

Rutson, Vicki

From: Katherine F. Waring <KFW@sloverandloftus.com>
Sent: Friday, June 28, 2019 4:21 PM
To: Rutson, Vicki
Subject: RE: TREX_Question re Routing
Attachments: EI-26366_10.2.2019 Filing.pdf; Spirit_TREX WDR_FINAL_NWI Features Map.pdf

Vicki,

The pink route with the crossovers will be constructed approximately 86 feet east from where the blue route crosses between the BNSF and UP right-of-way. Please note that to the south where the pink route connects with the BNSF track that it is shifted 107 feet to the east, and is shifted approximately 140 feet to the east from where it connects with the UP track to the north. As such, it impacts just a bit more of the wetlands at this location than the approved blue route.

In reviewing TREX's October 2, 2018 filing at pp. 7-8 of 33 (see Tables 1 and 2 of the attached "EI-26366_10.2.2019 Filing.pdf"), and the National Wetlands Inventory map (see the attached "Spirit_TREX WDR_FINAL_NWI Features Map.pdf"), the impacted wetlands area will still be below the 1/3 acre threshold and will qualify for a Nationwide Permit (NWP) 14 as opposed to a Section 404 permit.

If the crossovers are constructed instead of the diamonds, we will not have to construct track north along the UP right-of-way, but will instead connect with the existing Track 756. By connecting to Track 756 it would also be possible to potentially eliminate the additional at-grade crossing at Port Industrial Road.

Please let me know if you have any additional questions or if drafting a more complete explanation would be helpful.

Thanks,

-Katherine

From: Rutson, Vicki <Vicki.Rutson@stb.gov>
Sent: Friday, June 28, 2019 3:37 PM
To: Katherine F. Waring <KFW@sloverandloftus.com>
Subject: RE: TREX_Question re Routing

Thanks, Katherine. Would you mind sending an email with the points you made to me on the phone? The length of the shift, the benefits from the crossovers vs. diamonds, any apparent reductions in environmental impacts, and changes (minor??) to wetlands impacts? That would help me in my discussions with GC.

Thanks much!

Vicki

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