

**Re: voluntary mitigation measures****Joshua Wayland** to: Heffner, John D.

"Brian Yates (byates@Ensaf.com)",

Cc: "cateslanding@dyerchamber.com",

"jlannom@lannomcoronado.com", "rrhodes@flcmail.com"

04/28/2015 05:05 PM

Thanks, John. I have attached an Environmental Assessment (EA) that the Board conducted in 2003 in connection with a construction case in Merced County, California. If you refer to Chapter 5.0 Mitigation Measures (page 29), you will find examples of voluntary mitigation measures proposed by the applicant in that case. You might find these to be useful examples.

It would be helpful to us to have a letter from Petitioner specifying the voluntary mitigation measures so that we can incorporate them into the EA. This may obviate the need for the Board to impose environmental conditions on the final decision. Please feel free to contact me with any questions.



Environmental Assessment (FD 34305).pdf

Best regards,

Josh Wayland
Environmental Protection Specialist
Office of Environmental Analysis
Surface Transportation Board
Tel: (202) 245-0330

"Heffner, John D."

This email will memorialize our conversation abo...

04/28/2015 04:36:57 PM

From: "Heffner, John D." <John.Heffner@strasburger.com>
To: "Joshua.Wayland@stb.dot.gov" <Joshua.Wayland@stb.dot.gov>
Cc: "jlannom@lannomcoronado.com" <jlannom@lannomcoronado.com>, "cateslanding@dyerchamber.com" <cateslanding@dyerchamber.com>, "rrhodes@flcmail.com" <rrhodes@flcmail.com>, "Brian Yates (byates@Ensaf.com)" <byates@Ensaf.com>
Date: 04/28/2015 04:36 PM
Subject: voluntary mitigation measures

This email will memorialize our conversation about Petitioner's voluntary mitigation measures. Josh, please supply me with language regarding historic-related impacts.

1. Petitioner will use best practices in its construction methods
2. Petitioner's construction will be within the existing right of way owned or to be acquired by petitioner
3. Petitioner will abide by mitigation measures recommended by the Army Corps in its 2004 environmental assessment for the port construction
4. Petitioner will consult with Tennessee DOT and other affected state and local agencies on the construction and operation of the line

Please advise if there is anything else you need. Also Brian please forward to your colleague who was on this call.



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