

ENTERED
Office of Proceedings
March 20, 2023
Part of
Public Record

Justin J. Marks
T (202) 772-0916
F +12027720919
Email:jjmarks@ClarkHill.com

Clark Hill
1001 Pennsylvania Avenue N.W.
Suite 1300 South
Washington, DC 20004
T (202) 772-0909
F (202) 772-0919

March 20, 2023

VIA E-FILING

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: STB Docket No. FD 36575, Townline Rail Terminal, LLC
– Construction and Operation Exemption of a Line of Railroad –
In Suffolk County, NY

Dear Ms. Brown:

On November 17, 2022, Townline Rail Terminal, LLC ("Townline") filed with the Board a Petition for Exemption pursuant to 49 U.S.C. §10502 for authority to construct and operate a line of common carrier railroad in Suffolk County, NY. On February 27, 2023, the Board entered into the record the Protest/ Opposition Statement of Philip A. Russo.

The Protest/ Opposition Statement does not address the Board's standards for considering the transportation merits of a rail construction petition. Instead, it raises concerns about the environmental impacts of the proposed line.

The Board's Office of Environmental Analysis ("OEA") is currently drafting an Environmental Assessment ("EA") to evaluate the environmental impacts of Townline's proposed rail line. The public will have an opportunity to provide comment on the EA. Considering that OEA has yet to issue a draft EA and the public has yet to comment on the document, Townline will wait to respond to any potential environmental impacts of the proposed rail line until after the issuance of the draft EA.

If you have any questions related to this filing, please let me know.

Respectfully,



Justin J. Marks
Counsel to Townline Rail Terminal, LLC

cc: Partis of Record