

SURFACE TRANSPORTATION BOARD
SECTION OF ENVIRONMENTAL ANALYSIS

POST POST ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL RECOMMENDATIONS IN STB DOCKET NO. AB-43 (Sub-No. 181X)

February 13, 2009

ABANDONMENT TYPE

(X) Notice of Exemption () Petition for Exemption () Regulated Abandonment

The decision in this proceeding, served July 16, 2008, imposed a condition requiring Illinois Central Railroad Company (IC) to retain its interest in and take no steps to alter the historic integrity of all historic properties including sites, buildings, structures, and objects within the project right-of-way (the Area of Potential Effect) that are eligible for listing or listed in the National Register of Historic Places until the Section 106 process of the National Historic Preservation Act, 16. U.S.C. 470f (NHPA), has been completed.

The attached correspondence dated December 1, 2008, from the Kentucky Heritage Council (State Historic Preservation Office or SHPO) indicates that the Kentucky SHPO has determined that the abandonment would not result in adverse effects on historic properties. We concur with the Kentucky SHPO's determination that the abandonment would not affect historic properties. The documentation for this finding, as specified at 36 CFR 800.11(d), consists of the railroad's historic report, all relevant correspondence, and the EA, which have been made available to the public through posting on the Board's Web site. SEA therefore recommends that the Section 106 condition imposed by the Board in this proceeding be removed at this time.

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Distribution: Ann Newman, Office of Proceedings (Original)
SEA Chron
ECT

EO-1151
(Attachment to)



COMMERCE CABINET
KENTUCKY HERITAGE COUNCIL

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December 1, 2008

Tom Healey
CN Law Department
17641 S. Ashland Avenue
Homewood, IL 60430

Re: Section 106 Review of Three Railroad Bridges, Illinois Central Railroad Proposed Abandonment, AB-43 (Sub-No. 181X) in Wickliffe, Ballard County, Kentucky

Dear Mr. Healey:

The State Historic Preservation Office has received the Kentucky Historic Resource Inventory Forms (BA-166, BA-167 and BA-168) for the above-referenced project. In a letter from this office dated November 21, 2007, we determined that the three timber railroad bridges along this segment of line are potentially eligible for listing in the National Register of Historic Places under Criterion A, for association with the development of the railroad in Kentucky. We requested the inventory forms in a letter from this office dated May 12, 2008.

It is our determination that in accordance with 36CFR Part 800.5(b) of the Advisory Council's revised regulations, a **Finding of No Adverse Effect** is provided for this undertaking. Therefore, we have no further comments and responsibility to consult with the Kentucky State Historic Preservation Officer under the Section 106 review process is fulfilled.

Should you have any questions about these comments, feel free to contact Janie-Rice Brother of my staff at (502) 564-7005, extension 121.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Dennen".

Mark Dennen, Acting Executive Director
and State Historic Preservation Officer

Cc: Anna Quinlan, Surface Transportation Board
JRB: jrb