



Metropolitan Planning Organization

Title VI

Environmental Justice and Disadvantaged Business Enterprise Programs

(Non-Discrimination in Federally Assisted Programs)

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I. TITLE VI POLICY STATEMENT

It is the policy of the Nashua Regional Planning Commission (NRPC) Metropolitan Planning Organization (MPO) to effectuate Title VI of the Civil Rights Act of 1964, as amended, the Civil Rights Restoration Act of 1987, and related statutes and regulations in all Federal programs and activities. Pursuant to this obligation, no person shall, on the grounds of race, color, national origin, sex, age, creed, disability, or income status be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity carried out by the MPO. The MPO will also monitor and enforce statutory requirements imposed on its sub-recipients and participants of federally assisted programs and projects. The MPO further assures that every effort will be made to ensure nondiscrimination in all of its programs and operations, regardless of funding source.

The NRPC MPO operates without regard to race, color, national origin, sex, age, creed, disability or income status. MPO meetings are held in accessible locations, and reasonable accommodations are made for individuals with disabilities upon request within a reasonable advance notice period (usually two weeks or 10 business days). If you would like accessibility or language accommodation for any NRPC MPO meeting, please contact NRPC at 603-417-6570.

If you feel you have been discriminated against based on your race, color, national origin, sex, age, creed, disability or income status, you may file a complaint following the NRPC MPO Title VI Complaint Form (included as Appendix C). If you cannot download the document or need additional information, please feel free to contact the Nashua Regional Planning Commission (NRPC) at 603-417-6570.



Jay Minkarah, Executive Director

February 12, 2021

Date

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II. OBJECTIVES

The Nashua Regional Planning Commission (NRPC) Metropolitan Planning Organization (MPO) has in place a Program based on Title VI of the Civil Rights Act of 1964 (42 U.S. Code Section 2000d) and U.S. Department of Transportation Regulation 49 CFR Part 21 “Nondiscrimination in Federally-Assisted Programs of the Department of Transportation”. The Program is based on Federal Transit Administration Circular FTA C 4702.1B, “Title VI Requirements and Guidelines for Federal Transit Administration Recipients,” (October 1, 2012).

The objectives of the program are as follows:

- 1) To ensure that the level and quality of transportation service is provided without regard to race, color, or national origin;
- 2) To identify and address, as appropriate, disproportionately high and adverse human health and environmental effects, including social and economic effects of programs and activities on minority populations and low-income populations;
- 3) To promote the full and fair participation of all affected populations in transportation decision-making;
- 4) To prevent the denial, reduction or delay in benefits related to programs and activities that benefit minority populations or low-income populations; and
- 5) To ensure meaningful access to programs and activities by persons with limited English proficiency.

III. REQUIREMENTS

As part of the Nashua Regional Planning Commission (NRPC) Metropolitan Planning Organization (MPO) Title VI Program, the MPO maintains certain reporting requirements and provides the New Hampshire Department of Transportation (NHDOT), Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) the following information regarding these reporting requirements. In addition to the general requirements required of all recipients of Federal aid, Metropolitan Planning Organizations must respond to additional requirements related to planning of federally funded transportation projects, and program administration.

1. Requirement to Provide Title VI Assurances

The MPO will submit its Title VI Assurance as part of its Certifications and Assurances submission to NHDOT, FHWA and FTA. While the MPO does not currently have any sub-recipients, should sub-recipients exist in the future, the MPO will collect Title VI Assurances from sub-recipients prior to passing through FHWA or FTA funds. A copy of the Title VI Assurance included in the Annual Certifications and Assurances submission to NHDOT, FHWA and FTA is included in Appendix A.

2. Requirement to Prepare and Submit a Title VI Program

This document constitutes the Title VI Program for the Nashua Regional Planning Commission (NRPC) Metropolitan Planning Organization (MPO).

Demographic Profile

In addition to the general requirements for all recipients of federal aid, MPOs are also required to provide a demographic profile of the metropolitan area that includes identification of the locations of minority populations. The following pages summarize Census data on minority and low income populations for the thirteen communities that currently make up the MPO planning area.

Data on the racial and ethnic makeup of the region are drawn from the 2010 U.S. Census. Data on low-income populations and languages spoken at home were drawn from the American Community Survey (ACS) 2007 - 2011 5-year data compilation. While the ACS data provide useful annual snapshots at the national, state and county levels, they contain very high margins of error for small geographies (in some cases in excess of 100%), and especially for small sub-populations within towns. However, they represent the best available data for these measures. NRPC will continue to collect, tabulate and monitor applicable data from the American Community Survey between decennial censuses.

The analyses have been developed at two geographic levels. Tables 1, 2 and 5 on the following pages show data at the municipal level. Maps 1 through 3 display the data at the Census tract level for additional detail and corresponding tract-level tables are included in Appendix D.

Minority Population

Table 1 identifies the percentages of racial and ethnic minority residents for each municipality within the MPO region. Region-wide, minorities make up approximately 12.6% of the population. Nashua, the region's largest community and the state's second largest city, has the highest percentage of minorities, at 21%. This value contributes significantly to the regional average; excluding Nashua, the regional minority percentage is 6.4%, with individual community percentages ranging from 2.5% to 8.8%. Statewide, members of racial and ethnic minority groups make up 7.7% of the population.

The 2010 Census data shows an increase in the regional minority population, as compared to 2000 Census data, which showed approximately 8.1% of the region classified as a minority. The data suggests that the percentage of Blacks went down by 0.4% and the percentage of Asians went up 0.9%; the Hispanic population increased by 2.2%. *(Note: How the Census asks about race and ethnicity has evolved throughout the decades and may contribute to some of the increase in minority population).*

Map 1 displays the minority population as a percentage of total population at the Census tract level with projects identified in the MPO 2013-2040 Long Range Metropolitan Transportation Plan and NHDOT 2015 – 2024 Ten Year Plan superimposed. The highest concentrations of minority populations in the region are in Nashua, north of NH 111 and east of the F. E. Everett Turnpike and along the Turnpike/Daniel Webster Highway corridor in the southeast corner of City.

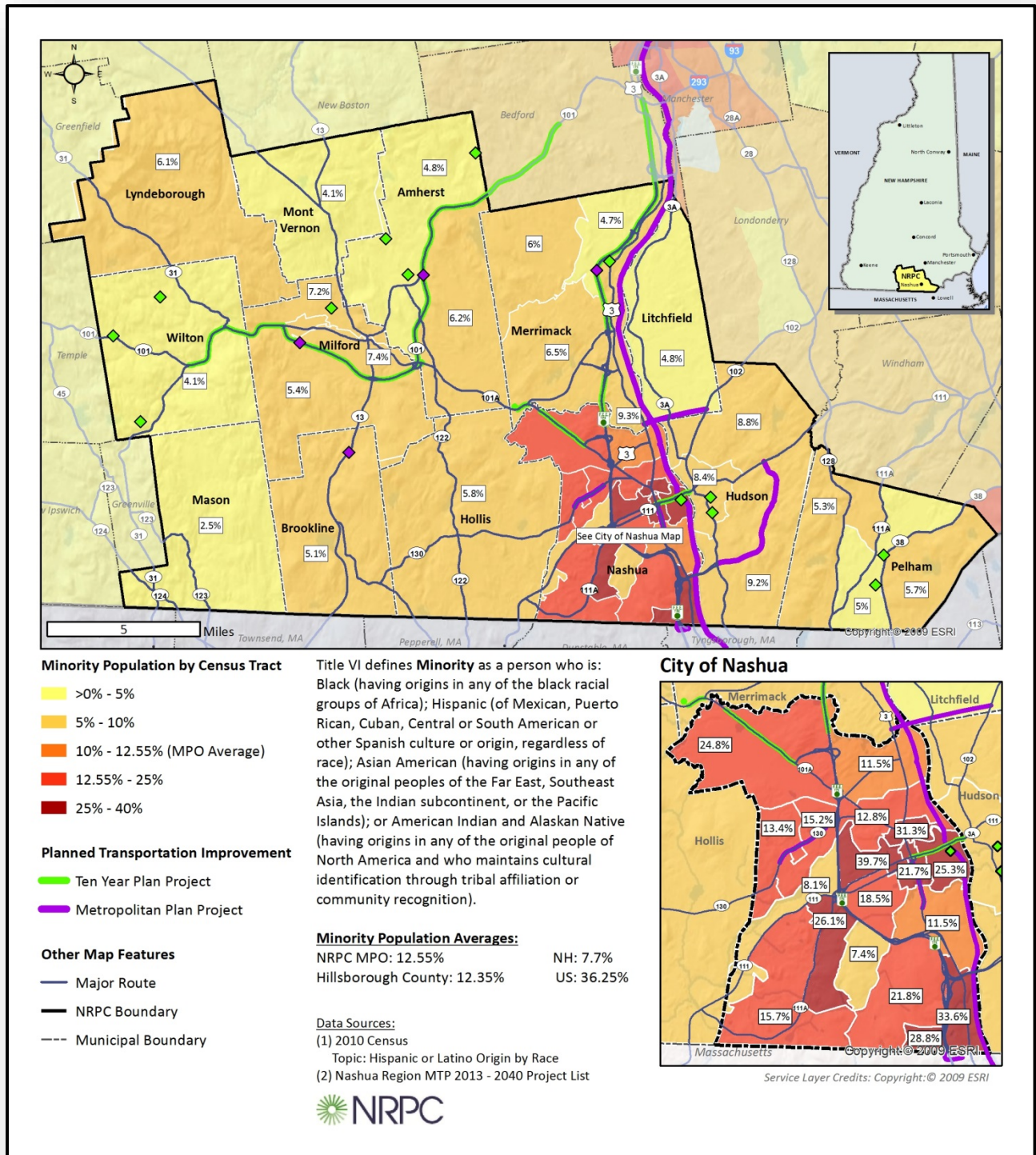
The distribution of projects does not suggest that communities with larger minority populations are subject to a disproportionate share of either benefits or adverse impacts from transportation projects.

Table 1: Minority Populations in the NRPC MPO Region by Community

MPO Community	Total Population	Not Hispanic						Hispanic	Total Minority Population
		Black	American Indian	Asian	Hawaiian	Other	2+ Races	All Races	
Amherst	11,201	0.4%	0.1%	1.7%	0.0%	0.1%	1.2%	1.9%	5.5%
Brookline	4,991	0.2%	0.2%	1.2%	0.0%	0.1%	1.3%	2.0%	5.1%
Hollis	7,684	0.5%	0.1%	2.4%	0.0%	0.1%	1.5%	1.2%	5.8%
Hudson	24,467	1.3%	0.1%	3.0%	0.0%	0.2%	1.2%	2.9%	8.8%
Litchfield	8,271	0.6%	0.3%	0.8%	0.0%	0.1%	1.1%	2.0%	4.8%
Lyndeborough	1,683	0.8%	0.2%	0.8%	0.0%	0.4%	2.3%	1.6%	6.1%
Mason	1,382	0.1%	0.0%	0.7%	0.0%	0.1%	0.6%	1.1%	2.5%
Merrimack	25,494	0.7%	0.2%	2.0%	0.0%	0.2%	1.4%	2.1%	6.5%
Milford	15,115	1.2%	0.2%	1.3%	0.0%	0.3%	1.4%	2.2%	6.7%
Mont Vernon	2,409	0.4%	0.2%	0.8%	0.0%	0.0%	1.2%	1.5%	4.1%
Nashua	86,494	2.3%	0.2%	6.5%	0.0%	0.5%	1.7%	9.8%	21.0%
Pelham	12,897	0.5%	0.1%	1.7%	0.0%	0.2%	0.9%	1.9%	5.3%
Wilton	3,677	0.5%	0.2%	0.5%	0.0%	0.0%	1.5%	1.4%	4.1%
MPO Region	205,765	1.4%	0.2%	3.8%	0.0%	0.3%	1.5%	5.4%	12.5%
Hillsborough County	400,721	1.8%	0.2%	3.2%	0.0%	0.2%	1.5%	5.3%	12.4%
New Hampshire	1,316,470	1.0%	0.2%	2.1%	0.0%	0.1%	1.4%	2.8%	7.7%
United States	308,745,538	12.2%	0.7%	4.7%	0.2%	0.2%	1.9%	16.3%	36.3%

Source: US Census Bureau, 2010 Census (Hispanic or Latino Origin by Race)

Map 1: Minority Populations and Planned Transportation Improvements in the Nashua Metropolitan Planning Area



Limited English Proficiency

The 2007 – 2011 ACS estimates that the percentage of people 5 years and older who speak a language other than English at home in the MPO region is 12.5%, which is consistent with Hillsborough County as a whole (12.7%). The estimate for the state of New Hampshire is quite a bit lower, at 7.9%. Excluding English, the predominant language spoken at home in New Hampshire is Spanish, spoken by approximately 3.9% of the MPO region's (and Hillsborough County's) population 5 years and older and by about 2.1% of the state. The City of Nashua has the region's highest percentages of those who speak a language other than English (19.8%) and the region's highest percentage of those who speak Spanish (7.1%). The southern portion of New Hampshire is home to the state's two largest cities – Manchester and Nashua. These cities have a more diverse mix of races and ethnicities than the remainder of the state, and that is reflected in the language data collected by the US Census Bureau.

The federal interagency website on Limited English Proficiency (LEP) (www.lep.gov) states: Individuals who do not speak English as their primary language and who have a limited ability to read, speak, write, or understand English can be limited English proficient, or "LEP." This includes people who reported to the US Census Bureau that they speak English less than very well, not well or not at all. These individuals may be entitled language assistance with respect to a particular type or service, benefit, or encounter.

Table 2 is a summary of the estimated percentages of regional residents who have Limited English Proficiency and Table 3 identifies which language groups have the highest percentages of its population that speaks English less than very well. Region-wide, approximately 4.4% of the population has a limited ability to read, speak, write or understand English. Nashua has the highest percentage of its population deemed LEP, at 7.7%. As with the minority population, Nashua contributes significantly to the regional average; excluding Nashua, the regional percentage of LEP residents is 2.0%, with individual community percentages ranging from 0.1% to 3.5%. Statewide, about 2.4% of the population is limited English proficient.

Table 4 details the languages spoken at home for the population 5 years and older within the region, sorted from highest percentage within the region to lowest. The percentages for the City of Nashua, Hillsborough County and New Hampshire are also shown.

Map 2 displays the estimated percentage of the population classified as LEP at the Census tract level together with projects identified MPO 2015-2040 Long Range Metropolitan Transportation Plan and NHDOT 2015 – 2024 Ten Year Plan. The tracts with the highest percentages of low-income families are those located east of the FE Everett Turnpike, along NH 111. The distribution of projects in the MPO and NHDOT transportation plans does not suggest that areas within the region with a higher percentage of low-income residents are subject to a disproportionate share of either benefits or adverse impacts from highway projects.

Table 2: Limited English Proficiency in the NRPC MPO Region by Community

MPO Community	Total Population	Speak Only English	Speak English Very Well	Speak English Less than Very Well (LEP)
Amherst	10,457	95.7%	3.4%	0.9%
Brookline	4,695	96.1%	3.2%	0.7%
Hollis	7,155	93.3%	4.5%	2.2%
Hudson	23,098	88.9%	7.6%	3.5%
Litchfield	7,570	96.8%	2.5%	0.7%
Lyndeborough	1,429	96.2%	3.6%	0.1%
Mason	1,237	95.6%	2.7%	1.7%
Merrimack	24,059	93.0%	5.1%	2.0%
Milford	14,254	91.4%	6.2%	2.4%
Mont Vernon	2,400	97.6%	1.8%	0.6%
Nashua	81,249	80.2%	12.1%	7.7%
Pelham	11,894	92.5%	5.8%	1.7%
Wilton	3,527	94.5%	5.3%	0.2%
Region	193,024	87.5%	8.1%	4.4%
Hillsborough County	376,073	87.3%	8.1%	4.6%
New Hampshire	1,244,973	92.1%	5.5%	2.4%
United States				

Source: US Census Bureau, ACS 2007 – 2011 (Language Spoken at Home by Ability to Speak English for the Population 5 Years and Over)

Table 2: Language Spoken by those who speak English Less than Very Well

Language Spoken at Home	Speak English Less than Very Well
Spanish or Spanish Creole	1.91%
Portuguese or Portuguese Creole	0.48%
French (incl. Patois, Cajun)	0.39%
Chinese	0.35%
Gujarati	0.24%
Other Indic languages	0.18%
Other Asian languages	0.13%
Vietnamese	0.09%
Russian	0.07%
Greek	0.06%
Korean	0.05%
Hindi	0.05%
Thai	0.05%
Arabic	0.05%

Source: US Census Bureau, ACS 2007 – 2011 (Language Spoken at Home by Ability to Speak English for the Population 5 Years and Over)
Threshold of 0.05% applied

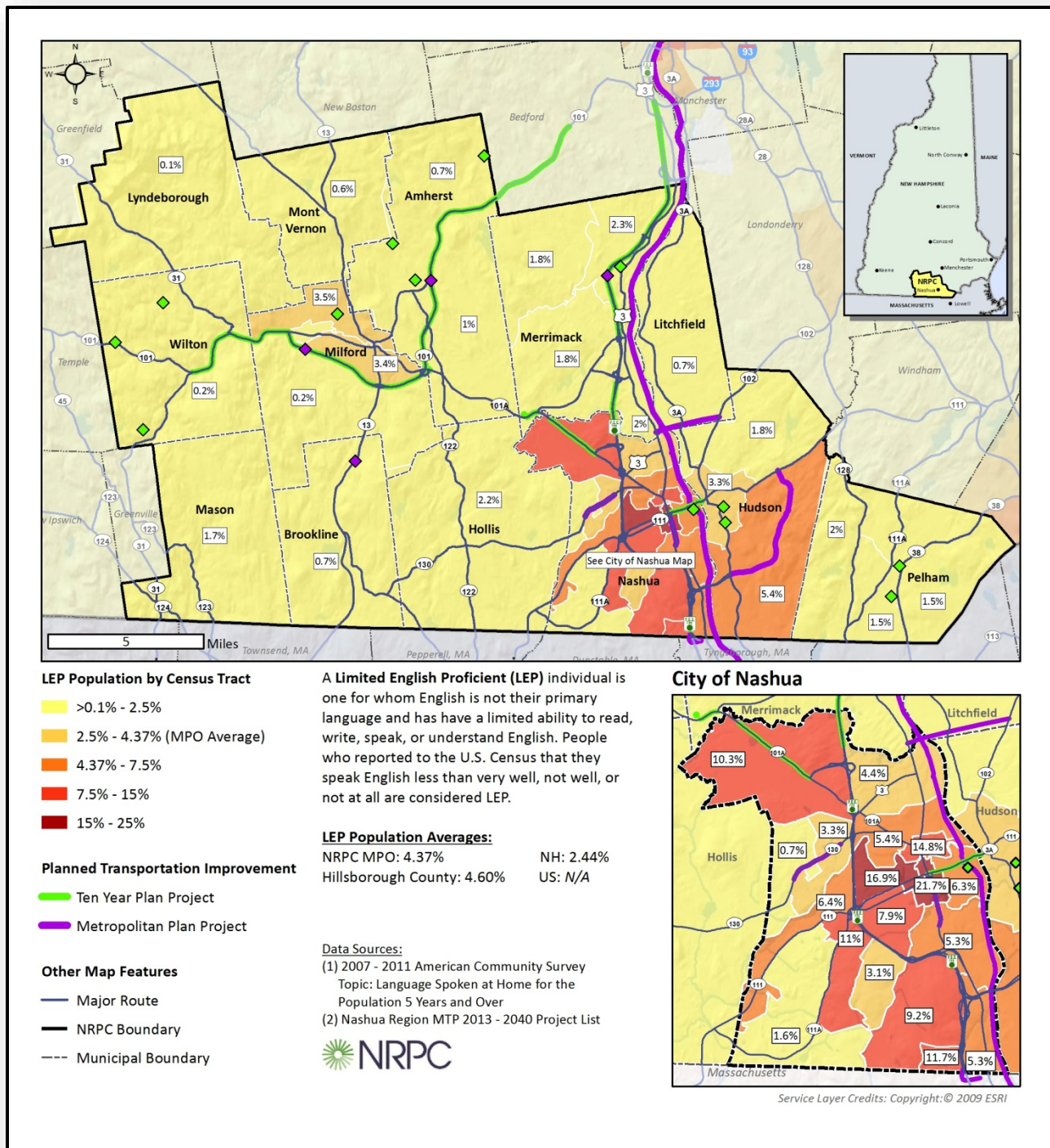
Table 4: Languages Spoken at Home in the NRPC MPO Region by Community

Language	Region	Nashua	Hills. County	New Hampshire
Speak only English	87.49%	80.23%	87.31%	92.08%
Speak other language	12.51%	19.77%	12.69%	7.92%
Spanish or Spanish Creole	3.94%	7.09%	3.95%	2.13%
French (incl. Patois, Cajun)	2.20%	2.90%	2.88%	2.07%
Portuguese or Portuguese Creole	1.03%	1.64%	0.62%	0.31%
Chinese	0.70%	1.13%	0.55%	0.36%
Other Asian languages	0.54%	1.03%	0.35%	0.20%
Other Indic languages	0.53%	0.98%	0.42%	0.24%
Gujarati	0.46%	0.83%	0.25%	0.10%
Hindi	0.40%	0.69%	0.30%	0.16%
German	0.31%	0.42%	0.33%	0.27%
Greek	0.30%	0.38%	0.37%	0.20%
Russian	0.22%	0.34%	0.17%	0.12%
Arabic	0.21%	0.30%	0.25%	0.15%
Italian	0.18%	0.25%	0.12%	0.17%
Vietnamese	0.16%	0.23%	0.33%	0.15%
Mon-Khmer, Cambodian	0.15%	0.22%	0.10%	0.06%
African languages	0.14%	0.21%	0.42%	0.18%
Thai	0.13%	0.17%	0.07%	0.03%
Scandinavian languages	0.12%	0.15%	0.09%	0.06%
Other Indo-European languages	0.11%	0.14%	0.14%	0.10%
Korean	0.09%	0.11%	0.09%	0.10%
Tagalog	0.09%	0.10%	0.08%	0.09%
Polish	0.06%	0.08%	0.13%	0.11%
Other West Germanic languages	0.05%	0.08%	0.03%	0.04%
Hebrew	0.05%	0.07%	0.03%	0.03%
Laotian	0.04%	0.06%	0.02%	0.04%
Japanese	0.04%	0.05%	0.04%	0.05%
Hungarian	0.03%	0.04%	0.02%	0.02%
Armenian	0.03%	0.03%	0.02%	0.02%
Persian	0.03%	0.02%	0.03%	0.02%
Urdu	0.03%	0.01%	0.03%	0.03%
Other Pacific Island languages	0.03%	0.01%	0.02%	0.09%
Other Slavic languages	0.03%	0.00%	0.06%	0.05%
Other and unspecified languages	0.02%	0.00%	0.06%	0.04%
French Creole	0.02%	0.00%	0.09%	0.05%
Serbo-Croatian	0.02%	0.00%	0.23%	0.11%
Yiddish	0.00%	0.00%	0.00%	0.00%
Hmong	0.00%	0.00%	0.00%	0.00%
Navajo	0.00%	0.00%	0.00%	0.00%
Other Native North American languages	0.00%	0.00%	0.02%	0.01%

Source: US Census Bureau, ACS 2007 – 2011(Language Spoken at Home for the Population 5 Years and Over)

Population 5 years and older: 193,024; City of Nashua: 81,249; Hillsborough County: 376,073; New Hampshire: 1,244,973

Map 2: Limited English Proficiency and Planned Transportation Improvements in the Nashua Metropolitan Planning Area



Low-Income Families

Moving Ahead for Progress in the 21st Century (MAP-21) defines a "Low-Income Individual" as an individual whose family income is at or below 150% of the poverty line published by the US Department of Health and Human Services (DHHS). The DHHS 2011 poverty line was \$22,350 for a family of four. The US Census Bureau, which defines "poverty thresholds" for statistical purposes, set the 2011 poverty threshold used in their tabulations at \$23,010 for a family of four. The data summarized in Table 2 and displayed on Map 2 is based on the slightly higher Census-defined poverty *threshold* and shows the estimated percentages of families in the NRPC region whose income is at or below the threshold and who are considered low-income according to the MAP-21 definition.

The percentage of families in the MPO region that would be considered low-income under MAP-21 was 7.4%. Table 5 identifies four communities where the percentage of families exceeds the regional average: Mason (11.5%), Nashua (11.1%), Wilton (10.5%) and Lyndeborough (8.5%). Statewide, approximately 9.8% of the families are low-income. As compared to the 2000 Census data, the 2010 data suggests a one percent increase in the percentage of low-income families in the region, which was estimated at 6.3% in 2000. Other than Lyndeborough, the same towns that exceeded the regional average in 2010 also exceeded that average in 2000.

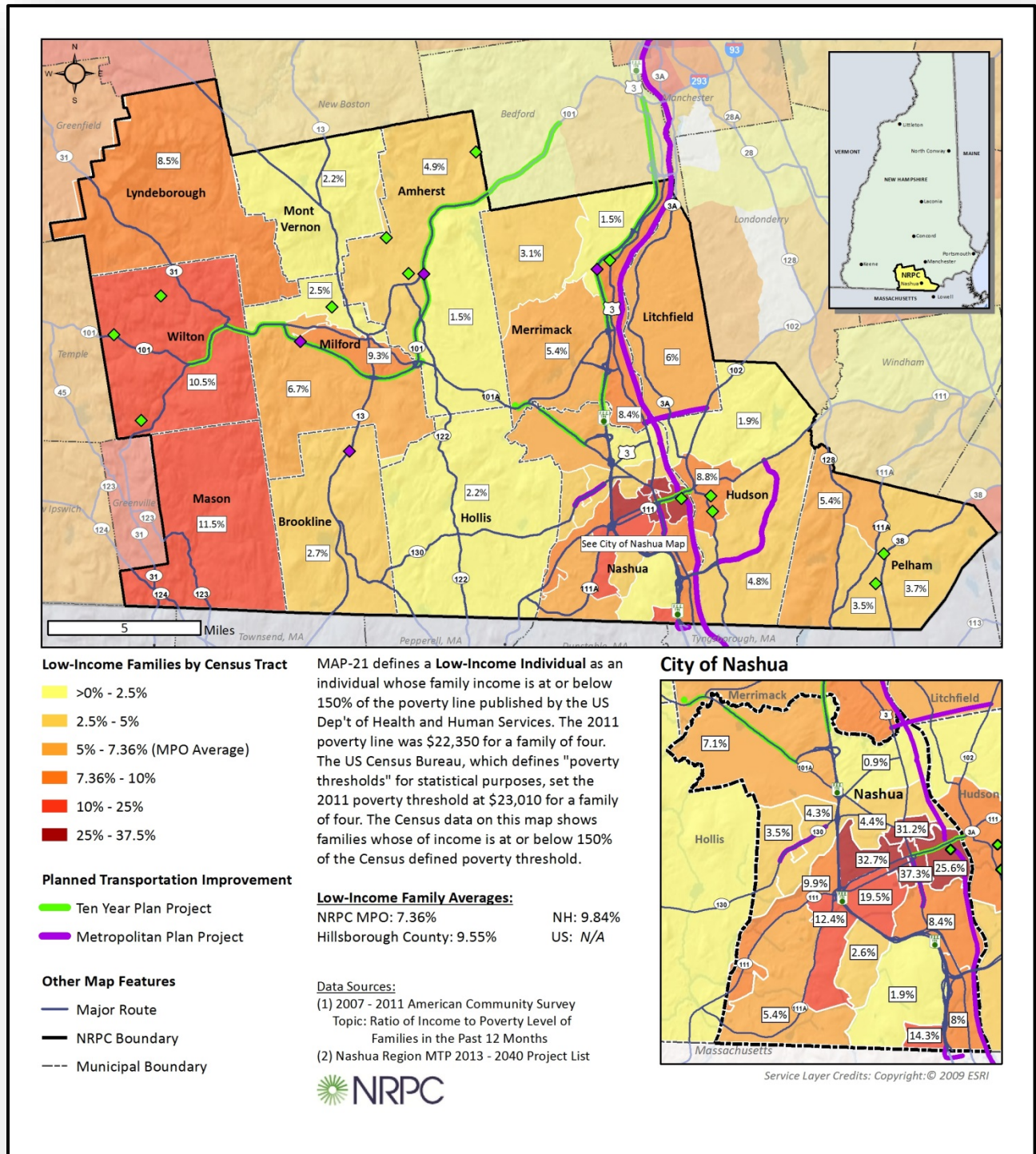
Map 3 displays the estimated percentage of low-income families at the Census tract level together with projects identified MPO 2015-2040 Long Range Metropolitan Transportation Plan and NHDOT 2015 – 2024 Ten Year Plan. The tracts with the highest percentages of low-income families are those located east of the FE Everett Turnpike, along NH 111. This area is served by the public transportation system and the MPO actively works with multiple partners on projects to improve mobility options in this area. The distribution of projects in the MPO and NHDOT transportation plans does not suggest that areas within the region with a higher percentage of low-income residents are subject to a disproportionate share of either benefits or adverse impacts from highway projects.

Table 5: Low-Income Families in the NRPC MPO Region by Community

MPO Community	Total Families	Income at or below Poverty Level (2011)	Income at or below 150% Poverty Level (2011)
Amherst	3,285	1.98%	3.11%
Brookline	1,271	2.68%	2.68%
Hollis	2,096	0.62%	2.19%
Hudson	6,864	1.78%	4.85%
Litchfield	2,386	3.73%	5.99%
Lyndeborough	435	4.14%	8.51%
Mason	390	8.72%	11.54%
Merrimack	7,345	2.61%	4.6%
Milford	4,028	4.52%	7.05%
Mont Vernon	741	0.94%	2.16%
Nashua	22,211	5.39%	11.05%
Pelham	3,517	1.73%	4.24%
Wilton	1,021	4.70%	10.48%
MPO Region	55,590	3.71%	7.36%
Hillsborough County	105,000	5.20%	9.55%
New Hampshire	348,040	5.17%	9.84%
United States	<i>Not available due to government shutdown</i>		

Source: US Census Bureau, ACS 2007 – 2011 (Ratio of Income to Poverty Level of Families for the past 12 months)

Map 3: Low Income Families and Planned Transportation Improvements in the Nashua Metropolitan Planning Area



3. Requirement to Notify Beneficiaries of Protection Under Title VI

The NRPC MPO has established methods for notification to the public regarding its Title VI obligations, how to get more information regarding the MPO's non-discrimination obligations, and procedures for filing a discrimination complaint against the MPO. The public notice is included in Appendix B.

The public notice is posted at the MPO offices and is accessible on the MPO website at www.nashuarpc.org. Below are English and Spanish versions of the NRPC MPO's Notification of Protection:

English

The NRPC MPO operates without regard to race, color, national origin, sex, age, creed, disability or income status. MPO meetings are held in accessible locations, and reasonable accommodations are made for individuals with disabilities upon request within a reasonable advance notice period (usually two weeks or 10 business days). If you would like accessibility or language accommodation for any NRPC MPO meeting, please contact the NRPC Business Manager at 603-417-6570, extension 6573 or by email: katel@nashuarpc.org

If you feel you have been discriminated against based on your race, color, national origin, sex, age, creed, disability or income status, you may file a complaint following the NRPC MPO Title VI Complaint Form. If you cannot download the document or need additional information, please feel free to contact the Nashua Regional Planning Commission (NRPC) at 603-417-6570.

Spanish

La Comisión de Planificación Nashua Organización de Planificación Metropolitana opera sin distinción de raza, color, origen nacional, sexo, edad, credo, discapacidad o estado de ingresos. MPO reuniones se llevan a cabo en lugares accesibles y razonables se hacen para las personas con discapacidad que lo soliciten dentro de un plazo de preaviso razonable (generalmente dos semanas o 10 días hábiles). Si desea alojamiento accesibilidad o el idioma para las reuniones MPO NRPC, por favor póngase en contacto con el gerente de negocios de NRPC en 603-417-6570, extensión 6573 o por correo electrónico: katel@nashuarpc.org.

Si usted siente que ha sido discriminado por su raza, color, origen nacional, sexo, edad, credo, discapacidad o estado de ingresos, usted puede presentar una queja siguiendo la forma MPO NRPC queja del Título VI. Si usted no puede descargar el documento o necesita información adicional, por favor no dude en ponerse en contacto con la Comisión de Planificación en Nashua en 603-417-6570.

4. Requirement to Develop Title VI Complaint Procedures and Complaint Form

The NRPC MPO has developed procedures for investigating and tracking Title VI complaints that may be filed against the MPO and for making these procedures available to members of the public upon request. Should the NRPC MPO have any sub-recipients in the future, sub-recipients shall be required to have such procedures and shall be encouraged to adopt the MPO's complaint investigation and tracking procedures.

A copy of the NRPC MPO's Title VI Complaint Procedures is included in Appendix C. The Title VI complaint procedures were adopted by the NRPC MPO on August 19, 2015. The NRPC MPO Title VI Coordinator is:

MPO Coordinator
Nashua Regional Planning Commission
30 Temple Street, Suite 310
Nashua, NH 03060
Email: greggl@nashuarpc.org

5. Requirement to Record and Report Title VI Investigations, Complaints, and Lawsuits

In compliance with 49 CFR Section 21.9(b), the NRPC MPO (and any sub-recipient) shall prepare and maintain a list of any active investigations conducted by entities other than the FTA or FHWA, lawsuits, or complaints naming the NRPC MPO (or sub-recipient) alleging discrimination on the basis of race, color, national origin, sex, creed, disability or income status. This list shall include the date the investigation, lawsuit, or complaint was filed and received by the MPO, a summary of the allegation(s), the status of the investigation, lawsuit or complaint, and actions taken by the MPO (or sub-recipient) in response to the investigation, lawsuit, or complaint.

The NRPC MPO's form for recording this information is included in Appendix C. The list shall comprise all of the records of active investigations, lawsuits, and complaints recorded on these forms. During the processing of active investigations, lawsuits, or complaints, the Title VI Coordinator shall update the record form as necessary. Upon resolution and closure of an investigation, lawsuit or complaint, the Title VI Coordinator shall record such closure on this form.

The Nashua Regional Planning Commission Metropolitan Planning Organization (MPO) was designated by Governor Meldrim Thomson as the MPO for the Nashua-Hudson Urbanized area in 1973. Since the designation of the MPO there have been no Title VI complaints, investigations, or lawsuits filed against the MPO.

6. Requirement to Promote Inclusive Public Participation

The content and considerations of Title VI, the Executive Order on Limited English Proficiency (LEP), and the US DOT LEP Guidance are integrated into the NRPC MPO's Public Involvement Process for Transportation Planning (June 2019).

The principal objectives of the NRPC's public involvement processes are:

- to seek input from a wide variety of individuals, groups and organizations affected by the transportation system;
- to establish public involvement early in the planning process, before key decisions are made; and
- to develop transportation plans, programs and projects which reflect local, regional and state priorities and consider a range of transportation options.

Throughout the regional transportation planning process, the NRPC MPO and partner agencies will consider the three federally established fundamental environmental justice principles:

- to avoid, minimize or mitigate disproportionately high and adverse human health or environmental effects, including social and economic effects, of transportation plans, programs and policies on minority populations and low-income populations;
- to ensure full and fair participation by all potentially affected communities in the transportation decision-making process; and
- to prevent the denial of, reduction in, or significant delay in the receipt of transportation benefits by minority and low-income populations.

The MPO actively seeks to solicit the comments and engage the interests of the public through the participation process. As part of comprehensive, cooperative and continuing effort with the the NH Department of Transportation, the MPO strives to balance the public's needs and desires with resources available to address those needs and desires.

The MPO employs various techniques to provide information and solicit public input throughout its planning practices. In addition to required public hearings, such activities may include: targeted neighborhood meetings; discussions and partnerships with special interest/community organizations; workshops that encourage public input, involvement and feedback; in-person interviews, paper survey mailings, professionally administered surveys and web-based questionnaires; and use of the agency's website and social media pages to disseminate information.

Specific outreach efforts designed to gather input on the needs of underrepresented populations in the MPO region in recent years include, though are not limited to, the following:

- participating in special interest groups such as Transit Matters;
- surveys of riders of the Nashua Transit System, the regional public transit systems serving portions of the MPO region;
- discussions with regional non-profit health and human service agencies regarding the transportation needs of the client populations with whom they work;
- targeted mailings and bilingual questionnaire distribution;
- recruiting advocates to participate in the transportation planning process; and
- participation in New Hampshire's Granite State Future initiative, which involves partnering with New Hampshire Listens on a series of focus group meetings targeting "Communities of Interest". These include groups such as immigrant populations, low income residents, individuals with disabilities, senior citizens, and youth.

The MPO seeks to reduce or eliminate language, mobility, temporal, and other obstacles that may prevent minority, disability, low-income and other under-represented populations from fully participating in the metropolitan planning process. It is the policy of the MPO to locate all public meetings in facilities that are ADA accessible. MPO meetings are typically held at the NRPC offices in Nashua, New Hampshire; on occasion, municipal offices are used to hold meetings, with the alternative location well-publicized. Only the

City of Nashua is served by public transportation, and as such, MPO meetings are accessible by public transit for Nashua residents only.

7. Requirement to Provide Meaningful Access to LEP Persons

Consistent with Title VI of the Civil Rights Act of 1964, the US DOT's implementing regulations, and Executive Order 13166, "Improving Access to Services for Persons with Limited English Proficiency" (65 FR 50121, Aug. 11, 2000), the NRPC MPO will take responsible steps to ensure meaningful access to benefits, services, information, and other important portions of its programs and activities for individuals who have Limited English Proficiency (LEP).

A four-factor analysis of LEP populations is described in the Federal Transit Administration LEP Handbook titled "Implementing the Department of Transportation's Policy Guidance Concerning Recipients' Responsibilities to Limited English Proficient (LEP) Persons: A Handbook for Public Transportation Providers" (April 2007) and are described as follows:

- Factor 1: The Number and Proportion of LEP Persons Served or Encountered in the Eligible Service Population
- Factor 2: The Frequency with which LEP Individuals Come into Contact with your programs, activities, and services
- Factor 3: The Importance to LEP Persons of Your Program, Activities and Services
- Factor 4: The Resources Available to the Recipient and Costs

Factor 1: Identify the number or proportion of LEP persons eligible to be served or likely to be encountered by a program, activity, or service of the recipient or grantee

A demographic profile of the NRPC MPO region is included in this plan under **Section III.2 Requirement to Prepare and Submit a Title VI Program**. The languages spoken in the thirteen (13) NRPC communities were identified and the estimated percentage of residents with Limited English Proficiency and their distribution by language group were summarized. Appendix D includes comprehensive data tables from the 2007 - 2011 ACS regarding language spoken at home as well as Limited English Proficiency for the 40 census tracts in the MPO planning region.

Factor 2: Determine the frequency with which LEP individuals come in contact with the program

Key points of contact between the MPO and members of the public in the MPO region include the following: public hearings, other public meetings, the MPO website, inquiries with the MPO office and staff regarding local or regional project needs, and local or regional surveys, including ridership surveys administered in Spanish and Portuguese, designed to gather information to inform decision making.

During the past ten years there have been no inquiries with MPO staff by residents of the region regarding the availability of interpretation services for meetings, or documents in translation to other languages to benefit LEP individuals.

Factor 3: Define the nature and importance of the program, activity, or service provided by the recipient to people's lives

An MPO's regional planning activities impact every person in the MPO region to one degree or another. Projects reviewed by the MPO and recommended to NHDOT for funding impact the safety and travel time for all members of the driving public. Similarly, MPO work to develop regional coordinated public transit and human service transportation plans helps to address mobility and access needs for a range of transit dependent populations, which may include LEP persons as well as seniors, individuals with disabilities, youth and the general low income population.

Factor 4: Describe the resources available to the recipient and costs

The NRPC MPO has consulted with several agencies to identify common practices in New Hampshire for working with LEP populations, including the NH Department of Transportation, the Nashua Transit System (NTS), and the City of Nashua Community Development Division. The Uniform Planning Work Program (UPWP) would be the main source of financial resources available to the MPO for expanding language access. Web-based technologies such as Google Translate will make the costs of document translation relatively modest. Live interpretation services are typically more costly and could be provided if a specific event warranted the service. The MPO will continue to identify strategies for expanding access to language assistance as well as key MPO documents for LEP individuals, with an emphasis on the Spanish speaking population.

8. Minority Representation on Planning and Advisory Bodies

Title 49 CFR Section 21.5(b)(1)(vii) states that a recipient may not, on the grounds of race, color, or national origin, "deny a person the opportunity to participate as a member of a planning, advisory, or similar body which is an integral part of the program."

The key advisory and policy-making bodies for the MPO are the MPO Transportation Technical Advisory Committee (TTAC) and the Nashua Regional Planning Commission (NRPC). The TTAC is made up of one technical or staff-level representative from each of the MPO member municipalities plus representation from the Nashua Transit System, the New Hampshire Department of Transportation (NHDOT), the New Hampshire Department of Environmental Services (NH DES), the Federal Highway Administration (FHWA), and the Federal Transit Administration (FTA). The NRPC consists of commissioners appointed by each member community, as well as one representative each from the NHDOT, FHWA and FTA. The individuals representing each of these municipalities or agencies are selected by those entities, and are not chosen at the discretion of the MPO or its staff.

9. Providing Assistance to Subrecipients

The NRPC MPO is itself a sub-recipient of Federal assistance, with the NH Department of Transportation serving as the primary recipient and passing through FTA Section 5303 and FHWA PL metropolitan planning funding to the region.

The MPO does not have sub-recipients per se. The MPO does enter into contracts with municipalities and private consulting firms involving Federal funding. In all cases these contracts incorporate standard Certifications and Assurances related to Title VI Civil Rights responsibilities.

The MPO provides assistance to the Nashua Transit System, a Designated Recipient of FTA funding, in developing demographic analyses in support of its Title VI and Disadvantaged Business Enterprise (DBE) program development.

10. Monitoring Subrecipients

Should the MPO at some point in the future have formal subrecipients of Federal funding, the MPO recognizes the obligation to ensure those subrecipients are in compliance with Title VI requirements, and would undertake the following activities to ensure that compliance:

- a) Document the process for ensuring that all subrecipients are complying with the general reporting requirements of this circular, as well as other requirements that apply to the subrecipient based on the type of entity and the number of fixed route vehicles it operates in peak service if a transit provider.
- b) Collect Title VI Programs from subrecipients and review programs for compliance.
- c) At the request of FTA, in response to a complaint of discrimination, request that subrecipients who provide transportation services verify that their level and quality of service is provided on an equitable basis.

11. Determination of Site or Location of Facilities

Title 49 CFR Section 21.9(b)(3) states, “In determining the site or location of facilities, a recipient or applicant may not make selections with the purpose or effect of excluding persons from, denying them the benefits of, or subjecting them to discrimination under any program to which this regulation applies, on the grounds of race, color, or national origin; or with the purpose or effect of defeating or substantially impairing the accomplishment of the objectives of the Act or this part.” Title 49 CFR part 21, Appendix C, Section (3)(iv) provides, “The location of projects requiring land acquisition and the displacement of persons from their residences and businesses may not be determined on the basis of race, color, or national origin.”

Per FTA Circular 4702.1B: For the purposes of this requirement, “facilities” does not include bus shelters, which are transit amenities covered under the requirements for fixed route transit providers, nor does it include transit stations, power substation, etc., as those are evaluated during project development and the NEPA process. Facilities included in this provision include, but are not limited to, storage facilities, maintenance facilities, operations centers, etc. The MPO is not typically involved with site selection for projects of this sort.

Should it at some point in the future be involved with this sort of support facility development, the MPO acknowledges its responsibility to complete a Title VI equity analysis during the planning stage with regard to where a project is located or sited to ensure the location is selected without regard to race, color, or

national origin. This process would include outreach to persons potentially impacted by the siting of facilities. The Title VI equity analysis would compare the equity impacts of various siting alternatives and would occur before the selection of the preferred site.

12. Requirement to Provide Additional Information Upon Request

The MPO will provide information other than that required by Circular 4702.1B to FTA upon request, should it be necessary to investigate complaints of discrimination or to resolve concerns about possible noncompliance with Title VI.

IV. REQUIREMENTS FOR METROPOLITAN PLANNING ORGANIZATIONS

In addition to the above requirements of all recipients of Federal funding, FTA Circular 4702.1B identifies the following requirements for Metropolitan Planning Organizations.

1. Requirement that Metropolitan Planning Activities Comply with Title VI

The NRPC MPO recognizes that all metropolitan transportation planning activities must comply with 49 U.S.C. Section 5303, Metropolitan Transportation Planning, as well as subpart C of 23 CFR part 450, Metropolitan Transportation Planning and Programming. In its regional transportation planning capacity, the MPO will submit to the State as the primary recipient, FTA and FHWA:

- a) Documentation of compliance with the twelve general requirements for all recipients of Federal funding;
 - Discussion of the basic requirements of all recipients is included in **Section III Requirements**
- b) A demographic profile of the metropolitan area that includes identification of the locations of minority populations in the aggregate;
 - Analysis of minority, low income and Limited English Proficiency (LEP) populations in the MPO region is addressed in **Section III.2 Requirement to Prepare and Submit a Title VI Program**
- c) A description of the procedures by which the mobility needs of minority populations are identified and considered within the planning process;
 - A summary of MPO public participation procedures designed to gather information on the mobility needs of minority populations, individuals with disabilities, and low-income residents is described in **Section III.6 Requirement to Promote Inclusive Public Participation**.
- d) Where necessary, provide member agencies with regional data to assist them in identifying minority populations in their service area.
 - All MPO member communities and agencies are provided MPO demographic analyses of minority and other populations included here, and also incorporated into the Coordinated Public Transit/Human Services Transportation Plan covering the MPO region. As noted above,

the MPO also provides technical assistance to the Nashua Transit System in developing its Title VI demographic analyses.

2. Requirements for Program Administration

The Executive Director of the Nashua Regional Planning Commission is responsible for ensuring the MPO fulfills its Title VI obligations through effective management and implementation of this program. The Title VI Coordinator is responsible for providing direct oversight in implementing the Title VI program and ensuring enforcement measures are carried out as appropriate in accordance with the Standard Assurances.

In order to comply with 49 CFR Section 21.5, the general nondiscrimination provision, the MPO recognizes its responsibility to document that, if Federal funds under any FTA or FHWA programs are passed through to subrecipients, This is done without regard to race, color, or national origin; and to assure that minority populations are not being denied the benefits of or excluded from participation in these programs.

As noted above, the MPO is itself a sub-recipient of Federal funding passed through the NH Department of Transportation. The MPO does not typically have additional subrecipients to which it in turn passes through funding. While the MPO plays a role in prioritizing projects at the regional level for the TIP or specific funding programs such as Congestion Mitigation and Air Quality (CMAQ), actual programming authority is maintained by the NH Department of Transportation. However, should occasions arise where the MPO does take on programming authority or otherwise pass through Federal funds to municipalities or other subrecipients, the MPOs will prepare and maintain the following information, and report it to NHDOT, FTA or FHWA if requested:

- a) A record of funding requests received from private non-profit organizations, State or local governmental authorities, and Indian tribes. The record shall identify those applicants that would use grant program funds to provide assistance to predominantly minority populations. The record shall also indicate which applications were rejected and accepted for funding.
- b) A description of how the MPO develops its competitive selection process or annual program of projects submitted to FTA as part of its grant applications. This description shall emphasize the method used to ensure the equitable distribution of funds to subrecipients that serve predominantly minority populations, including Native American tribes, where present. Equitable distribution can be achieved by engaging in outreach to diverse stakeholders regarding the availability of funds, and ensuring the competitive process is not itself a barrier to selection of minority applicants.
- c) A description of the MPO's criteria for selecting entities to participate in an FTA grant program.

APPENDIX A

TITLE CERTIFICATIONS & ASSURANCES

**The United States Department of Transportation (USDOT)
FHWA STANDARD TITLE VI/NONDISCRIMINATION ASSURANCES**

TITLE VI ASSURANCE to FEDERAL HIGHWAY ADMINISTRATION

DOT Order No. 1050.2A

The *Recipient, Nashua Regional Planning Commission*, (herein referred to as the "Recipient"), **HEREBY AGREES THAT**, as a condition to receiving any Federal financial assistance from the U.S. Department of Transportation (DOT), through The Federal Highway Administration (FHWA), is subject to and will comply with the following:

Statutory/Regulatory Authorities

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin);
- 49 C.F.R. Part 21 (entitled *Nondiscrimination In Federally-Assisted Programs Of The Department Of Transportation—Effectuation Of Title VI Of The Civil Rights Act Of 1964*);
- 28 C.F.R. section 50.3 (U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964);

FHWA may include additional Statutory/Regulatory Authorities here.

The preceding statutory and regulatory cites hereinafter are referred to as the "Acts" and "Regulations," respectively.

General Assurances

In accordance with the Acts, the Regulations, and other pertinent directives, circulars, policy, memoranda, and/or guidance, the Recipient hereby gives assurance that it will promptly take any measures necessary to ensure that:

No person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity," for which the Recipient receives Federal financial assistance from DOT, including FHWA..

The Civil Rights Restoration Act of 1987 clarified the original intent of Congress, with respect to Title VI and other Nondiscrimination requirements (The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973), by restoring the broad, institutional-wide scope and coverage of these nondiscrimination statutes and requirements to include all programs and activities of the Recipient, so long as any portion of the program is Federally assisted.

FHWA may include additional General Assurances in this section, or reference an addendum here.

Specific Assurances

More specifically, and without limiting the above general Assurance, the Recipient agrees with and gives the following Assurances with respect to its federally assisted programs:

1. The Recipient agrees that each "activity," "facility," or "program," as defined in §§ 21.23 (b) and 21.23 (e) of 49 C.F.R. § 21 will be (with regard to an "activity") facilitated, or will be (with regard to a "facility") operated, or will be (with regard to a "program") conducted in compliance with all requirements imposed by, or pursuant to the Acts and the Regulations.
2. The Recipient will insert the following notification in all solicitations for bids, Requests For Proposals for work, or material subject to the Acts and the Regulations made in connection with all Federal Highway Programs and, in adapted form, in all proposals for negotiated agreements regardless of funding source:

The (Agency), in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively insure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

3. The Recipient will insert the clauses of Attachment A and E of this Assurance in every contract or agreement subject to the Acts and the Regulations.
4. The Recipient will insert the clauses of Attachment B of this Assurance, as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a Recipient.
5. That where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the Assurance will extend to the entire facility and facilities operated in connection therewith.
6. That where the Recipient receives Federal financial assistance in the form, or for the acquisition of real property or an interest in real property, the Assurance will extend to rights to space on, over, or under such property.
7. That the Recipient will include the clauses set forth in Attachment C and Attachment D of this Assurance, as a covenant running with the land, in any future deeds, leases, licenses, permits, or similar instruments entered into by the Recipient with other parties:
 - a. for the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and
 - b. for the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.
8. That this Assurance obligates the Recipient for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property, or interest therein, or structures or improvements

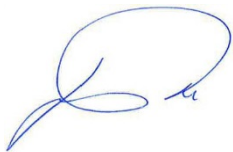
thereon, in which case the Assurance obligates the Recipient, or any transferee for the longer of the following periods:

- a. the period during which the property is used for a purpose for which the Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or
 - b. the period during which the Recipient retains ownership or possession of the property.
9. The Recipient will provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he/she delegates specific authority to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the Acts, the Regulations, and this Assurance.
10. The Recipient agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the Acts, the Regulations, and this Assurance.

FHWA may include additional Specific Assurances in this section.

By signing this ASSURANCE, *recipient* also agrees to comply (and require any subrecipients, sub-grantees, contractors, successors, transferees, and/or assignees to comply) with all applicable provisions governing the FHWA access to records, accounts, documents, information, facilities, and staff. You also recognize that you must comply with any program or compliance reviews, and/or complaint investigations conducted by FHWA. You must keep records, reports, and submit the material for review upon request to FHWA, or their designees in a timely, complete, and accurate way. Additionally, you must comply with all other reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

Recipient gives this ASSURANCE in consideration of and for obtaining any Federal grants, loans, contracts, agreements, property, and/or discounts, or other Federal-aid and Federal financial assistance extended after the date hereof to the recipients by the U.S. Department of Transportation. This ASSURANCE is binding on *Recipient*, other recipients, sub-recipients, sub-grantees, contractors, subcontractors and their subcontractors', transferees, successors in interest, and any other participants in it programs. The person(s) signing below is authorized to sign this ASSURANCE on behalf of the Recipient.



Jay Minkarah, Executive Director
Nashua Regional Planning Commission

February 12, 2021

Date

Attachments A, and C, D, and E

ATTACHMENT A

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “contractor”) agrees as follows:

1. **Compliance with Regulations:** The contractor (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation, **Federal Highway Administration**, as they may be amended from time to time, which are herein incorporated by reference and made a part of this contract.
2. **Nondiscrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations as set forth in Attachment E, including employment practices when the contract covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations, either by competitive bidding, or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials, or leases of equipment, each potential subcontractor or supplier will be notified by the contractor of the contractor’s obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts, the Regulations and directives issued pursuant thereto and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the **Federal Highway Administration**, to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or the **Federal Highway Administration**, as appropriate, and will set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of a contractor’s noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the **Federal Highway Administration**, may determine to be appropriate, including, but not limited to:
 - a. withholding payments to the contractor under the contract until the contractor complies; and/or
 - b. cancelling, terminating, or suspending a contract, in whole or in part.

Incorporation of Provisions: The contractor will include the provisions of paragraphs one through six in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any

subcontract or procurement as the Recipient or the **Federal Highway Administration**, may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interests of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interests of the United States.

ATTACHMENT C

The following clauses shall be included in all deeds, licenses, leases, permits, or similar instruments entered into by the Recipient pursuant to the provisions of Assurance 7(a).

The (grantee, licensee, lessee, permittee, etc., as appropriate) for herself/himself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add "as a covenant running with the land"] that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this (deed, license, lease, permit, etc.) for a purpose for which a Department of Transportation program or activity is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee lessee, permittee, etc.) shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination of Federally-Assisted Programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

[Include in licenses, leases, permits, etc.]*

That in the event of breach of any of the above nondiscrimination covenants, (Recipient) shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [licenses, lease, permit, etc.] had never been made or issued.

[Include in deeds]*

That in the event of breach of any of the above nondiscrimination covenants, (Recipient) shall have the right to re-enter said lands and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of (Recipient) and its assigns.

The following shall be included in all deeds, licenses, leases, permits, or similar agreements entered into by (Recipient) pursuant to the provisions of Assurance 7(b).

The (grantee, licensee, lessee, permittee, etc., as appropriate) for herself/himself, his/her personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in case of deeds, and leases add "as a covenant running with the land") that (1) no person on the grounds of race, color, or national origin shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over or under such land and the furnishing services thereon, no person on the grounds of race, color, or national origin shall be excluded from the participation in, be denied the benefits of, or be otherwise subjected to discrimination, and (3) that the (grantee, licensee, lessee, permittee, etc.) shall use the premises in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part

21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

[Include in licenses, leases, permits, etc.]*

That in the event of breach of any of the above nondiscrimination covenants, (Recipient) shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [license, lease, permit, etc.] had never been made or issued.

[Include in deeds]*

That in the event of breach of any of the above nondiscrimination covenants, (Recipient) shall have the right to re-enter said land and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of (Recipient) and its assigns.

* Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purpose of Title VI of the Civil Rights Act of 1964.

ATTACHMENT D

CLAUSES FOR CONSTRUCTION/USE/ACCESS TO REAL PROPERTY ACQUIRED UNDER THE ACTIVITY, FACILITY OR PROGRAM

The following clauses will be included in deeds, licenses, permits, or similar instruments/agreements entered into by The *(Recipient)* pursuant to the provisions of Assurance 7(b):

- A. The (grantee, licensee, permittee, etc., as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in the case of deeds and leases add, “as a covenant running with the land”) that (1) no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land, and the furnishing of services thereon, no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or otherwise be subjected to discriminations, (3) that the (grantee, licensees, lessee, permittee, etc.) will use the premises in compliance with all other requirements imposed by or pursuant to the Acts and Regulations, as amended, set forth in this Assurance.
- B. With respect to (licenses, leases, permits, etc.), in the event of breach of any of the above Non-discrimination covenants, **(The (Recipient))** will have the right to terminate the (license, permit, etc., as appropriate) and to enter or re-enter and repossess said land and the facilities thereon, and hold the same as if said (license, permit, etc., as appropriate) had never been made or issued.*
- C. With respect to deeds, in the event of breach of any of the above Non-discrimination covenants, **(The (Recipient))** will there upon revert to and vest in and become the absolute property of **(The (Recipient))** and its assigns.*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)

ATTACHMENT E

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “contractor”) agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

Pertinent Non-Discrimination Authorities:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. §4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. §324 *et seq.*), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. §794 *et seq.*), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. §6101 *et seq.*), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 U.S.C. §471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. Parts 37 and 38;
- The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. §47123) (prohibits discrimination on the basis of race, color, national origin and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating of sex in education programs or activities (20 U.S.C. 1681 *et seq.*).

APPENDIX B

TITLE VI NOTICE TO THE PUBLIC

Title VI Notice to Public

It is the policy of the Nashua Regional Planning Commission (NRPC) Metropolitan Planning Organization (MPO) to effectuate Title VI of the Civil Rights Act of 1964, as amended, the Civil Rights Restoration Act of 1987, and related statutes and regulations in all Federal programs and activities. Pursuant to this obligation, no person shall, on the grounds of race, color, national origin, sex, age, creed, disability, or income status be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity carried out by the MPO. The MPO will also monitor and enforce statutory requirements imposed on any sub-recipients and participants of Federally assisted programs and projects. The MPO further assures that every effort will be made to ensure nondiscrimination in all of its programs and operations, regardless of funding source.

The NRPC MPO operates without regard to race, color, national origin, sex, age, creed, disability or income status. MPO meetings are held in accessible locations, and reasonable accommodations are made for individuals with disabilities upon request within a reasonable advance notice period (usually two weeks or 10 business days). If you would like accessibility or language accommodation for any NRPC MPO meeting, please contact the NRPC business manager at 603-417-6573 or by email: katel@nashuarpc.org

If you feel you have been discriminated against based on your race, color, national origin, sex, age, creed, disability or income status, you may file a complaint following the NRPC MPO Title VI Complaint Form. If you cannot download the document or need additional information, please feel free to contact the Nashua Regional Planning Commission (NRPC) at 603-417-6570.

Title VI Notice to the Public in Spanish Translation

Es la política de la Comisión de Planificación Nashua (NRPC) de la Organización de Planificación Metropolitana (MPO) para efectuar el Título VI del Acta de Derechos Civiles de 1964, según enmendada, la Ley de Restauración de Derechos Civiles de 1987, y los estatutos y reglamentos en todos los programas federales y actividades. En cumplimiento de esta obligación, ninguna persona, por motivos de raza, color, origen nacional, sexo, edad, credo, discapacidad o estado de ingresos será excluido de participar en, ser negado los beneficios de, ni será sujeta a discriminación en cualquier programa o actividad llevada a cabo por el MPO. La MPO también vigilar y hacer cumplir los requisitos obligatorios establecidos en las sub-beneficiarios y participantes de los programas de asistencia federal y proyectos. La MPO asegura además que cada esfuerzo será hecho para asegurar la no discriminación en todos sus programas y operaciones, independientemente de la fuente de financiación.

La Comisión de Planificación Nashua Organización de Planificación Metropolitana opera sin distinción de raza, color, origen nacional, sexo, edad, credo, discapacidad o estado de ingresos. MPO reuniones se llevan a cabo en lugares accesibles y razonables se hacen para las personas con discapacidad que lo soliciten dentro de un plazo de preaviso razonable (generalmente dos semanas o 10 días hábiles). Si desea alojamiento accesibilidad o el idioma para las reuniones MPO NRPC, por favor póngase en contacto el gerente de negocios de NRPC en 603-417-6573 o por correo electrónico: katel@nashuarpc.org

Si usted siente que ha sido discriminado por su raza, color, origen nacional, sexo, edad, credo, discapacidad o estado de ingresos, usted puede presentar una queja siguiendo la forma MPO NRPC queja del Título VI. Si usted no puede descargar el documento o necesita información adicional, por favor no dude en ponerse en contacto con la Comisión de Planificación en Nashua en 603-417-6570.

Nashua Regional Planning Commission Metropolitan Planning Organization Title VI Complaint Procedure

These procedures cover all complaints filed under Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, and the Americans with Disabilities Act of 1990, for alleged discrimination in any program or activity administered by the Nashua Regional Planning Commission Metropolitan Planning Organization.

These procedures do not deny the right of the complainant to file formal complaints with other State or Federal agencies or to seek private counsel for complaints alleging discrimination. Every effort will be made to obtain early resolution of complaints at the lowest level possible. The option of informal mediation meeting(s) between the affected parties and the NRPC MPO may be utilized for resolution. Any individual, group of individuals or entity that believes they have been subjected to discrimination prohibited under Title VI and related statutes may file a written complaint to the Title VI Coordinator at the following address:

MPO Coordinator
Nashua Regional Planning Commission
30 Temple Street, Suite 310
Nashua, NH 03060
Phone: (603) 417-6570 ext. 6571
Email: greggl@nashuarpc.org

The following measures will be taken to resolve Title VI complaints:

1. A formal complaint must be filed within 180 days of the alleged occurrence. Complaints shall be in writing and signed by the individual or his/her representative, and will include the complainant's name, address and telephone number; name of alleged discriminating official, basis of complaint (race, color, creed, national origin, sex, disability, age), and the date of alleged act(s). A statement detailing the facts and circumstances of the alleged discrimination must accompany all complaints.
2. In the case where a complainant is unable or incapable of providing a written statement, a verbal complaint of discrimination may be made to the Title VI Coordinator. Under these circumstances, the complainant will be interviewed, and the Title VI Coordinator will assist the Complainant in converting the verbal allegations to writing.
3. When a complaint is received, the Title VI Coordinator will provide written acknowledgment to the Complainant, within ten (10) days by registered mail.
4. The MPO will notify the New Hampshire Department of Transportation of all formal complaints within five (5) business days of receiving a complaint.

5. If a complaint is deemed incomplete, additional information will be requested, and the Complainant will be provided 60 business days to submit the required information. Failure to do so may be considered good cause for a determination of no investigative merit.
6. Within 15 business days from receipt of a complete complaint, the MPO will determine its jurisdiction in pursuing the matter and whether the complaint has sufficient merit to warrant investigation. Within five (5) days of this decision, the Executive Director or his/her authorized designee will notify the Complainant and Respondent, by registered mail, informing them of the disposition.
 - a. If the decision is not to investigate the complaint, the notification shall specifically state the reason for the decision.
 - b. If the complaint is to be investigated, the notification shall state the grounds of the MPO's jurisdiction, while informing the parties that their full cooperation will be required in gathering additional information and assisting the investigator.
7. When the MPO does not have sufficient jurisdiction, the Executive Director or his/her authorized designee will refer the complaint to the appropriate State or Federal agency holding such jurisdiction.
8. If the complaint has investigative merit, the Executive Director or his/her authorized designee will assign an investigator. A complete investigation will be conducted, and an investigative report will be submitted to the Executive Director within 60 days from receipt of the complaint. The report will include a narrative description of the incident, summaries of all persons interviewed, and a finding with recommendations and conciliatory measures where appropriate. If the investigation is delayed for any reason, the investigator will notify the appropriate authorities, and an extension will be requested.
9. The Executive Director or his/her authorized designee will issue letters of finding to the Complainant and Respondent within 90 days from receipt of the complaint.
10. If the Complainant is dissatisfied with MPO resolution of the complaint, he/she has the right to file a complaint with the New Hampshire Department of Transportation at the following address:

Title VI Coordinator
 New Hampshire Department of Transportation
 P.O. Box 483, 7 Hazen Drive
 Concord, NH 03302-0483
 Phone: (603) 271-3734
 TTY Access: (800) 735-2964

Nashua Regional Planning Commission Metropolitan Planning Organization Title VI Complaint Form

The purpose of Title VI, and its amendments, is to ensure that no person in the United States shall, on the grounds of race, color, national origin, sex, age, creed, disability, or income status, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance from the U.S. Department of Transportation. The NRPC MPO's Title VI Civil Rights Program's objectives are to prevent the denial, reduction or delay of benefits to minority and low income populations, ensure full and fair participation by affected populations in transportation decisions, and ensure that policies and programs of the NRPC MPO avoid producing disproportionately negative effects on minority and low income populations.

If you wish to file a complaint, please complete the form below and explain as clearly as possible what happened and why you believe you were discriminated against.

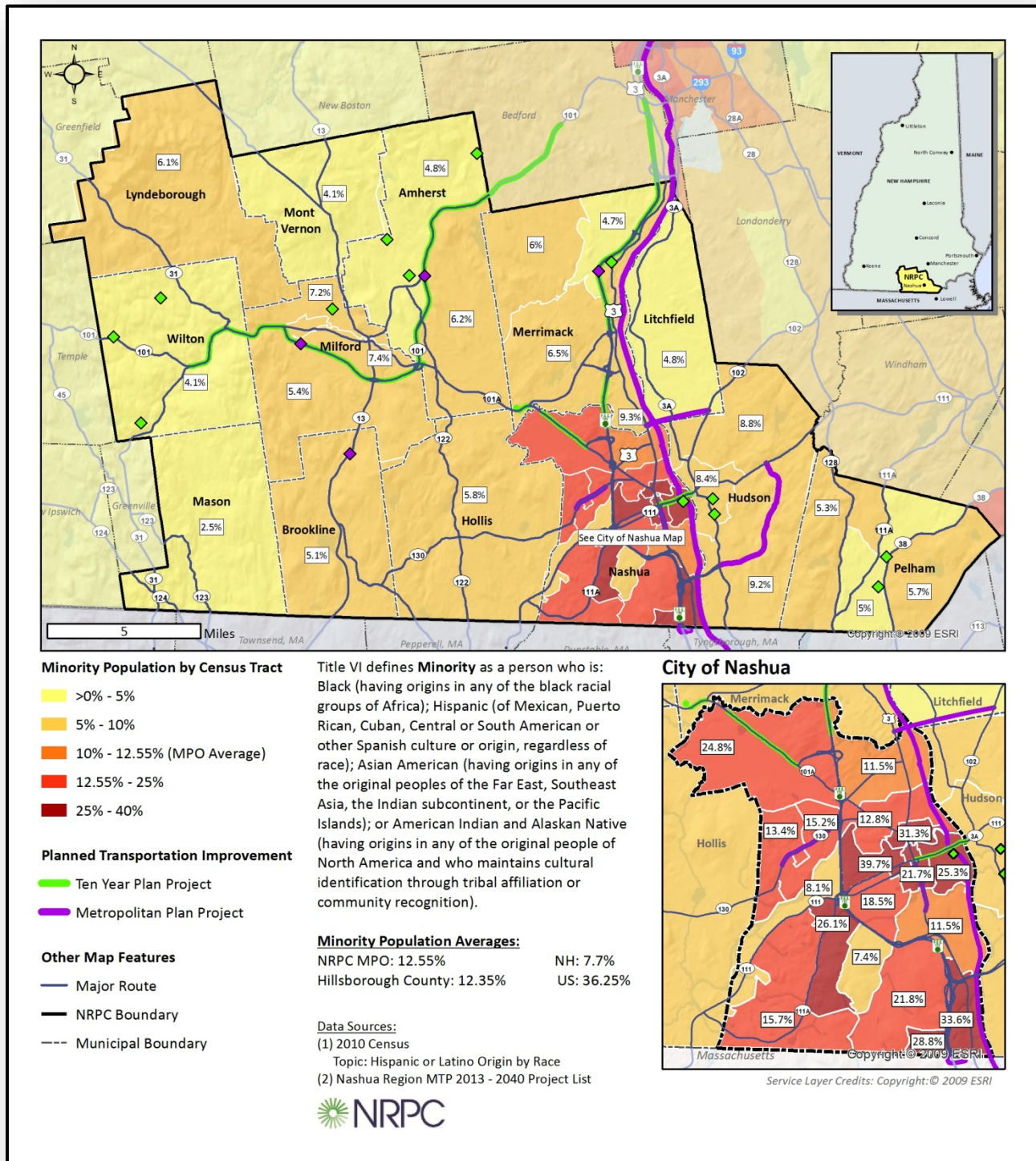
Name:				
Address:				
Telephone (Home):			Telephone (Work):	
E-Mail Address:				
Representative Name (If Applicable)		Relationship to Complainant:		Telephone:
Mailing address, City, State, Zip Code:				
Date of Alleged Discrimination (Month, Day, Year): _____				
You were discriminated against on the basis of (check all that apply):				
<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> Age	<input type="checkbox"/> Family Status	<input type="checkbox"/> Religion
<input type="checkbox"/> Retaliation	<input type="checkbox"/> National Origin	<input type="checkbox"/> Sex	<input type="checkbox"/> Disability	<input type="checkbox"/> Other
Please explain as clearly as possible what happened and how you were discriminated against. Indicate all who were involved and be sure to include how other persons were treated differently than you. Please attach any written material pertaining to your case.				
Signature:			Date:	

TITLE VI COMPLAINT FORM

APPENDIX D

DATA TABLES FOR MINORITY, LEP AND LOW-INCOME POPULATIONS

Census Tracts and Planned Transportation Improvements in the Nashua Metropolitan Planning Area



Race and Ethnicity in the MPO			Not Hispanic							Hispanic							Total Minority Population
MPO Community	Tract ID <i>See map</i>	Total Population	White alone	Black or African American alone	American Indian and Alaska Native alone	Asian alone	Native Hawaiian and Other Pacific Islander alone	Some Other Race alone	Two or More Races	White alone	Black or African American alone	American Indian and Alaska Native alone	Asian alone	Native Hawaiian and Other Pacific Islander alone	Some Other Race alone	Two or More Races	
Amherst	151	5,265	95.2%	0.3%	0.0%	1.4%	0.0%	0.1%	1.2%	1.5%	0.0%	0.0%	0.0%	0.0%	0.1%	0.1%	4.8%
Amherst	152	5,936	93.8%	0.6%	0.2%	1.9%	0.1%	0.1%	1.3%	1.3%	0.1%	0.0%	0.0%	0.0%	0.4%	0.4%	6.2%
Brookline	180	4,991	94.9%	0.2%	0.2%	1.2%	0.0%	0.1%	1.3%	1.6%	0.0%	0.0%	0.0%	0.0%	0.1%	0.3%	5.1%
Hollis	171	7,684	94.2%	0.5%	0.1%	2.4%	0.0%	0.1%	1.5%	1.0%	0.0%	0.0%	0.0%	0.0%	0.1%	0.1%	5.8%
Hudson	121	8,201	91.2%	1.3%	0.2%	3.2%	0.0%	0.1%	1.4%	1.7%	0.1%	0.0%	0.0%	0.0%	0.5%	0.3%	8.8%
Hudson	122	7,336	91.6%	1.4%	0.1%	1.6%	0.0%	0.2%	1.1%	2.2%	0.1%	0.0%	0.0%	0.0%	1.1%	0.5%	8.4%
Hudson	123	8,930	90.8%	1.1%	0.1%	4.1%	0.0%	0.2%	1.2%	1.5%	0.1%	0.0%	0.0%	0.0%	0.5%	0.3%	9.2%
Litchfield	131	8,271	95.2%	0.6%	0.3%	0.8%	0.0%	0.1%	1.1%	1.2%	0.1%	0.1%	0.0%	0.0%	0.4%	0.1%	4.8%
Lyndeborough	195.01	1,683	93.9%	0.8%	0.2%	0.8%	0.0%	0.4%	2.3%	0.8%	0.0%	0.1%	0.0%	0.0%	0.5%	0.2%	6.1%
Mason	185.02	1,382	97.5%	0.1%	0.0%	0.7%	0.0%	0.1%	0.6%	0.9%	0.0%	0.0%	0.0%	0.0%	0.1%	0.1%	2.5%
Merrimack	141	5,631	90.7%	1.3%	0.3%	2.5%	0.0%	0.2%	1.6%	2.0%	0.1%	0.0%	0.0%	0.0%	0.8%	0.4%	9.3%
Merrimack	142.01	5,876	94.0%	0.6%	0.1%	1.8%	0.0%	0.1%	1.3%	1.6%	0.0%	0.0%	0.0%	0.0%	0.2%	0.2%	6.0%
Merrimack	142.02	6,262	95.3%	0.6%	0.2%	1.0%	0.0%	0.1%	1.4%	1.1%	0.1%	0.0%	0.0%	0.0%	0.1%	0.1%	4.7%
Merrimack	143	7,725	93.5%	0.5%	0.1%	2.4%	0.0%	0.2%	1.3%	1.6%	0.0%	0.0%	0.0%	0.0%	0.2%	0.1%	6.5%
Milford	161	2,989	92.8%	1.8%	0.0%	1.5%	0.0%	0.2%	1.9%	1.2%	0.0%	0.0%	0.0%	0.0%	0.4%	0.2%	7.2%
Milford	162.01	7,017	92.6%	1.0%	0.3%	1.6%	0.0%	0.4%	1.3%	1.8%	0.1%	0.0%	0.0%	0.0%	0.5%	0.3%	7.4%
Milford	162.02	5,109	94.6%	1.2%	0.1%	0.9%	0.0%	0.0%	1.3%	1.3%	0.0%	0.0%	0.0%	0.0%	0.2%	0.2%	5.4%
Mont Vernon	195.02	2,409	95.9%	0.4%	0.2%	0.8%	0.0%	0.0%	1.2%	1.4%	0.0%	0.0%	0.0%	0.0%	0.0%	0.1%	4.1%
Nashua	101	5,345	88.5%	1.8%	0.0%	3.8%	0.1%	0.3%	0.9%	3.1%	0.2%	0.0%	0.0%	0.0%	1.2%	0.1%	11.5%
Nashua	102	7,146	75.2%	3.1%	0.2%	9.5%	0.1%	1.1%	2.0%	5.5%	0.5%	0.0%	0.0%	0.0%	2.2%	0.6%	24.8%

Race and Ethnicity in the MPO			Not Hispanic							Hispanic							Total Minority Population
MPO Community	Tract ID <i>See map</i>	Total Population	White alone	Black or African American alone	American Indian and Alaska Native alone	Asian alone	Native Hawaiian and Other Pacific Islander alone	Some Other Race alone	Two or More Races	White alone	Black or African American alone	American Indian and Alaska Native alone	Asian alone	Native Hawaiian and Other Pacific Islander alone	Some Other Race alone	Two or More Races	
Nashua	103.01	4,833	86.6%	1.3%	0.0%	8.0%	0.0%	0.2%	1.6%	1.8%	0.0%	0.1%	0.0%	0.0%	0.3%	0.1%	13.4%
Nashua	103.02	4,237	84.8%	1.6%	0.1%	5.8%	0.0%	0.4%	2.0%	2.6%	0.2%	0.0%	0.0%	0.0%	2.0%	0.5%	15.2%
Nashua	104	4,979	87.2%	1.5%	0.2%	1.5%	0.0%	0.5%	1.3%	3.2%	0.4%	0.0%	0.0%	0.0%	3.4%	0.7%	12.8%
Nashua	105	3,903	68.7%	3.6%	0.7%	1.4%	0.0%	0.3%	2.5%	9.0%	0.9%	0.6%	0.0%	0.1%	10.0%	2.0%	31.3%
Nashua	106	5,560	74.7%	2.3%	0.6%	1.1%	0.0%	0.7%	2.1%	8.0%	0.7%	0.4%	0.0%	0.0%	8.0%	1.3%	25.3%
Nashua	107	1,570	73.6%	3.3%	0.4%	1.3%	0.1%	0.2%	2.4%	8.0%	0.8%	0.1%	0.4%	0.0%	7.6%	2.0%	26.4%
Nashua	108	7,583	60.3%	4.0%	0.3%	1.4%	0.0%	0.4%	2.7%	10.9%	1.5%	0.2%	0.0%	0.0%	15.4%	2.7%	39.7%
Nashua	109	6,183	81.5%	1.6%	0.3%	2.1%	0.0%	0.4%	1.7%	5.1%	0.7%	0.0%	0.1%	0.0%	5.7%	0.8%	18.5%
Nashua	110	5,103	88.5%	2.0%	0.1%	3.5%	0.0%	0.5%	1.3%	1.9%	0.4%	0.0%	0.0%	0.0%	1.3%	0.5%	11.5%
Nashua	111.01	3,139	71.2%	5.2%	0.2%	12.6%	0.0%	1.0%	1.8%	4.0%	0.2%	0.0%	0.1%	0.0%	3.1%	0.7%	28.8%
Nashua	111.02	3,358	66.4%	3.3%	0.1%	17.5%	0.0%	2.3%	2.4%	4.7%	0.4%	0.1%	0.0%	0.0%	2.1%	0.7%	33.6%
Nashua	112	6,360	78.2%	0.6%	0.0%	17.6%	0.0%	0.2%	1.3%	1.3%	0.1%	0.0%	0.0%	0.0%	0.5%	0.2%	21.8%
Nashua	113	4,524	92.6%	1.0%	0.0%	2.3%	0.0%	0.1%	0.8%	2.0%	0.0%	0.0%	0.0%	0.0%	0.9%	0.3%	7.4%
Nashua	114.01	5,183	84.3%	1.2%	0.1%	9.4%	0.0%	0.3%	1.9%	1.7%	0.3%	0.0%	0.0%	0.0%	0.6%	0.2%	15.7%
Nashua	114.02	5,058	73.9%	3.2%	0.1%	13.4%	0.0%	0.8%	1.2%	3.0%	0.3%	0.0%	0.0%	0.0%	3.7%	0.5%	26.1%
Nashua	115	2,430	91.9%	0.9%	0.1%	3.4%	0.0%	0.0%	0.7%	1.6%	0.2%	0.0%	0.0%	0.0%	0.6%	0.6%	8.1%
Pelham	2001	4,522	94.7%	0.5%	0.1%	2.0%	0.0%	0.2%	1.0%	1.0%	0.0%	0.1%	0.0%	0.0%	0.3%	0.2%	5.3%
Pelham	2002	4,092	95.0%	0.5%	0.2%	1.2%	0.0%	0.1%	0.8%	1.7%	0.0%	0.0%	0.0%	0.0%	0.4%	0.0%	5.0%
Pelham	2003	4,283	94.3%	0.6%	0.1%	2.1%	0.0%	0.3%	0.8%	1.4%	0.0%	0.0%	0.0%	0.0%	0.2%	0.2%	5.7%
Wilton	190	3,677	95.9%	0.5%	0.2%	0.5%	0.0%	0.0%	1.5%	1.1%	0.0%	0.0%	0.0%	0.0%	0.2%	0.0%	4.1%

Source: US Census Bureau, 2010 Census (Hispanic or Latino Origin by Race)

Limited English Proficiency in the MPO			English	Spanish		Other Indo-European Languages		Asian and Pacific Is. Languages		Other Languages	
MPO Community	Tract ID <i>See map</i>	Total Population	Speak Language	Speak Language	LEP	Speak Language	LEP	Speak Language	LEP	Speak Language	LEP
Amherst	151	4,910	96.9%	0.4%	0.4%	1.5%	0.0%	0.4%	0.1%	0.8%	0.0%
Amherst	152	5,547	94.7%	0.9%	0.0%	3.7%	0.0%	0.7%	0.0%	0.0%	0.0%
Brookline	180	4,695	96.1%	1.3%	0.2%	2.1%	0.2%	0.2%	0.0%	0.3%	0.0%
Hollis	171	7,155	93.3%	1.8%	1.0%	3.6%	0.2%	1.2%	0.0%	0.0%	0.0%
Hudson	121	8,399	90.5%	3.6%	0.1%	3.5%	0.0%	2.0%	0.2%	0.3%	0.0%
Hudson	122	6,604	92.1%	3.4%	0.6%	3.3%	0.0%	1.2%	0.0%	0.0%	0.0%
Hudson	123	8,095	84.7%	3.6%	0.5%	6.4%	0.9%	3.4%	0.1%	2.0%	0.0%
Litchfield	131	7,570	96.8%	0.1%	0.1%	2.6%	0.3%	0.3%	0.0%	0.2%	0.0%
Lyndeborough	195.01	1,429	96.2%	1.4%	0.0%	2.1%	0.1%	0.3%	0.0%	0.0%	0.0%
Mason	185.02	1,237	95.6%	0.6%	0.0%	3.0%	0.0%	0.8%	0.0%	0.0%	0.0%
Merrimack	141	5,162	92.5%	2.3%	0.2%	4.3%	0.6%	1.0%	0.3%	0.0%	0.0%
Merrimack	142.01	5,814	92.3%	2.6%	0.0%	3.0%	0.0%	1.7%	0.2%	0.4%	0.2%
Merrimack	142.02	5,422	93.5%	0.0%	0.0%	6.5%	0.0%	0.0%	0.0%	0.0%	0.0%
Merrimack	143	7,661	93.4%	1.0%	0.2%	4.2%	0.0%	1.4%	0.2%	0.0%	0.0%
Milford	161	2,880	87.4%	0.5%	0.0%	10.5%	1.5%	1.0%	0.0%	0.6%	0.0%
Milford	162.01	6,553	90.7%	0.6%	0.2%	6.5%	2.1%	1.6%	0.3%	0.5%	0.0%
Milford	162.02	4,821	94.9%	1.3%	0.0%	3.8%	0.2%	0.0%	0.0%	0.0%	0.0%
Mont Vernon	195.02	2,400	97.6%	0.8%	0.1%	1.7%	0.1%	0.0%	0.0%	0.0%	0.0%
Nashua	101	5,052	85.7%	2.1%	0.0%	8.4%	0.0%	3.2%	0.0%	0.6%	0.0%
Nashua	102	6,504	77.3%	5.6%	4.3%	14.5%	0.7%	2.6%	0.0%	0.0%	0.0%
Nashua	103.01	4,574	87.5%	2.8%	0.0%	5.7%	0.5%	3.8%	0.2%	0.2%	0.0%
Nashua	103.02	3,880	85.0%	4.0%	0.3%	8.3%	0.0%	2.5%	0.0%	0.2%	0.0%
Nashua	104	5,241	86.5%	6.4%	2.2%	5.6%	1.3%	1.6%	0.0%	0.0%	0.0%
Nashua	105	3,481	71.4%	23.8%	12.4%	3.6%	0.0%	1.2%	0.0%	0.0%	0.0%
Nashua	106	5,162	82.1%	8.2%	1.2%	7.6%	0.3%	1.1%	0.2%	1.0%	0.0%
Nashua	107	1,320	61.7%	32.8%	17.3%	4.8%	1.0%	0.7%	0.0%	0.0%	0.0%

Limited English Proficiency in the MPO			English	Spanish		Other Indo-European Languages		Asian and Pacific Is. Languages		Other Languages	
MPO Community	Tract ID <i>See map</i>	Total Population	Speak Language	Speak Language	LEP	Speak Language	LEP	Speak Language	LEP	Speak Language	LEP
Nashua	108	6,268	68.7%	20.2%	8.7%	6.1%	0.2%	4.2%	0.0%	0.9%	0.0%
Nashua	109	5,526	77.7%	11.5%	2.3%	8.8%	1.0%	2.0%	0.4%	0.0%	0.0%
Nashua	110	4,974	85.4%	3.1%	0.0%	7.0%	0.0%	4.4%	0.0%	0.0%	0.0%
Nashua	111.01	3,251	78.3%	2.1%	0.0%	16.4%	5.0%	2.1%	0.0%	1.1%	0.0%
Nashua	111.02	2,908	72.9%	6.2%	0.4%	10.1%	0.0%	8.8%	0.8%	1.9%	1.5%
Nashua	112	5,895	78.5%	2.0%	0.9%	9.9%	0.0%	9.3%	1.0%	0.3%	0.0%
Nashua	113	4,523	88.7%	1.2%	0.2%	8.5%	0.5%	1.6%	0.0%	0.0%	0.0%
Nashua	114.01	4,945	88.7%	0.8%	0.0%	7.2%	0.0%	3.3%	0.0%	0.0%	0.0%
Nashua	114.02	5,137	74.0%	6.6%	0.0%	13.9%	1.8%	2.7%	0.2%	2.9%	0.7%
Nashua	115	2,608	81.8%	4.6%	0.8%	12.3%	0.8%	1.2%	0.0%	0.0%	0.0%
Pelham	2001	4,174	91.4%	4.1%	0.7%	3.7%	0.2%	0.2%	0.0%	0.6%	0.0%
Pelham	2002	3,952	91.0%	1.2%	0.0%	6.9%	0.8%	0.3%	0.0%	0.6%	0.0%
Pelham	2003	3,768	95.5%	0.7%	0.0%	3.8%	0.6%	0.0%	0.0%	0.0%	0.0%
Wilton	190	3,527	94.5%	0.0%	0.0%	2.7%	0.0%	0.2%	0.0%	2.6%	0.0%

Source: US Census Bureau, ACS 2007 – 2011 (Language Spoken at Home by Ability to Speak English for the Population 5 Years and Over)

Low-Income Families in the MPO			Income at or below Poverty Level (2011)	Income at or below 150% Poverty Level (2011)
MPO Community	Tract ID <i>See map</i>	Total Families		
Amherst	151	1,557	2.5%	4.9%
Amherst	152	1,728	1.5%	1.5%
Brookline	180	1,271	2.7%	2.7%
Hollis	171	2,096	0.6%	2.2%
Hudson	121	2,496	0.0%	1.9%
Hudson	122	1,918	3.4%	8.8%
Hudson	123	2,450	2.3%	4.8%
Litchfield	131	2,386	3.7%	6.0%
Lyndeborough	195.01	435	4.1%	8.5%
Mason	185.02	390	8.7%	11.5%
Merrimack	141	1,552	6.7%	8.4%
Merrimack	142.01	1,736	1.7%	3.1%
Merrimack	142.02	1,649	1.5%	1.5%
Merrimack	143	2,408	1.5%	5.4%
Milford	161	774	2.5%	2.5%
Milford	162.01	1,797	7.7%	9.3%
Milford	162.02	1,457	1.6%	6.7%
Mont Vernon	195.02	741	0.9%	2.2%
Nashua	101	1,525	0.0%	0.9%
Nashua	102	1,687	3.3%	7.1%
Nashua	103.01	1,452	0.6%	3.5%
Nashua	103.02	1,179	0.7%	4.3%
Nashua	104	1,472	0.8%	4.4%
Nashua	105	795	21.6%	31.2%
Nashua	106	1,397	12.7%	25.6%
Nashua	107	284	35.2%	37.3%

Low-Income Families in the MPO			Income at or below Poverty Level (2011)	Income at or below 150% Poverty Level (2011)
MPO Community	Tract ID <i>See map</i>	Total Families		
Nashua	108	1,467	20.0%	32.7%
Nashua	109	1,635	12.7%	19.5%
Nashua	110	1,250	2.9%	8.4%
Nashua	111.01	593	3.2%	14.3%
Nashua	111.02	772	3.5%	8.0%
Nashua	112	1,876	0.9%	1.9%
Nashua	113	1,241	0.8%	2.6%
Nashua	114.01	1,443	2.3%	5.4%
Nashua	114.02	1,454	1.4%	12.4%
Nashua	115	689	0.0%	9.9%
Pelham	2001	1,219	2.1%	5.4%
Pelham	2002	1,134	0.0%	3.5%
Pelham	2003	1,164	3.1%	3.7%
Wilton	190	1,021	4.7%	10.5%

Source: US Census Bureau, ACS 2007 – 2011 (Ratio of Income to Poverty Level of Families for the past 12 months)

APPENDIX E
NASHUA REGIONAL PLANNING COMMISSION MPO POLICY COMMITTEE &
TRANSPORTATION TECHNICAL ADVISORY COMMITTEE MAKEUP

Metropolitan Planning Organization (MPO) Policy Committee	Transportation Technical Advisory Committee (TTAC)
<u>Voting Members</u>	<u>Voting Members</u>
Town of Amherst	Town of Amherst
Town of Brookline	Town of Brookline
Town of Hollis	Town of Hollis
Town of Hudson	Town of Hudson
Town of Litchfield	Town of Litchfield
Town of Lyndeborough	Town of Lyndeborough
Town of Mason	Town of Mason
Town of Merrimack	Town of Merrimack
Town of Milford	Town of Milford
Town of Mont Vernon	Town of Mont Vernon
City of Nashua	City of Nashua:
Town of Pelham	Department of Public Works, Engineering
Town of Wilton	Department of Public Works, Traffic
NH Department of Transportation	Community Development Division, Planning
NH Department of Environmental Services	Town of Pelham
Nashua Transit System	Town of Wilton
Souhegan Valley Transportation Collaborative	NRPC
	Nashua Transit System
	NH Department of Transportation Bureau of Planning and Community Assistance
	NH Department of Environmental Services, Air Resources Division
<u>Non-Voting Members</u>	<u>Non-Voting Members</u>
FHWA	
FTA	
	FHWA
	FTA

APPENDIX F

DISADVANTAGED BUSINESS ENTERPRISE POLICY STATEMENT

DBE POLICY STATEMENT

The Nashua Regional Planning Commission (NRPC) Metropolitan Planning Organization (MPO) has established a Disadvantaged Business Enterprise (DBE) Program in accordance with regulations of the U.S. Department of Transportation (USDOT), 49 Code of Federal Regulations (CFR) Part 26. As a subrecipient of Federal funds, through the New Hampshire Department of Transportation (NHDOT) the NRPC MPO has submitted Title VI Assurances to affirm its compliance with Federal regulations.

Based on consultation with NHDOT and the Federal Highway Administration (FHWA), the MPO has adopted, by reference, the Disadvantaged Business Enterprise (DBE) Program and DBE Contracting Goals of the NH DOT for FY2015-FY2017 as found online at: <http://www.nh.gov/dot/org/administration/ofc/dbe.htm>.

It is the policy of the NRPC MPO to ensure that DBEs, as defined in 49 CFR § 26, have an equal opportunity to receive and participate in Federally-assisted contracts. It is also our policy:

- 1: To ensure nondiscrimination in the award and administration of Federally-assisted contracts;
- 2: To create a level playing field on which DBEs can compete fairly for Federally-assisted contracts;
- 3: To ensure that the DBE Program is narrowly tailored in accordance with applicable law
- 4: To ensure that only firms that fully meet 49 CFR § 26 eligibility standards are permitted to participate as DBEs;
- 5: To help remove barriers to the participation of DBEs in Federally-assisted contracts; and
- 6: To assist the development of firms that can compete successfully in the market place outside the DBE Program.

The position of the MPO Coordinator has been designated as the NRPC MPO's DBE Liaison Officer. The DBE Liaison Officer and Staff are responsible for developing, implementing and managing all aspects of the DBE Program. Implementation of the DBE Program is accorded the same priority as compliance with all other legal obligations incurred by the MPO in its financial assistance agreements with the FHWA and the Federal Transit Administration.

The MPO has disseminated this policy statement to MPO staff and members of the MPO Policy Committee; DBE and non-DBE businesses, that perform work for the MPO on Federally-assisted contracts, and organizations that communicate with such businesses. The MPO DBE Program will be mailed to all requesting agencies or individuals and made available through the MPO website: www.nashuarpc.org



Jay Minkarah, Executive Director

February 12, 2021

Date