

EO - 1272
C6

SURFACE TRANSPORTATION BOARD
SECTION OF ENVIRONMENTAL ANALYSIS

POST ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL RECOMMENDATIONS IN
STB DOCKET NO. AB-397 (Sub-No 7X)

August 14, 2009

ABANDONMENT TYPE

The time for comments on the Environmental Assessment (EA) has expired in this:

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

() **NO NEW COMMENTS WERE RECEIVED**

(X) **NEW COMMENTS WERE RECEIVED**

SEA served an Environmental Assessment (EA) for this proceeding on July 24, 2009 for public review and comment. In the EA, SEA recommended one environmental condition and concluded that the proposed action would not significantly impact the quality of the human environment.

Comments on the EA

The National Geodetic has submitted a comment to SEA indicating that the railroad right of way for the proposed abandonment in this proceeding contains approximately nine geodetic station markers (see attached). Consequently, SEA recommends a condition that the Tulare Valley Railroad Company shall consult with the National Geodetic Survey (NGS) and notify NGS at least 90 days prior to beginning salvage activities that will disturb or destroy any geodetic station markers.

The EA comment period has ended. Accordingly, SEA recommends that the condition recommended in the EA, as well as the additional condition recommended in this document should be imposed upon any decision granting abandonment authority. The combined two conditions are:

1. The Tulare Valley Railroad Company (TVR) shall 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, has been completed. TVR shall report back to the Section of Environmental Analysis regarding any consultations with the SHPO and any other Section 106 consulting parties that have been identified and the public. TVR may not file its consummation notice or initiate any salvage activities related to abandonment (including removal of tracks and ties) until the Section 106 process has been completed and the Board has removed this condition.

2. The Tulare Valley Railroad Company shall consult with the National Geodetic Survey

(NGS) and notify NGS at least 90 days prior to beginning salvage activities that will disturb or destroy any geodetic station markers.

If the above conditions are imposed, SEA believes that the proposed action will not significantly affect the quality of the human environment.

SEA CONTACT: Catherine L. Glidden, 202-245-0293 CG

Kenneth Blodgett/STB
07/31/2009 02:46 PM

To Catherine Glidden/STB@STB
cc
bcc
Subject Fw: [NGS Response, STB Docket AB-397 (SUB NO. 007X)]

----- Forwarded by Kenneth Blodgett/STB on 07/31/2009 02:46 PM -----



Simon Monroe
<Simon.Monroe@noaa.gov>
07/30/2009 06:16 PM

To xicgc@verizon.net
cc Surface Transportation Board <sea@stb.dot.gov>, National
Society of Professional Surveyors
<Dawn.James@acsm.net>, Marti Ikehara
<Marti.Ikehara@noaa.gov>, Gilbert Mitchell
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<Simon.Monroe@noaa.gov>
Subject [NGS Response, STB Docket AB-397 (SUB NO. 007X)]

Thank you for sharing your railroad abandonment environmental report for
Ducor, Tulare County, CALIFORNIA.

Approximately 09 geodetic survey marks may be located in the area
described.

If marks will be disturbed by the abandonment, [THE RAILROAD] shall
consult with the National Geodetic Survey (NGS) at least 90 days prior to
beginning salvage activities that will disturb, or destroy any geodetic
station

marks are described on the attached file. Additional advice is provided
at

<http://geodesy.noaa.gov/marks/railroads/>

Dist	PID...	H V	Vert_Source	Latitude.....	Longitude.....	Stab	Designation
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....	FU0944	. u	29/ADJ UNCH	N355658.....	W1190025.....	C...	K 822
....	FU0943	. u	29/ADJ UNCH	N355606.....	W1190036.....	C...	L 822
....	FU0942	. u	29/ADJ UNCH	N355554.....	W1190041.....	C...	U 1204
....	FU0941	. u	29/ADJ UNCH	N355513.....	W1190100.....	C...	M 822
....	FU0940	. u	29/ADJ UNCH	N355435.....	W1190153.....	D...	N 822

|....|FU0939|. u|29/ADJ UNCH|N355359.....|W1190239.....|C...|P 822 RM 2

|....|FU0938|3 u|29/ADJ UNCH|N355358.66730|W1190240.87000|C...|P 822

|....|FU0937|. u|29/ADJ UNCH|N355359.....|W1190240.....|C...|P 822 RM 1

|....|FU0936|. u|29/ADJ UNCH|N355359.....|W1190240.....|C...|B 456 AT SF