintenance jurisdiction(s) shall also be provided an electronic copy of the TIA for review and comment.

Comments from the affected jurisdiction(s) shall be submitted in a timely manner, to the City/County that is considering the development approval, within 30 days from the day of receipt of the TIA. Upon final approval of the development for which the TIA was prepared, an electronic copy of the approved TIA shall be submitted to the Volusia County MPO.

Cross-Jurisdictional Impacts: If the City/County that is considering the development approval determines that the proposed development causes or contributes to a LOS deficiency located in an affected jurisdiction(s) and said impact is not classified as *de minimis*, the City/County considering said development will coordinate with the affected jurisdiction(s) to mitigate the impacts via the steps below: *Per 163.3180(6) F.S., if the impact on the deficient roadway consumes one percent or less of the roadway's adopted service volume and the roadway is not over 110% of capacity on a non-evacuation route, then the impact can be considered de minimis and will not be subject to mitigation. No de minimis designations shall be made on evacuation routes over 100% of capacity.*

- a. The City/County shall ensure that the local jurisdiction(s) in which the LOS deficiency exists is notified in writing or via electronic mail. The notification shall include a copy of the proposed development's TIA and a full description of the LOS deficiency. Additionally, if impacts occur on a roadway not maintained by the City/County considering the proposed development for approval, the respective maintenance jurisdiction(s) shall be notified in writing or via electronic mail.
- b. If necessary, a meeting shall be held between all affected parties to discuss necessary mitigation solutions and funding strategies.
- c. The developer and/or the City/County considering approval of the development shall be responsible for any mitigation unless the affected jurisdiction(s) agree to support the mitigation through a formal agreement in accordance with the mitigation measures enumerated in, but not limited to, the Volusia County MPO TIA Guidelines.
- d. The developer shall be required to: 1) pay proportionate fair-share for the development's impacts, or 2) determine a reasonable mitigation solution agreeable to all parties, and implement such mitigation. If the City/County and/or the jurisdiction that maintains the roadway in which the LOS deficiency exists does not have funding in its five-year CIE to mitigate the existing LOS deficiency that requires a capital improvement and does not desire to amend its CIE to include the funding for the necessary mitigation project, then the developer will work towards an acceptable alternative mitigation project with the local jurisdiction approving concurrency of the site as well as the affected jurisdiction(s).
- e. Upon final agreement and approval of the development for which the TIA was prepared, an electronic copy of all formal agreements (i.e. proportionate fair-share, inter-local agreements, memorandum of understanding (MOU) or others) shall be submitted to the Volusia County MPO.