



#1 City for Families
by FamilyCircle 2011

248362

August 19, 2019

Ms. Cynthia Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, SW
Washington, DC 20024

ENTERED
Office of Proceedings
August 21, 2019
Part of
Public Record

**RE: Union Pacific Railroad Company
Abandonment of St Charles, IL Lead
STB Docket No. AB-33 (Sub-No. 284X)
Petition for Interim Trail Use**

 GRANTED Office of Proceedings	DECISION ID NO. 47208
	DECIDED DATE: 9/10/2019
	SERVED DATE: 9/10/2019
	APPROVED: <i>Quic Dri</i> Director
	☐ Extended to 2/15/2020. Additional extension requests must include detailed information as described in 9/28/2018 decision.

Dear Chief Brown:

On July 9th, 2010, the City of St Charles, IL, the County of Kane, Forest Preserve District of Kane County, and the St Charles Park District jointly filed a request for Public Use Condition and a request for Interim Trail Use Condition (NITU) for approximately 3.17 miles of railroad between milepost 35.13 and milepost 38.3 near St Charles, IL. By order dated September 21, 2011, the Board granted the request to implement interim trail use negotiations as specifically set forth in the order, for a period of 180 days commencing from September 21, 2011, and ending on March 21, 2012. This request has been extended and updated from time to time since 2012.

The City of St Charles, IL wishes to continue to work with local partner jurisdictions to compile specific information in efforts to satisfy our negotiating needs, and has been in direct contact with Union Pacific; however, we do not believe that the parties will be able to finalize negotiations by the end date of the order. Therefore, the City respectfully requests the Board to grant a 180 day extension until February 15, 2020, or such time so indicated by the Board.

Per the STB decision of September 27, 2018 and in light of NARPO's concerns, the STB has requested the City of St. Charles provide more information on our submittal. More specifically, (1) the progress of our negotiations with UP since the last extension was granted, (2) the specific actions still needed to be taken before an agreement can be reached (including when those actions are expected to be completed), and (3) when (assuming the parties' further negotiations are successful) they expect an agreement with UP to be finalized.

FILING FEE WAIVED

RAYMOND P. ROGINA Mayor

MARK KOENEN, P.E. City Administrator

TWO EAST MAIN STREET

ST. CHARLES, IL 60174

PHONE: 630-377-4400

FAX: 630-377-4440

www.stcharlesil.gov

To answer the questions noted above, please find attached the following information:

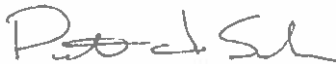
- Kane County Forest Preserve District letter and associated documents dated August 08, 2019
- St. Charles Park District letter and associated documents dated August 09, 2019.

Enclosed please find the original and ten (10) copies of this letter. Also, it is my understanding that the filing fee of \$450.00 is waived for Government Agencies requesting extension of NITU negotiations as to STB Docket No. AB-33 (Sub-No. 284X) Union Pacific Railroad Company. Please time and date stamp a copy of this letter and return it with the self-addressed stamped envelope.

All the Parties of Record in the docket have received a copy of this submission, including the Union Pacific Railroad Company, by US Mail, postage prepaid, first class, on this 19th day of August, 2019.

Thank you for your consideration of this request, and please contact me should you have and questions or concerns.

Very Truly Yours,



Peter Suhr
Director of Public Works, City of St Charles, IL

CC: Mack Shumate, General Attorney
Union Pacific Railroad
101 North Wacker Drive, Suite 1920
Chicago, IL 60606

Holly Cabel, Director- St Charles Park District
Monica Meyers, Director- Kane County Forest Preserve
Carl Schoedel, Director- Kane County Division of Transportation

Dan Parker, Union Pacific Railroad
1400 Douglas Street, Stop 1690
Omaha, NE 68179

Richard Welsh, National Association of Reversionary Property Owners (NARPO)
1100 Bellevue Way Ne Ste. 8A Pmb 719
Bellevue, WA 98004



1996 South Kirk Road, Suite 320, Geneva, Illinois 60134

Michael J. Kenyon, President
Monica A. Meyers, Executive Director

(630) 232-5980
Fax: (630) 232-5924
www.kaneforest.com

August 8, 2019

Peter Suhr
Director of Public Works
City of St. Charles
2 E. Main Street
St. Charles, IL 60174-1984

Re: Great Western Trail Extension at Leroy Oakes Forest Preserve

Dear Mr. Suhr:

Per your request, the following is an update regarding the active Great Western Trail Extension Project at the Leroy Oakes Forest Preserve.

Our February 27, 2019 update indicated the District had acquired an Illinois Department of Transportation (IDOT) CMAQ grant for the purposes of assisting in the costs to acquire the necessary 8 acres of land currently owned by Union Pacific Railroad between the Leroy Oakes Forest Preserve to Randall Road as well as phase II (final design/land acquisition/bid documents), phase III (construction oversight) and construction. As required by the grant, the District had budgeted the funding for its grant match. Additionally, the District had completed Phase I engineering and secured the contract for Phase II engineering services; with both under review with IDOT.

To date, The District has received approval from IDOT on the close-out of the Phase I engineering and is anticipating communication any day from IDOT regarding approval of the Phase II engineering contract. Phase II engineering is scheduled to be completed in 2019/2020 with bidding/construction anticipated in 2020.

Attached is a schematic of the plan for your information. Please contact me at 630-232-5981 or meyersmonica@kaneforest.com should you have any questions or need further information.

Sincerely,

A handwritten signature in blue ink that reads "Monica A. Meyers".

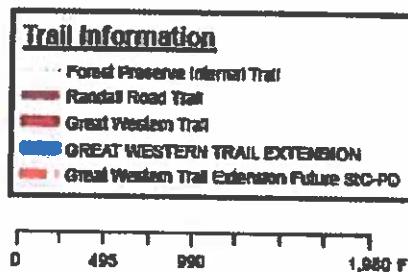
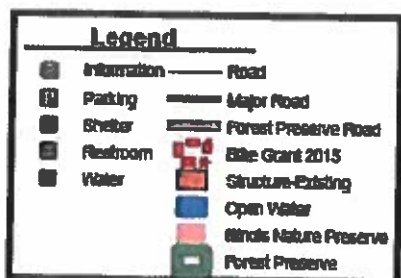
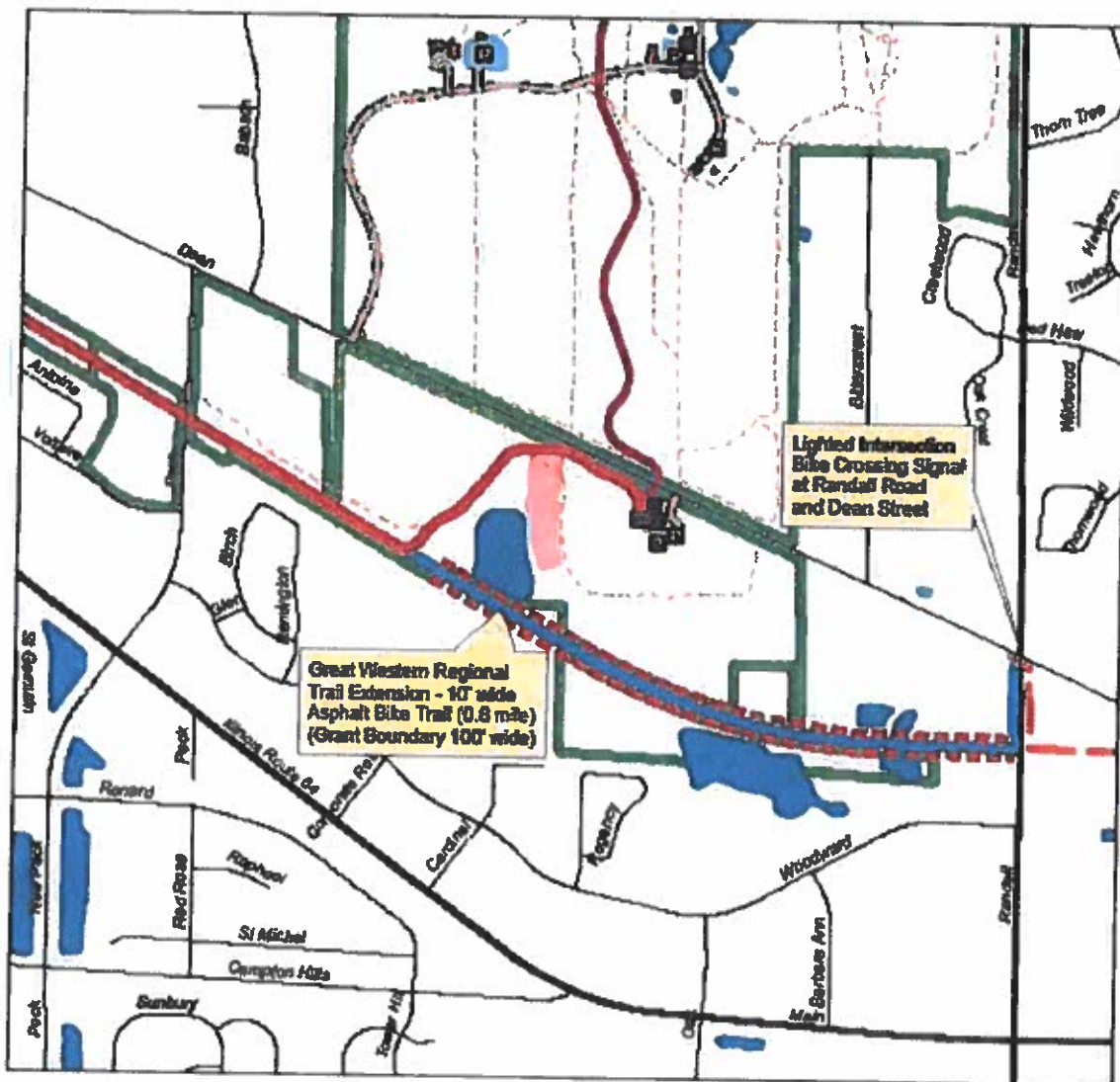
Monica A. Meyers
Executive Director

To preserve and restore the nature of Kane County

Project #30406



2017 Grant - Site Development Plan Great Western Regional Trail Extension Acquisition





ST. CHARLES PARK DISTRICT

101 South Second Street • St. Charles, IL 60174 • Ph: 630-584-1055 • Fax: 630-584-1396 • stcparks.org

August 9, 2019

Mr. Peter Suhr
Public Works Director
City of St. Charles
2 E. Main Street
St. Charles, IL 60175

Dear Mr. Suhr,

I wanted to provide you a brief update on where our agency is at in our initiative to acquire the parcels of the Union Pacific Railroad (UPRR) property for the purpose of developing a bike path, trail linkages and pedestrian plazas. In the summer of 2018, the St. Charles Park District applied for a Land and Water Conservation Fund (LWCF) grant to fund the acquisition of the UPRR parcels between Randall Road and the Fox River. We were notified in January 2019 that we have been awarded the grant for \$473,600 for UPRR land acquisition. We have had the property appraised and are beginning negotiations with the UPRR shortly in addition to soliciting professional services for Phase I engineering.

I have attached an exhibit that outlines the current scope of our project. We look forward to bringing this amenity to St. Charles and working with our community partners to make it a reality. If you have any questions, please let me know.

Laura M. Rudow

Laura Rudow
Superintendent of Parks and Planning
St. Charles Park District
lrudow@stcparks.org

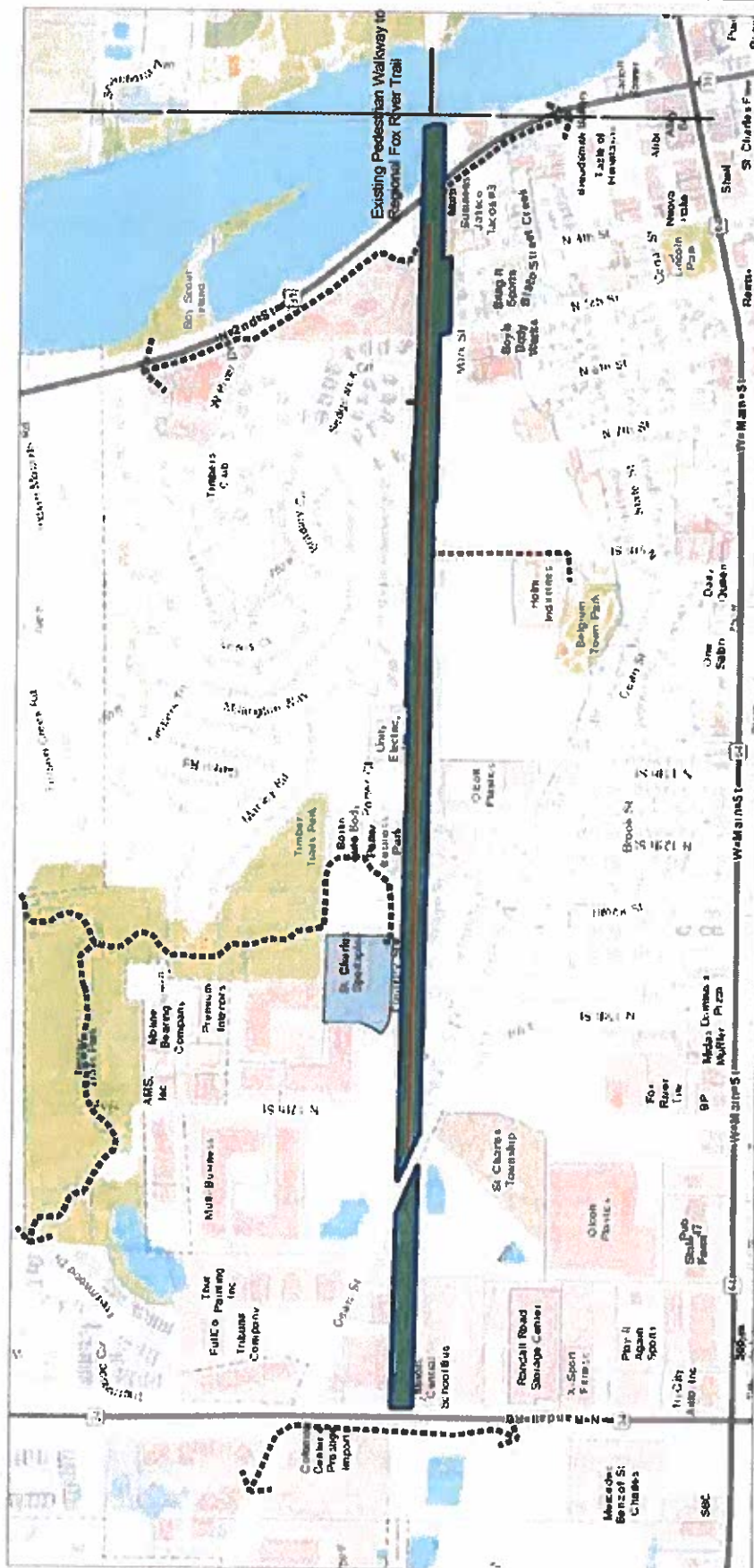


Attachment 2B

SITE DEVELOPMENT PLAN & TRAIL STUDY for:

UNION PACIFIC RAILROAD PARCEL

Randall Road to the Fox River



02/13/18