

# OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION

## **Resolution Determining that ODOT Infrastructure Project PID No. 79671 (CUY IR-77 in Cuyahoga County) has a Transportation Related Nexus to the Ohio Turnpike**

WHEREAS, a presentation was made before the Ohio Turnpike and Infrastructure Commission at its meeting on February 16, 2016, and five applications were submitted to the Commission by the Director of Transportation on February 8, 2016, seeking funding for infrastructure projects that were previously reviewed and recommended by the Transportation Review Advisory Council (“TRAC”) pursuant to the selection process followed by the TRAC under Chapter 5512 of the Ohio Revised Code; and

WHEREAS, the Commission’s CFO/Comptroller and Chief Engineer have reviewed and evaluated each application in accordance with the requirements of both Section 5537.18 and Administrative Rule 5537-10-01, and have recommended which of the five applications are for ODOT Infrastructure Projects they believe have demonstrated the required transportation related “nexus” under the statute and rule, as well as those they do not believe qualify for funding; and

WHEREAS, the Commission’s General Counsel has reviewed the applications and the recommendations of the CFO/Comptroller and Chief Engineer, and reports that the applications were submitted and their evaluations were performed in compliance with the requirements of Section 5537.18 and Administrative Rule 5537-10-01; and

WHEREAS, the Executive Director has reviewed the reports of the CFO/Comptroller and Chief Engineer, as well as that of the General Counsel, and concurs with their recommendations.

NOW, THEREFORE, BE IT

RESOLVED, that the Ohio Turnpike and Infrastructure Commission hereby determines that the ODOT Infrastructure Project PID No. 79671 (CUY IR-77) located in Cuyahoga County, demonstrates the transportation related nexus to the Turnpike System as required by Ohio Revised Code Section 5537.18 and the Ohio Administrative Code Section 5537-10-01; and

FURTHER RESOLVED, that in accordance with Section 5537.18 of the Ohio Revised Code, the Commission’s determination that the ODOT Infrastructure Project PID No. 79671 has the required transportation related nexus to the Turnpike System is and shall be conclusive and incontestable; and

FURTHER RESOLVED, that a certified copy of this Resolution shall be sent to bond counsel for the Commission.

**(Resolution No. 33-2016 adopted April 18, 2016)**