



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

June 20, 2016

Steven Leifer
Baker Botts LLP
1299 Pennsylvania Avenue, NW
Washington, DC 20004

Re: Docket No. FD 34797 (Sub-No. 1), New England Transrail, LLC (NET),
d/b/a Wilmington & Woburn Terminal Railway—Construction, Acquisition
& Operation Exemption—in Wilmington and Woburn, Mass.; Waiver of
Six-Month Prefiling Notice

VIA E-MAIL

Dear Mr. Leifer:

Pursuant to 49 C.F.R. § 1105.10(c), we are granting your request of June 14, 2016 for a waiver of the six month prefiling notice generally required for construction projects under 49 C.F.R. § 1105.10(a)(1).

On May 18, 2016, the Surface Transportation Board's (Board) Office of Environmental Analysis (OEA) met with you regarding the proposed construction, acquisition, and operation of a rail line and transloading facility in Wilmington, Massachusetts. At the meeting, you provided OEA with an overview of the proposed project, and we outlined the general requirements of the environmental review process. Prior to this meeting, the Board issued a decision on May 17, 2016 lifting the deferral of environmental review in this case.

In your letter, you state that NET intends to file, at the Board's direction, an updated petition shortly. The petition will seek Board authority to construct and operate a rail line and transloading facility on approximately 34 acres of land in Wilmington, Massachusetts to serve as team tracks for multiple commodities. The letter also states that NET would own and operate the proposed rail lines and transloading facility and would be a Class III railroad once the lines and facility become operational.

Based on the May 18th meeting, your letter request, and over ten years of history in this proceeding, OEA believes that it has adequate information and that the applicant is sufficiently aware of the environmental process to grant this waiver request.

If you have any questions, please feel free to contact Danielle Gosselin of my staff at (202) 245-0300.

Sincerely,

A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with a large initial "V" and a stylized "R".

Victoria Rutson
Director
Office of Environmental Analysis