

In the Matter of the Applications for the)
Designation of 129,000 Pound Route on)
United States Highway 93)
Case No. 202102US93)

LETTER OF DETERMINATION

The Idaho Transportation Department (ITD) received an application requesting that a section of United States Highway 93 be designated as a route in which commercial motor vehicles weighing up to 129,000 pounds is allowed. Specifically, the applications sought the designation of United States Highway 93, from M.P. 82.600 to M.P. 160.382. The application was submitted to ITD pursuant to Idaho Code section 49-1004A.

ITD's Chief Engineer, ITD's Bridge Section, the Office of Highway Safety, ITD District 6 and the Division of Motor Vehicles evaluated the proposed routes applying the criteria set forth in the administrative rules that implement the statute. See IDAPA 39.03.22.200.04. Staff found the proposed route satisfied engineering and safety standards set forth in the rule. I received the information from staff and recommended that the matter proceed to a public hearing.

A virtual public comment and hearing period was noticed and conducted using virtual presentation means from June 9, 2021 to June 23, 2021, where verbal testimony was received. Idaho Transportation Board Member Hoff presided over the virtual public comment period and hearing. Following a fifteen-day period, the time for submitting written comment closed.

The Board Sub-Committee held an open meeting on July 6, 2021. At that meeting, I recommended approval of the proposed route. The Sub-Committee considered staff's analysis, my recommendation, the testimony received at the public hearing and the written comments submitted. The Sub-Committee voted to recommend approval of the proposed route to the full Idaho Transportation Board.

The Board Sub-Committee and my representative presented this matter to the Idaho Transportation Board at its regularly scheduled meeting of July 22, 2021. The Board received

the submitted applications, route map and Staff's evaluation of the proposed routes. The Board also received transcripts of the testimony submitted at the public hearing and the written comments received by Staff. The Board accepted the recommendations to approve the route and adopted a resolution during the meeting, directing me to process a Letter of Determination approving the route for commercial motor vehicles weighting of up to 129,000 pounds.

THEREFORE, it is now DETERMINED that the application identified above is hereby APPROVED and the requested routes are designated as routes in which vehicles combinations of up to 129,000 pounds may operate with a permit.

This Letter of Determination is an administrative action of the Idaho Transportation Department and will become a final agency action unless an appeal or pleading is filed with me within fourteen (14) calendar days from the date of service indicated below. The right to file an appeal or pleading is set forth in title 67, chapter 52, Idaho Code and IDAPA 04.11.01, referred to as the Idaho Rules of Administrative Procedure of the Attorney General.

Dated this 22 day of July 2021.



BLAKE RINDLISBACHER, PE
Chief Engineer
Idaho Transportation Department

CERTIFICATE OF SERVICE

I hereby certify that on this 22 day of July, 2021, a copy of the within and foregoing LETTER OF DETERMINATION was served by sending the same by United States mail, postage prepaid, in an envelope addressed to:

AMALGAMATED SUGAR COMPANY
1951 S. SATURN WAY, SUITE 100
BOISE, ID 83709

A handwritten signature in blue ink, appearing to read "S. Luckenga", is written over a horizontal line.

SCOTT LUCKENGA
Freight Program Manager
Idaho Transportation Department