

33814
DO

SERVICE DATE - AUGUST 5, 2003

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-55 (Sub-No. 636X)

CSX TRANSPORTATION, INC.—ABANDONMENT EXEMPTION—IN
ST. CLAIR COUNTY, MI

Decided: August 1, 2003

CSX Transportation, Inc. (CSXT) filed a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments to abandon an approximately 2.68-mile line of railroad between milepost CBD 83.28 at Tappan, and milepost CBD 85.96 near Port Huron, in St. Clair County, MI. Notice of the exemption was served and published in the Federal Register on July 7, 2003 (68 FR 40332). The exemption is scheduled to become effective on August 6, 2003.

The Board's Section of Environmental Analysis (SEA) issued an environmental assessment (EA) in this proceeding which was served on July 11, 2003. In the EA, SEA states that the National Geodetic Survey (NGS) has identified one geodetic station marker (R-43) that may be affected by the proposed abandonment. NGS has requested that it be notified at least 90 days in advance of any activities that may disturb or destroy the marker in order to plan for its relocation. Accordingly, SEA recommends a condition requiring CSXT to consult with NGS and provide NGS with at least 90 days' notice prior to disturbing or destroying the identified geodetic station marker prior to salvage activities in order to plan for the marker's relocation.

The recommended condition will be imposed. As conditioned, this decision will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. This proceeding is reopened.
2. Upon reconsideration, the exemption of the abandonment of the line described above is subject to the condition that CSXT consult with NGS and provide NGS with at least 90 days' notice prior to disturbing or destroying the identified geodetic station marker (R-43) prior to salvage activities in order to plan for the marker's relocation.

3. This decision is effective on its service date.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams
Secretary