

SURFACE TRANSPORTATION BOARD
OFFICE OF ENVIRONMENTAL ANALYSIS

SUPPLEMENTAL FINAL ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL RECOMMENDATIONS IN DOCKET NO. AB 55 (Sub-No. 787X)

April 29, 2019

ABANDONMENT TYPE

The time for comments on the Environmental Assessment (EA) has expired in this:

(X) Notice of Exemption () Petition for Exemption () Regulated Abandonment

() **NO NEW COMMENTS WERE RECEIVED**

(X) **NEW COMMENTS WERE RECEIVED**

In this proceeding, CSX Transportation, Inc. (CSXT) filed a notice of exemption to abandon an approximately 1.8-mile rail line on its Port Morris Branch, Albany Division, between milepost QVP 0.0 and milepost QVP 1.8 in Bronx County, N.Y. In a decision served on March 8, 2019, the Board imposed a condition requiring CSXT to (1) consult with the New York State Department of State (NYSDOS) and obtain state coastal management consistency certification, and (2) not file its consummation notice or initiate any salvage activities related to abandonment (including removal of tracks and ties) until it reports the results of these consultations in writing to OEA and the Board has removed this condition.

OEA has received one comment after issuance of the Board's March 8, 2019 decision. On April 29, 2019, CSXT submitted a comment from NYSDOS stating that NYSDOS has determined that the proposed abandonment meets the Department's general consistency concurrence criteria. Therefore, further review by NYSDOS and concurrence with an individual consistency certification for the proposed abandonment are not required.

Conclusions

Accordingly, the Board has satisfied its responsibilities under the Coastal Zone Management Act (16 U.S.C § 1451 *et seq.*) and recommends that the coastal zone consistency determination condition imposed in the March 8, 2019 decision be removed.

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