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January 28, 2025

Mr. Gregory Stuart, Executive Director
Broward Metropolitan Planning Organization
100 West Cypress Creek Road,
6th Floor, Suite 650
Fort Lauderdale, FL 33309-2181

RE: Transportation Projects to be Funded by the Federal Transit Administration

Dear Mr. Stuart:

This communication will serve as the requisite opinion of counsel to be filed with the Federal Transit Administration, United States Department of Transportation, in connection with the application of the Broward Metropolitan Planning Organization for federal transportation assistance authorized by 49 U.S.C. Chapter 53; title 23, United States Code; and other federal statutes authorizing activities administered by the Federal Transit Administration. The Broward Metropolitan Planning Organization is a Direct Recipient in the Miami Urbanized Area of federal assistance from the Federal Transit Administration.

Citations to laws, regulations, etc. establishing the legal authority of the Broward Metropolitan Planning Organization to carry out transportation projects for which federal assistance is sought is set forth below:

1. The Broward Metropolitan Planning Organization is authorized by 49 U.S.C. 5303 and Section 339.175, Florida Statutes, to provide and assist transportation within the Transportation Management Area of the Miami Urbanized Area.
 2. The authority of the Broward Metropolitan Planning Organization to provide funds for the local share of projects to be funded, in part, by the Federal Transit Administration is set forth in Title 23 United States Code Section 120(j), and the State of Florida's adopted policy regarding the use of toll revenue credits for public transit capital and planning projects or through a Subrecipient Agreement with a political subdivision of the State of Florida.
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3. I have reviewed the pertinent federal, state, and local laws, and I have concluded that there is no legal impediment to your filing an application for projects funded, in part, by the Federal Transit Administration, for which Broward Metropolitan Planning Organization seeks assistance. Furthermore, as a result of my examination, I find that there is no pending or threatened litigation or other action which might in any way adversely affect the proposed project or the capability of the Broward Metropolitan Planning Organization to carry out the projects to be funded, in part, by the Federal Transit Administration.

If you require any further information, please contact my office.

Sincerely,



Alan L. Gabriel, BMPO General Counsel