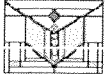


EO- 1901



Re: EA served May 22, 2012, in City of Alameda d/b/a ABL, AB 1090X  
David Navecky to: Charles Montange

05/25/2012 08:30 AM

The information you supplied in this email, as well as your prior email, will enable me to remove the recommended condition in the Final EA. Thanks again for the additional clarification and information.

Dave  
202-245-0294

"Charles Montange"

Mr. Navecky, the attachment is a document pr...

05/24/2012 06:53:42 PM

From: "Charles Montange" <c.montange@frontier.com>  
To: <David.Navecky@stb.dot.gov>  
Date: 05/24/2012 06:53 PM  
Subject: EA served May 22, 2012, in City of Alameda d/b/a ABL, AB 1090X

Mr. Navecky, the attachment is a document prepared by the California Coastal Commission. It indicates (in the first paragraph) that the Bay Conservation and Development Commission (BCDC) is the designated coastal management agency for the San Francisco Bay Area, and (on page 3, point 3) that Cal Coastal Commission lacks jurisdiction over the area covered by the BCDC. The McAteer-Petris Act (available via the internet), referenced in the attached document, establishes BCDC. Please let me know if OEA requires any further information to delete the recommendation from the EA that City d/b/a ABL approach the CCC for a federal consistency determination, and not do anything to consummate an abandonment or to alter the Line prior to STB action in connection with that effort to obtain a consistency determination.

Chas. Montange, counsel for City[attachment "ccmp\_description.pdf" deleted by David Navecky/STB]