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SERVICE DATE - MAY 8, 1998
SURFACE TRANSPORTATION BOARD
WASHINGTON, DC 20423

ENVIRONMENTAL ASSESSMENT

STB Docket NO. AB-290 (SUB-NO. 198X)

Norfolk and Western Railway Company--Abandonment
Exemption--in Lynchburg, VA

BACKGROUND

In the above entitled proceeding, the Norfolk and Western Railway Company (NW), has filed a notice of exemption under 49 CFR 1152.50 seeking exemption from the requirements of 49 U.S.C. 10903 in connection with the abandonment of a 0.74-mile line of its railroad between milepost L-0.20 and milepost L-094 in Lynchburg, VA. A map depicting the rail line in relationship to the area served is appended to the report. If the exemption becomes effective, the railroad will be able to salvage track, ties and other railroad appurtenances, and to dispose of the right-of-way.

DESCRIPTION OF THE LINE

The right-of-way passes through [a sparsely populated agricultural area of Southern Virginia. In its application, NW states that there has been no traffic on the line during the past two years.]

ENVIRONMENTAL REVIEW

NW submitted an environmental report that concludes the quality of the human environment will not be affected significantly as a result of the abandonment or any post abandonment activities, including salvage and disposition of the right-of-way. NW served the environmental and historical reports on a number of appropriate Federal, state, and local agencies as required by the Surface Transportation Board's environmental rules [49 CFR 1105.7(b)]. We reviewed and investigated the record in this proceeding.

The National Geodetic Survey (NGS), U.S. Department of Commerce, has informed us that 7 geodetic station markers may be affected by the proposed abandonment. NGS requests that it receive not less than 90 days' notification in advance of any salvage activities in order to plan for their relocation. NGS also sent a copy of the list and location of the markers to NW. We recommend NGS's request be imposed as a condition to any abandonment authority.

The Commonwealth of Virginia, Department of Game and Inland Fisheries, requests that NW use appropriate erosion and sediment control measures, as set forth in the Virginia Erosion and Sediment Control Handbook, 1992, Virginia Department of Conservation and Recreation. These measure should be maintained throughout the project period due to the close proximity of an

intermittent stream.

Prior to engaging in any salvage activities, we recommend that NW consult with the U.S. Army Corps of Engineers, Norfolk District, to determine if permits are necessary.

CONDITIONS

We recommend the following environmental conditions be placed on any decision granting abandonment authority:

(1) The National Geodetic Survey (NGS) has identified 7 geodetic markers that may be affected by the proposed abandonment. Therefore, NW shall notify NGS at least 90 days prior to any salvage activities that may disturb or destroy these markers so that plans may be made for their relocation.

(2) The Commonwealth of Virginia, Department of Game and Inland Fisheries requests that NW use appropriate erosion and sediment control measures, as set forth in the Virginia Erosion and Sediment Control Handbook, 1992.

(3) Prior to engaging in any salvage activities, we recommend that NW consult with the U.S. Army Corps of Engineers, Norfolk District, to determine if permits are necessary.

CONCLUSIONS

Based on the information provided from all sources to date, we conclude that, as currently proposed, abandonment of the line will not significantly affect the quality of the human environment. Therefore, the environmental impact statement process is unnecessary.

Alternatives to the proposed discontinuance would include denial (and, therefore no change in operations), discontinuance of service without abandonment, and continued operation by another operator. In this case, the existing quality of the human environment and energy consumption should not be affected.

PUBLIC USE

If abandonment and salvage of the rial line does not take place, the right-of-way may be suitable for other public use. A request containing the requisite four-part showing for imposition of a public use condition (49 CFR 1152.28) must be filed with the Board and served on the railroad within the time specified in the Federal Register notice.

TRAILS USE

A request for a notice of interim trail use (NITU) is due to the Board, with a copy to the railroad, within 10 days of publication of the notice of the petition for exemption in the Federal

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Register. However, the Board will accept late-filed requests as long as it retains jurisdiction to do so in a particular case. This request must comply with the Board's rules for use of rights-of-way as trails (49 CFR 1152.29).

PUBLIC ASSISTANCE

The Board's Office of Public Services responds to questions regarding interim trail use, public use, and other reuse alternatives. You may contact the Office of Public Services directly at (202) 565-1592, or mail inquiries to Surface Transportation Board, Office of Public Services, Washington, DC 20423.

ENVIRONMENTAL COMMENTS

If you wish to file comments regarding this environmental assessment, send an **original and two copies** to Vernon A. Williams, Office of the Secretary, Room 2215, Washington, DC 20423, to the attention of Ann Newman, who prepared this environmental assessment. **Please refer to Docket No. AB-290 (Sub-No. 198X) in all correspondence addressed to the Board.** If you have questions regarding this environmental assessment, you should contact Ann Newman at (202) 565-1629.

Date made available to the public: May 8, 1998.

Comment due date: May 22, 1998.

By the Surface Transportation Board, Elaine K. Kaiser, Chief, Section of Environmental Analysis.

Vernon A. Williams
Secretary

Attachment

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PLEASE SCAN MAP