



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103

Mr. Robert G. Burnley, Director  
Virginia Department of Environmental Quality  
P.O. Box 10009  
Richmond, VA 23240

December 9, 2003

Dear Mr. Burnley:

On March 2, 1999, the United States Court of Appeals for the District of Columbia Circuit issued its opinion in Environmental Defense Fund (EDF) v. Environmental Protection Agency (EPA), No. 97-1637, that the EPA must make an affirmative determination that the submitted Motor Vehicle Emission Budgets (the budgets) contained in State Implementation Plans (SIPs) are consistent with applicable requirements for attainment of the National Ambient Air Quality Standards (NAAQS) before they are used to test the conformity of Transportation Improvement Programs (TIPs) or Long Range Transportation Plans. In addition, EPA agreed to make these submitted budgets available for public comment and to respond to those comments when announcing our determination of the adequacy of those budgets.

By transmittal letters dated as shown in the table below, the District of Columbia, State of Maryland and Commonwealth of Virginia each formally submitted a SIP revision consisting of changes to the budgets contained in the attainment demonstration plan (attainment plan) for the Metropolitan Washington D.C. One -Hour Ozone Nonattainment Area (the Washington, D.C. area). Those same SIP revision submittals also included Rate of Progress (ROP) plans for 2002 and 2005 for the Washington D.C. area which identify mobile budgets.

State	Submittal Date	SIP #
Maryland	September 2, 2003	MD147/ MD148
Virginia	August 19, 2003	VA135/VA136
Washington D.C.	September 5, 2003	DC053/054

On September 10, 2003, a notice was posted on EPA's website at <http://www.epa.gov/oms/traq>, for the purpose of opening EPA's 30-day public comment period on the adequacy of the budgets in your revised attainment plan. That notice also provided a link to and the address for a website where interested members of the public could access the revised attainment plan. EPA's public comment period closed on October 10, 2003. Enclosed please find the Technical Support Document (TSD) prepared in support of our findings regarding the adequacy of your revised budgets. Please see Section II of the TSD regarding the comments received.

*Customer Service Hotline: 1-800-438-2474*