

**TEXAS TRANSPORTATION COMMISSION**

VARIOUS Counties

**MINUTE ORDER**

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HOUSTON and BEAUMONT Districts

The Texas Department of Transportation (department) and the seven counties in the Houston area in which SH 99 (Grand Parkway) is located have been proceeding with the development of the Grand Parkway from SH 146 in Galveston County to SH 146 in Harris County. In accordance with the requirements of former Transportation Code §228.0111 and the policies included in Minute Order 111410, the department and the seven counties entered into a Market Valuation Waiver Agreement, effective March 25, 2009, in which the parties agreed on the terms and conditions for the development, construction, and operation of the Grand Parkway, agreed to waive the development of a market valuation of the Grand Parkway, and agreed to certain other provisions applicable to the development, construction, and operation of the Grand Parkway, including terms for establishing baseline toll rates and toll escalation policies applicable to the Grand Parkway.

Title 43, Texas Administrative Code §27.82(d) provides that the Texas Transportation Commission (commission) will establish toll rates for the use of a toll project on the state highway system and prescribes criteria to be considered by the commission in setting toll rates. In setting toll rates, the commission considers: (1) the results of traffic and revenue studies and any schedule of toll rates established in a traffic and revenue report; (2) the requirements of project bond covenants, if applicable; and (3) vehicle classifications, type and location of the facility, and similar criteria that apply to the project. The terms and conditions of the Market Valuation Waiver Agreement provide the basis for the toll rates included in the traffic and revenue report for Segments H, I-1 and I-2 in Harris, Montgomery, Liberty, and Chambers Counties.

The commission is establishing initial toll rates consistent with the terms and conditions of the Market Valuation Waiver Agreement, as shown on Exhibit A, for Grand Parkway Segments H, I-1, the portion of Segment I-2 from Fisher Road to FM 1405 (which is included within that part of Segment I-2 referred to as Segment I-2A, from I-10 East to FM 1405 in Chambers County), and the portion of Segment I-2 from FM 1405 to SH 146 (referred to as Segment I-2B), which will comprise part of the Grand Parkway System (system) to be operated on behalf of the commission by the Grand Parkway Transportation Corporation (GPTC) pursuant to that certain Project Agreement for the SH 99 Grand Parkway System, dated July 17, 2013, as amended from time to time, by and between the department and GPTC, and in accordance with a trust agreement between GPTC and the trustee for the holders of GPTC's toll revenue bonds issued or to be issued to pay the costs of constructing the system.

In Minute Order 113399, dated December 13, 2012, the commission adopted a toll rate escalation policy for the portion of Segment D of the Grand Parkway in Harris County, for Grand Parkway Segments E, F-1, F-2 and G, and for the portion of Grand Parkway Segment I-2A from I-10 East to Fisher Road in Chambers County. That toll rate escalation policy should also apply to Grand Parkway Segments H, I-1, the portion of Segment I-2A from Fisher Road to FM 1405, and Segment I-2B.

In Minute Order 111167, dated December 13, 2007, the commission designated the portion of Segment I-2A from I-10 East to Fisher Road in Chambers County as a toll project on the state highway system. This part of Segment I-2A is an all-electronic, open road tolling facility with a closed ramp system of toll collection, and is currently in operation outside the Grand Parkway System.

In Minute Order 114096, dated October 30, 2014, the commission designated SH 99 Grand Parkway Segment H from US 59 North to US 90 East; Segment I-1 from US 90 East to I-10 East; and Segment I-2B from FM 1405 to SH 146 in Chambers, Harris, Liberty and Montgomery Counties as a toll project on the state highway system.

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Segment I-2B from FM 1405 to SH 146 in Chambers, Harris, Liberty and Montgomery Counties as a toll project on the state highway system.

The portion of Grand Parkway Segment I-2A from Fisher Road to FM 1405 in Chambers County has not previously been designated as a toll project on the state highway system, and has not been tolled, because of pre-existing local non-tolled movement before the development of SH 99. This part of Segment I-2A is currently in operation outside the Grand Parkway System as a non-tolled facility.

In June 2005, the Houston-Galveston Area Council (HGAC), the metropolitan planning organization for the region, designated Segment I-2 as a toll project in the 2025 Regional Transportation Plan. Transportation Code §228.051 provides that, subject to Transportation Code §228.201, the commission, by order, may designate one or more lanes of a segment of the state highway system as a toll project or system. Based on the June 2005 designation by the HGAC, designation of the portion of Grand Parkway Segment I-2A from Fisher Road to FM 1405 as a toll project is authorized under Transportation Code §228.201(a)(2). It is anticipated that after the designation of this portion of I-2A as a toll project, local movement on only this portion of Segment I-2A will continue to be non-tolled.

IT IS THEREFORE ORDERED by the commission that the mainlanes of the portion of Grand Parkway Segment I-2A from Fisher Road to FM 1405 in Chambers County are designated as a toll project on the state highway system.

IT IS FURTHER ORDERED by the commission that upon substantial completion of the construction of Segments H, I-1, and I-2B, GPTC is authorized to charge tolls for the tolled portions of Segments H, I-1, and I-2B of the Grand Parkway in Montgomery, Harris, Liberty and Chambers Counties, and for the portion of Segment I-2A from Fisher Road to FM 1405 in Chambers County, as set forth in Exhibit A.

IT IS FURTHER ORDERED that the executive director is authorized annually to escalate toll rates on the tolled portions of Segments H, I-1, and I-2B of the Grand Parkway in Montgomery, Harris, Liberty and Chambers Counties, and for the portion of Segment I-2A of Grand Parkway from Fisher Road to FM 1405 in Chambers County, in accordance with established indices and the toll escalation policy previously adopted in Minute Order 113399.

Submitted and reviewed by:



Director, Toll Operations Division

Recommended by:



Executive Director

114881 MAR 28 '17

Minute  
Number

Date  
Passed

**Exhibit A**

<b>SH 99 (Segment H: Opening By Spring 2022<sup>1</sup>) - Toll Rates (Effective January 1, 2017)</b>					
<b>Tolling Point</b>	<b>Two-Axle</b>	<b>Three-Axle</b>	<b>Four-Axle</b>	<b>Five-Axle</b>	<b>Six-Axle</b>
	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>
Mainline Plaza West of FM 1485	\$1.64	\$3.28	\$4.92	\$6.56	\$8.20
Entrance and Exit Ramps at Galaxy Blvd	\$0.64	\$1.28	\$1.92	\$2.56	\$3.20
Entrance and Exit Ramps at Miller Wilson	\$0.44	\$0.88	\$1.32	\$1.76	\$2.20
Entrance and Exit Ramps at Community Dr	\$0.65	\$1.30	\$1.95	\$2.60	\$3.25
Mainline Plaza West of Wolf Trot	\$2.84	\$5.68	\$8.52	\$11.36	\$14.20
Entrance and Exit Ramps at Wolf Trot	\$1.92	\$3.84	\$5.76	\$7.68	\$9.60
Entrance and Exit Ramps at Kingwood Dr.	\$1.61	\$3.22	\$4.83	\$6.44	\$8.05
Entrance and Exit Ramps at FM 686	\$1.18	\$2.36	\$3.54	\$4.72	\$5.90
Entrance and Exit Ramps at FM 1960	\$0.68	\$1.36	\$2.04	\$2.72	\$3.40

<b>SH 99 (Segment I-1: Opening By Spring 2022<sup>1</sup>) - Toll Rates (Effective January 1, 2017)</b>					
<b>Tolling Point</b>		<b>Three-Axle</b>	<b>Four-Axle</b>	<b>Five-Axle</b>	<b>Six-Axle</b>
	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>
Entrance and Exit Ramps at FM 1413	\$0.73	\$1.46	\$2.19	\$2.92	\$3.65
Mainline Plaza North of SH 146	\$2.87	\$5.74	\$8.61	\$11.48	\$14.35
Entrance and Exit Ramps at SH 146	\$0.73	\$1.46	\$2.19	\$2.92	\$3.65
Entrance and Exit Ramps at FM 565	\$0.44	\$0.88	\$1.32	\$1.76	\$2.20

<b>SH 99 (Segment I-2: Opening By Spring 2022<sup>1</sup>) - Toll Rates (Effective January 1, 2017)</b>					
<b>Tolling Point</b>	<b>Two-Axle</b>	<b>Three-Axle</b>	<b>Four-Axle</b>	<b>Five-Axle</b>	<b>Six-Axle</b>
	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>	<b>TxTag</b>
Entrance and Exit Ramps Kilgore Rd	\$0.44	\$0.88	\$1.32	\$1.76	\$2.20
Entrance and Exit Ramps North of FM 565	\$0.56	\$1.12	\$1.68	\$2.24	\$2.80
Mainline Plaza South of FM 565 <sup>2</sup>	\$1.78	\$3.56	\$5.34	\$7.12	\$8.90
Mainline Plaza West of FM 1405	\$0.51	\$1.02	\$1.53	\$2.04	\$2.55
Mainline Plaza West of SH 146 (Bus.)	\$0.53	\$1.06	\$1.59	\$2.12	\$2.65

**Notes:**

- 1.) Tolling of Segments H, I-1 and the portion of I-2, from Fisher Road to SH 146, is anticipated to commence subsequent to substantial completion, tentatively scheduled for Spring 2022, and is, therefore, subject to change.
- 2.) The portion of Segment I-2 from I-10 East to FM 1405 is currently open to traffic, with the portion from I-10 East to Fisher Road currently being tolled at rates previously established by the commission in a separate Minute Order. Upon substantial completion of the construction of Segments H, I-1 and I-2B, the toll rates established in this Minute Order for the Mainline Plaza South of FM 565 tolling point will supersede any prior toll rates established by the commission for that tolling point. Until substantial completion is reached, the rates adopted in this table for the Mainline Plaza South of FM 565 tolling point will not be charged.