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April 19, 2023

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

Re: STB Docket No. FD 36406, Port Authority of Kansas City – Construction and
Operation Exemption – in Jackson and Clay Counties, MO.; Voluntary Mitigation

Dear Ms. Gosselin:

The Port Authority of Kansas City ("PortKC") proposes the following voluntary mitigation measures to be incorporated into the Draft Environmental Assessment currently under development by the Board's Office of Environmental Analysis.

VM 1. Port KC shall implement the following best management practices to minimize potential erosion and sedimentation impacts during project construction of the Proposed Line:

- Minimize earth-clearing activities to the greatest extent practicable by disturbing only the area needed to physically construct the proposed rail line, required infrastructure, and staging area.
- Prior to initiating site clearing, install erosion and sediment control measures such as silt fencing, silt socks, mulch blankets, or a similar erosion-control measure along the limit of disturbance and at the inlet of any storm drain structures within the construction zone.
- Stabilize any disturbed areas outside the rail corridor (i.e., temporary staging equipment storage/material stockpiling areas) with an appropriate permanent vegetative cover after the completion of construction activities.

VM 2. PortKC shall ensure that any herbicides used during track maintenance are registered with the U.S. Environmental Protection Agency and applied by licensed individuals with experience in using best practices to minimize any environmental and safety risks to the extent necessary for rail operations.

VM 3. Port KC shall comply with all applicable Federal Railroad Administration rail operations safety requirements at 49 C.F.R. Parts 200-299.

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VM 4. Port KC shall limit the speed of trains operating over the Proposed Line to 10 miles per hour.

Thank you,

A handwritten signature in blue ink, reading "Justin J. Marks". The signature is written in a cursive style with a large, stylized "J" and "M".

Justin J. Marks
Counsel to Port Authority of Kansas City