



U.S. Department
of Transportation
**Federal Transit
Administration**

REGION IX
Arizona, California,
Hawaii, Nevada, Guam
American Samoa,
Northern Mariana Islands

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Mr. Jason L. Nutt
Director, Transportation & Public Works
City of Santa Rosa
69 Sony Circle
Santa Rosa, CA 95401

MAY 4 2016

Re: Incidental Use of the City of Santa Rosa's
Second Street Transit Mall

Dear Mr. Nutt:

This is in response to your letter dated March 29, 2016, requesting the Federal Transit Administration's (FTA) concurrence in the incidental use of the federally-funded Second Street Transit Mall (Transit Mall). The City of Santa Rosa (City) proposes to allow limited private vehicle access via the Transit Mall for employees of a recently converted building adjacent to the Transit Mall. The City requests access for "up to fourteen cars for use by employees of the building tenants."

In support of this request, the City referenced a previous traffic analysis that concluded "there would be no significant impact on the operations of the Transit Mall for that larger number of cars [three times the number of cars proposed for this request]." The traffic analysis -- AT&T Building Project Transportation Analysis, dated September 2010 -- also provided recommendations that should be implemented to ensure continued safety in the Transit Mall.

Your letter requesting approval of the incidental use identifies how the City complies with the requirements in FTA Circular 5010.1D:

- (a) Needed Property. The Transit Mall continues and will continue to serve CityBus and three other transit operators as the primary transfer point in the City of Santa Rosa.
- (b) Purpose & Activity. The use must not compromise the safe conduct of the intended purpose and activity of the initial public transit project activity. The City determined that the incidental use would not compromise the operation and activities of the Transit Mall. The City has developed specific and limited paths of travel into and out of the Transit Mall and will execute an Operating Agreement with the property owner that includes a permit system to identify the vehicles that are allowed to use the Transit

Mall, requirements for safety training, and provisions for revocation of a permit under certain conditions.

- (c) Continuing Control. The use must not in any way interfere with the grantee's continuing control over the use of the property or the grantee's continued ability to carry out the project or program. Second Street is currently a City-owned street and will continue to be owned and maintained by the City, and will remain subject to City ordinances regarding the use of the Transit Mall.
- (d) Income. Any revenues generated by the incidental use will be credited to the City's Transit Fund and used only for CityBus capital or operating activities.

FTA's approval of the City's incidental use of the Transit Mall is granted consistent with the terms noted in your request and the City's execution of the above-referenced Operating Agreement with the property owner.

If you should have any questions, please contact Jeffrey Davis, Program Manager at 415-734-9456 or Jeffrey.S.Davis@dot.gov.

Sincerely,



Leslie T. Rogers
Regional Administrator