

51253
DO

SERVICE DATE – MAY 18, 2022

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. AB 1094X

CITY OF LOS ANGELES—ABANDONMENT EXEMPTION—
IN LOS ANGELES COUNTY, CAL.

Decided: May 17, 2022

The City of Los Angeles (the City) filed a verified notice of exemption under 49 C.F.R. part 1152 subpart F—Exempt Abandonments to abandon a 2.6-mile portion of a rail line known as the San Pedro Subdivision extending from milepost 4.00 (north of Front Street and east of the Gaffey Street Lead) to the end of the line at milepost 6.60 in Los Angeles County, Cal. (the Line). Notice of the exemption was served and published in the Federal Register on June 7, 2021 (86 Fed. Reg. 30,349). The exemption became effective on July 7, 2021.

By decision dated July 6, 2021, the Board imposed three conditions recommended by the Board’s Office of Environmental Analysis (OEA): (1) a coastal zone condition pursuant to the Coastal Zone Management Act of 1972, 16 U.S.C. §§ 1451-1465, requiring the City to consult with the California Coastal Commission (CCC), obtain any necessary state coastal management consistency certification, and report the results of such consultations in writing to OEA; (2) a condition requiring the City to notify the National Geodetic Survey (NGS) at least 90 days prior to beginning abandonment-related salvage activities; and (3) a historic preservation condition pursuant to Section 106 of the National Historic Preservation Act (NHPA), 54 U.S.C. § 306108.

In a Supplemental Final Environmental Assessment served on May 6, 2022, OEA states that on April 26, 2022, OEA received correspondence from the City stating that it consulted with CCC and received confirmation on April 7, 2022, that no consistency certification is needed. As a result, OEA recommends that the Board remove the coastal zone condition.

The Supplemental Final Environmental Assessment also states that the City consulted with the State Historic Preservation Office (SHPO) and provided a concurrence letter from the SHPO dated March 21, 2016, confirming that there are no known historic properties within the project right-of-way that are eligible for listing in the National Register of Historic Places. Therefore, and pursuant to its consultation with the SHPO and the public, OEA recommends that the Board remove the Section 106 historic preservation condition.

Consistent with OEA’s recommendations, this proceeding will be reopened and the previously imposed coastal zone condition and Section 106 historic preservation condition will be removed. The previously imposed NGS consultation condition remains unchanged.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. This proceeding is reopened.
2. Upon reconsideration, the coastal zone condition and the Section 106 historic preservation condition imposed in the July 6, 2021 decision are removed.
3. This decision is effective on its date of service.

By the Board, Scott M. Zimmerman, Acting Director, Office of Proceedings.