



Surface Transportation Board
Washington, D.C. 20423-0001

300084

202-245-0260

Office of the General Counsel

ENTERED

FAX 202-245-0460

Meeting under Section 5, STB Reauthorization Act

Office of Proceedings

December 4, 2019

March 12, 2019

Part of

Public Record

Present: Members Begeman, Fuchs, and Oberman
Member Staff Amanda Gorski, Ellen Erichsen, Lisa Novins, Valerie Quinn
Agency Staff Anika Cooper, Rachel Campbell, Allison Davis, Scott
Zimmerman, Theodore Hunt, Evelyn Kitay, Frederick Horne, Adam Kress,
Sarah Fancher, Candace White

Topic: Docket No. EP 749, National Association of Reversionary Property
Owners – Petition for Rulemaking

Summary of the Matters Discussed, Prepared by Acting General Counsel Anika Cooper:

At this meeting, staff briefed Board Members on the status of a rulemaking initiated in response to a petition by the National Association of Reversionary Property Owners (NARPO). The Board proposed in its Notice of Proposed Rulemaking ("NPRM") to modify its regulations (49 C.F.R. § 1152.29) to limit the number of 180-day extensions of a trail use negotiating period to a maximum of six extensions, absent extraordinary circumstances.

Staff and Board Members discussed the following issues:

1. The background of the National Trails System Act ("Trails Act") and the Board's role under the Trails Act.
2. The background of the NPRM, including the relief requested in NARPO's petition and the Board's proposal.
3. The comments received in response to the NPRM.
4. Potential limits on extensions.
5. The standard when considering requests for further extensions beyond any limit the Board may adopt.