

LAW OFFICES OF
LOUIS E. GITOMER, LLC

LOUIS E. GITOMER
Lou@lgraillaw.com

MELANIE B. YASBIN
Melanie@lgraillaw.com

600 BALTIMORE AVENUE, SUITE 301
TOWSON, MARYLAND 21204-4022
(410)296-2250
FAX (410) 332-0885

July 15, 2022

Ms. Danielle Gosselin
Director, Office of Environmental Analysis
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

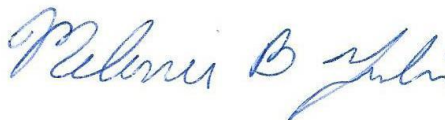
Re: **Docket No. AB-55 (Sub-No. 80X), CSX Transportation, Inc.—*Abandonment Exemption—in Muskegon, MI***

Dear Ms. Gosselin:

Attached please find a letter from Michigan Department of Environment, Great Lakes, and Energy, Water Resource Division finding that no adverse impacts to coastal resources are anticipated.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours,



Melanie B. Yasbin
Attorney for CSX Transportation, Inc.

Enclosure



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



LIESL EICHLER CLARK
DIRECTOR

July 14, 2022

VIA E-MAIL

Gene Payne, Manager Strategic Planning
CSX Transportation, Inc.
500 Water Street
Jacksonville, Florida 32202

Dear Gene Payne:

Subject: STB Docket No. AB-55 (Sub-No. 807X): Federal Consistency Certification,
Application to the Surface Transportation Board to Abandon Approximately 3.81
Miles of Rail Line on the South Horn Spur, Muskegon County, Michigan

The Department of Environment, Great Lakes, and Energy (EGLE), Water Resources Division (WRD), has reviewed the proposed rail line abandonment for consistency with Michigan's Coastal Management Program (MCMP), as required by Section 307 of the Coastal Zone Management Act, PL 92-583, as amended (CZMA). Thank you for providing the opportunity to review this proposed activity.

The WRD's review indicates that portions of this project are within Michigan's coastal management boundary and are subject to consistency requirements. Public notice of the WRD's CZMA consistency review of the proposed project was published in the EGLE Environmental Calendar from June 17 through July 8, 2022. No comments were received.

Certification of consistency with the MCMP requires evaluation of a project to determine if it will have an adverse impact on coastal land or water uses or coastal resources. Projects are evaluated using the permitting criteria contained in the regulatory statutes administered by EGLE. These statutes constitute the enforceable policies of the MCMP.

Provided all required permits are issued and complied with, no adverse impacts to coastal resources are anticipated from the abandonment of the rail line and associated salvage activities as described in the information forwarded to the WRD. Issuance of all required permits will certify the activity for which the permits were issued as consistent with the MCMP. If no permits are required, this project shall be considered consistent as of the date of this letter.

This consistency certification does not waive the need for permits that may be required under other federal, state, or local statutes. If you have any questions regarding this review, please contact me at 517-230-7849 or SmarM@Michigan.gov.

Sincerely,

Matt Smar, Environmental Quality Specialist
Field Operations Support Section
Water Resources Division

Gene Payne
Page 2
July 14, 2022

cc: Melanie B. Yasbin, The Law Offices of Louis E. Gitomer, LLC