

Wayland, Joshua

From: OFAP <OFAP2@achp.gov>
Sent: Friday, November 18, 2016 4:30 PM
To: Wayland, Joshua
Cc: Mark Wolfe; Victoria Rutson; Najah K. Gabriel
Subject: Proposed Rail Line Abandonment Project, Harris and Chambers Counties, TX
Attachments: tx.stb.rail line abandonment in harris and chambers counties.np.18nov16.pdf

From: Office of Federal Agency Programs

Advisory Council on Historic Preservation

Attached is our letter on the subject undertaking (in Adobe Acrobat PDF format)

If you have any questions concerning our letter, please contact:

Najah Gabriel
ngabriel@achp.gov
202 517-0210
Case # 10905



Preserving America's Heritage

November 18, 2016

Mr. Joshua Wayland
Environmental Protection Specialist
Surface Transportation Board
Office of Environmental Analysis
395 E Street, SW, Room 1107
Washington, DC 20423

Ref: *Proposed Rail Line Abandonment Project*
Harris and Chambers Counties, Texas
STB Docket No. AB 33 (Sub-No. 324X)

Dear Mr. Wayland:

The Advisory Council on Historic Preservation (ACHP) has received your notification and supporting documentation regarding the adverse effects of the referenced undertaking on a property or properties listed or eligible for listing in the National Register of Historic Places. Based upon the information provided, we have concluded that Appendix A, *Criteria for Council Involvement in Reviewing Individual Section 106 Cases*, of our regulations, "Protection of Historic Properties" (36 CFR Part 800), does not apply to this undertaking. Accordingly, we do not believe that our participation in the consultation to resolve adverse effects is needed. However, if we receive a request for participation from the State Historic Preservation Officer (SHPO), Tribal Historic Preservation Officer (THPO), affected Indian tribe, a consulting party, or other party, we may reconsider this decision. Additionally, should circumstances change, and it is determined that our participation is needed to conclude the consultation process, please notify us.

Pursuant to 36 CFR §800.6(b)(1)(iv), you will need to file the final Memorandum of Agreement (MOA), developed in consultation with the Texas State Historic Preservation Office (SHPO), and any other consulting parties, and related documentation with the ACHP at the conclusion of the consultation process. The filing of the MOA, and supporting documentation with the ACHP is required in order to complete the requirements of Section 106 of the National Historic Preservation Act.

Thank you for providing us with the notification of adverse effect. If you have any questions or require further assistance, please contact Ms. Najah Gabriel at 202-517- 0210 or via e-mail at ngabriel@achp.gov.

Sincerely,

LaShavio Johnson
Historic Preservation Technician
Office of Federal Agency Programs