

BEFORE THE SURFACE TRANSPORTATION BOARD

ENTERED
Office of Proceedings
October 24, 2017
Part of
Public Record

STB Docket No. FD 36137

CITY OF FISHERS, CITY OF NOBLESVILLE, AND HAMILTON COUNTY, INDIANA

PETITION FOR PARTIAL REVOCATION OF EXEMPTION

MOTION FOR LEAVE TO LATE FILE

Dated: October 23, 2017

The Cities of Fishers and Noblesville, along with Hamilton County, Indiana ("Owners") jointly petitioned the Surface Transportation Board ("Board") to request partial revocation of a 37.56 mile railroad line ("Line") extending from milepost I- 2.13 at Indianapolis, Indiana, to milepost I-39.69 at Tipton, Indiana. Since the initial filing date of the Owners' petition, over ninety (90) comments, letters, petitions, and other filings have been submitted to the above-captioned proceeding; many of which represent opposition to the petition and proposed railbanking efforts of the Owners.

The Board issued a decision on September 22, 2017, in response to the petitions of other participants in the proceeding. The Board granted, in part, an extension of time to file reply comments to the proceeding until October 12, 2017.

Two comments were submitted to the Board which appeared to be crafted and submitted after the public submission deadline; by Christopher Evan Moore (October 16, 2017) and Indiana District 3 Congressional Representative, Honorable Jim Banks (October 19, 2017).

The City of Logansport has refrained from publicly involving itself in this proceeding and local debate out of respect for the Owners and observance of their process for collecting feedback and inviting participation from local stakeholders and neighboring communities. However, due to the recent actions and tactics of the Owners to avoid additional input or participation from affected stakeholders with regard to their railbanking plan, our disaffected community seeks to weigh in on this critical issue. The seemingly arbitrary involvement of a member of congress who represents a community over 100 miles away from the Line has amplified the necessity of our direct and public involvement in this regional issue; which has distinct and direct negative implications to our community.

Therefore, I, Mayor Dave Kitchell, respectfully request that the Board allow for the late filing of the attached letter in opposition to the Owners' petition and railbanking plan referenced in docket number FD-36137-0.

Respectfully,



Dave Kitchell

601 E. BROADWAY CITY BUILDING, ROOM 200 LOGANSPOORT, IN 46947
TEL (574) 753-2551 FAX (574) 753-4644

I certify that these comments have been provided to the Applicant's Attorney of Record. /S/ Mayor Dave Kitchell