



ANDREW HEVESI  
Assemblyman 28<sup>TH</sup> District  
Queens County

THE ASSEMBLY  
STATE OF NEW YORK  
ALBANY

EI-18269

CHAIRMAN  
Subcommittee on  
Renewable Energy

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Alcoholism and Drug Abuse  
Corporations, Authorities and  
Commissions

August 10, 2010

Mr. Troy Brady  
Surface Transportation Board  
395 E Street, S.W.  
Suite 1100  
Washington, DC 20423-0001

Dear Mr. Brady:

**Attn: Docket No. FD 35141**

I would like to thank you for providing me with an opportunity to comment on the proposed construction of a rail transfer facility in Brookhaven, NY. I feel that there are many potential detrimental impacts to the area I represent, the New York State 28<sup>th</sup> Assembly district, and would like to take this opportunity to express my concerns.

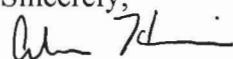
First and foremost, while consideration is being given for the construction of this facility for the purposes of hauling stone, the plan specifically states that the facility could be used for other purposes. You state in your conclusion, "However, the SEA believes that it is likely that is not used for the proposed action the project area could be used for another development purpose in the foreseeable future and would therefore generate a similar contribution". It is completely unacceptable to allow a facility to be constructed for an open-ended purpose without an environmental impact study to assess the impacts of such purposes. This proposed rail transfer station will connect to existing rail lines that run through the neighborhoods I represent. While the plan considers the potential impacts on the areas surrounding the transfer site, it does not consider how increased traffic on existing lines originating from this site will affect the surrounding areas. Residents have encountered numerous quality of life problems associated with hauling waste and construction and demolition debris on these lines. Although this transfer site is being constructed to allow for the shipment of stone, nothing precludes a switch from stone to solid waste. I feel it would be irresponsible to allow for a potential change in purpose for this station without first considering the impact a new purpose may have on my communities.

I agree that hauling waste by rail is more environmentally appropriate than trucking, and am not advocating that this practice be discontinued. I am, however,

requesting that consideration be made to the communities down the line this transfer station would connect to before it is constructed.

If you should have any questions regarding this matter or if I can be of any further assistance please do hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Andrew Hevesi', with a stylized flourish at the end.

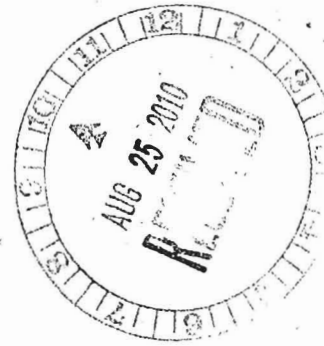
Andrew Hevesi  
Assembly Member 28<sup>th</sup> A.D.

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ANDREW HEVESI  
Assemblyman 28<sup>TH</sup> District

833 Legislative Office Building  
Albany, New York 12248



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2042330001

