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SERVICE DATE - LATE RELEASE JANUARY 29, 1998

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
--CONTROL AND OPERATING LEASES/AGREEMENTS--  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 64

Decided: January 28, 1998

On January 13, 1998, CSX<sup>1</sup> filed an appeal (designated as CSX-137) requesting that we reverse a discovery ruling issued by Administrative Law Judge Jacob Leventhal on January 8, 1998. On January 13 and 14, 1998, Eighty-Four Mining Company (EFM) and Erie-Niagara Rail Steering Committee (ENRS) filed separate appeals, designated as EFM-13 and ENRS-13,<sup>2</sup> with respect to a second discovery ruling by Judge Leventhal in the same decision. In his discovery decision, Judge Leventhal denied the motions by EFM and ENRS to compel CSX and NS to respond to discovery related to applicants' rebuttal presentation. However, Judge Leventhal also ordered CSX and NS, over applicants' objection, to make their rebuttal witnesses available for cross-examination by EFM and ENRS, who can then submit transcripts of the deposition.

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<sup>1</sup> CSX refers to CSX Corporation and CSX Transportation, Inc. In this proceeding, Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively NS) and CSX seek approval and authorization under 49 U.S.C. 11323-25 for: (1) the acquisition of control of Conrail Inc., and Consolidated Rail Corporation (collectively Conrail); and (2) the division of Conrail's assets by and between CSX and NS. NS and Conrail did not join in the appeal by CSX that is under consideration here. CSX, NS and Conrail are collectively referred to as applicants in this decision.

<sup>2</sup> An appeal from a discovery decision issued by Judge Leventhal in this proceeding must be filed within 3 working days of the date of his decision. See Decision No. 6, slip op. at 7, served May 30, 1997, and published that date at 62 FR 29387, 29390. The appeal of ENRS was late-filed under this requirement, but CSX does not object to it on this basis. We will accept and consider it here.

testimony with their briefs. EFM and ENRS appeal from the former ruling,<sup>3</sup> while CSX seeks to reverse the latter ruling.<sup>4</sup> EFM, ENRS, and CSX filed separate replies on January 16, 1998.

#### BACKGROUND

Judge Leventhal's January 8, 1998 discovery decision relates to motions by EFM and ENRS to compel applicants to respond to interrogatories and document requests, including the provision of unredacted versions of CSX's settlement agreements with Canadian Pacific Railway Company (CP) and Canadian National Railway Company (CN) (see EFM-10 at 13 and ENRS-12 at 6-7). The discovery requests were filed subsequent to applicants' December 15, 1997 rebuttal filing for the purpose of contesting applicants' assertions on rebuttal that the conditions sought by EFM and ENRS are unnecessary and that the positions of EFM and ENRS will actually be improved by the CP and CN agreements in particular and the acquisition of Conrail in general. At the January 8, 1998 discovery conference, applicants objected to the requests on the grounds that they are entitled to close the evidentiary record pertinent to their application and past Board and Interstate Commerce Commission (ICC) practice does not permit EFM and ENRS, as parties filing only comments and requests for conditions to the primary application, to engage in discovery at that stage in the proceeding.

In his decision, Judge Leventhal ruled that, under the procedural schedule and prior Board and ICC decisions, EFM and ENRS are not entitled to pursue ~~written~~ discovery through interrogatories and document requests at the rebuttal stage of the evidentiary procedure. The Judge ruled further, however, that there was a distinction between written discovery for rebuttal purposes and the right to cross-examine applicants' rebuttal witnesses through deposition. Accordingly, he found that parties such as EFM and ENRS have the right to depose rebuttal witnesses and refer to the deposition testimony in their briefs. See Discovery Conference Tr. at 130-31.

EFM and ENRS contend that there is no case precedent directly on point with the issue of whether the testing of rebuttal verified statements is limited to depositions. EFM and ENRS maintain, nevertheless, that the judge erred in restricting their discovery to oral depositions because they are entitled to use all available discovery methods, not merely cross-examination by

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<sup>3</sup> Another commenter in this proceeding, APL Limited (APL), filed a statement in support of the appeals of EFM and ENRS and in opposition to the appeal of CSX. See APL-13, filed January 16, 1998.

<sup>4</sup> NS has agreed to make its witnesses available for deposition. Accordingly, NS has not joined in CSX's appeal.

depositions, to test the veracity and accuracy of applicants' rebuttal witnesses. In addition, EFM and ENRS indicate that the Board's rules and the discovery guidelines adopted in this proceeding make no specific provision or limitation with regard to the type of discovery participants in the case can use. EFM and ENRS assert that, in the interest of securing a complete and accurate record, the judge's decision should be overruled and commenters such as themselves should be permitted to employ the more efficient discovery techniques of interrogatories and document production requests.

CSX argues that all commenters, including EFM and ENRS, are prohibited from filing rebuttal evidence and that, contrary to Judge Leventhal's ruling, our evidentiary rules do not provide a distinction between testimonial and other types of evidence. CSX maintains that the Board and its predecessor, the ICC, have consistently held that applicants--whether primary, responsive, or inconsistent--are entitled to submit the final evidence and close the record on the merits of their application and that, throughout the two most recent major control cases, the Board and the ICC have drawn a strong line between parties who choose to participate as commenters and those who choose to participate as responsive applicants. According to CSX, procedural decisions in both cases concluded that commenters did not have the right to submit surrebuttal evidence.

According to CSX, the acknowledged purpose of the discovery sought by EFM and ENRS is to permit them to adduce new evidence in support of their requests for conditions. While agreeing that commenters have the right to submit a brief, CSX argues that the brief may not contain new evidence. CSX indicates that EFM and ENRS are free to argue that applicants' rebuttal witnesses offered insufficient or incomplete foundations for their conclusions, but they may not offer new evidence into the proceeding and deprive applicants of their right to close the record on the merits of the primary application. According to CSX, neither EFM nor ENRS has shown any reason why the scope of their discovery, as commenters, should be broader than that of a responsive applicant and, therefore, both are prohibited from obtaining any discovery, whether by deposition or other means, at this stage in the proceeding, because neither has the right to make any rebuttal filing whatsoever.

#### DISCUSSION AND CONCLUSIONS

In this proceeding, we have delegated broad authority over discovery matters to Judge Leventhal. See Decision No. 6, slip op. at 7, 62 FR 29387, 29390. Appeals from his discovery decisions will be granted only "in exceptional circumstances to correct a clear error of judgment or to prevent manifest injustice." 49 CFR 1115.1(c). Appeals from discovery orders "are not favored," id., and the standards for prevailing on such appeals are "stringent." See Decision No. 17, slip op. at 2 (served July 31, 1997). Because appellants have not demonstrated that Judge

Leventhal's discovery decision constitutes a clear error of judgment or manifest injustice, the appeals will be denied.

It is well established that parties filing comments, protests, and requests for conditions, as in the case of EFM and ENRS here, are not permitted to file rebuttal in support of those pleadings. Parties filing inconsistent and/or responsive applications have the right to file rebuttal evidence, while parties simply commenting, protesting, or requesting conditions do not. See Decision No. 6, slip op. at 6, and 62 FR 29387, 29390 and prior rail consolidation decisions cited therein. EFM and ENRS may not make rebuttal presentations, but they are entitled as parties to file briefs on or before the February 23, 1998 due date. Although parties are not permitted to submit new evidence in their briefs, there is case precedent that supports Judge Leventhal's decision permitting circumscribed discovery of applicants' rebuttal witnesses and inclusion of the resulting cross-examination testimony in the deponent's briefs. See Union Pacific Corp.--Control and Merger--Southern Pacific Rail Corp., Decision No. 35, slip op. at 3 (served May 9, 1996), where we denied the request of Kansas City Southern Railroad Company, a party that filed comments and a request for conditions, to conduct written discovery and file a further evidentiary pleading after applicants filed their rebuttal, but where we also permitted the carrier to participate in cross-examination depositions and address the deposition testimony in its brief. Although the opposing sides in this dispute attempt to distinguish this decision, we find that it supports Judge Leventhal's decision.

CSX has taken inconsistent positions in regard to Decision No. 35. In its joint reply with NS (CSX/NS-193) to the instant appeals of EFM and ENRS, CSX cites Decision No. 35 with approval as supporting Judge Leventhal's discovery decision. See also applicants' opposition to motions to compel (CSX/NS-188 at 19-20). In its CSX-137 appeal to the discovery decision, however, CSX attempts to distinguish Decision No. 35 as inapplicable to the instant discovery dispute because the applicants in Decision No. 35 voluntarily made their rebuttal witnesses available, whereas it opposes further discovery here. Whether the deposition is voluntary, as NS has agreed to here, is de minimis. There is precedent for Judge Leventhal's discovery decision.

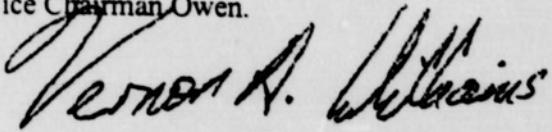
This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. The appeals in EFM-13, ENRS-13, and CSX-137 from Judge Leventhal's discovery decision are denied.

2. This decision is effective on its service date.

By the Board, Chairman Morgan and Vice Chairman Owen.



Vernon A. Williams  
Secretary

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STB FD 33388 C 1-28-98

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
--CONTROL AND OPERATING LEASES/AGREEMENTS--  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 65

Decided: January 28, 1998

On January 14, 1998, the Illinois International Port District (Port of Chicago or movant) filed a motion, designated as Port/Chi-3, for leave to file out of time a reply to the rebuttal of applicants.<sup>1</sup> Port of Chicago indicates that, on October 21, 1997, it timely filed comments and a request for conditions, but did not receive applicants' rebuttal and response<sup>2</sup> until January 12, 1998, after directing two requests to applicants' representatives. Movant states that, because of the delayed receipt of applicants' response, it could not file a reply by the January 14, 1998 due date for rebuttals in support of inconsistent and responsive applications. Movant therefore requests permission to file a response to applicants' rebuttal within 30 days from the date of its receipt of applicants' submission, or by February 11, 1998.

Applicants oppose the motion. Although expressing regret over the delayed receipt of their rebuttal submission, applicants maintain that the Port of Chicago, as a party that filed only comments and a request for conditions, is not entitled to submit rebuttal evidence as if it were a party that filed a responsive or inconsistent application. Applicants further contend that the Port of Chicago failed to identify any prejudice from the indicated delay.

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<sup>1</sup> "Applicants" refers to CSX Corporation and CSX Transportation, Inc. (collectively CSX), Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively NS), and Conrail Inc. and Consolidated Rail Corporation (collectively Conrail). In this proceeding, applicants seek approval and authorization under 49 U.S.C. 11323-25 for: (1) the acquisition by CSX and NS of control of Conrail; (2) and the division of Conrail's assets by and between CSX and NS.

<sup>2</sup> Applicants filed their rebuttal and response to comments, requests for conditions, and other opposition evidence on December 15, 1997.

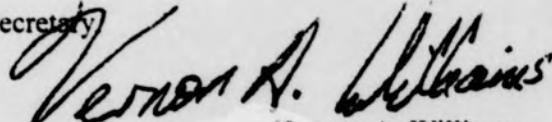
The motion will be denied. Parties filing comments, protests, and requests for conditions, as in the case of Port of Chicago, are not permitted to file rebuttal in support of those pleadings.<sup>3</sup> Parties filing inconsistent and/or responsive applications have the right to file rebuttal evidence, while parties simply commenting, protesting, or requesting conditions do not. See Decision No. 6, slip op. at 6, served May 30, 1997, and published that date at 62 FR 29387, 29390 and prior rail consolidation decisions cited therein. The January 14, 1998 due date referred to by movant is the due date for inconsistent or responsive applicants to file rebuttals in support of their applications. Port of Chicago did not file an inconsistent or responsive application and it is not entitled to file a rebuttal statement. Because movant may not file a rebuttal, the delay in receiving applicants' response does not affect its procedural rights in this proceeding.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. Port of Chicago's motion to file its response out of time (Port/Chi-3) is denied.
2. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary



Vernon A. Williams  
Secretary

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<sup>3</sup> As a party of record and commenter, however, Port of Chicago is entitled to file a brief on or before February 23, 1998. Parties' briefs may not contain new evidence.

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STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.

NORFOLK SOUTHERN CORPORATION AND

NORFOLK SOUTHERN RAILWAY COMPANY

-- CONTROL AND OPERATING LEASES/AGREEMENTS --

CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 63

Dated: January 21, 1998

NOTICE TO THE PARTIES:

On December 12, 1997, the Surface Transportation Board (Board) served the Draft Environmental Impact Statement (Draft EIS), prepared by the Board's Section of Environmental Analysis (SEA), regarding potential environmental impacts of the proposed acquisition of Conrail, Inc. by Norfolk Southern Railroad and CSX Railroad. On January 12, 1998, SEA issued an Errata to the Draft EIS in an effort to facilitate review of the document, to clarify some of its information, and to correct data discrepancies. The purpose of this notice is to provide you with a Supplemental Errata to the Draft EIS.

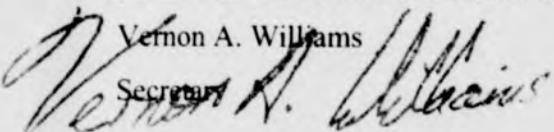
During its ongoing analysis, SEA identified an error in the calculations used to determine average daily traffic delay at highway/rail at-grade crossings. This error overstates the average daily traffic delay at highway/rail at-grade crossings. The Supplemental Errata, enclosed with this notice, addresses this issue and provides recalculated values for traffic delay. This Supplemental Errata also describes the resulting changes in SEA's preliminary mitigation recommendations for traffic delay, and related environmental justice analysis.

This Supplemental Errata does not change or alter SEA's analysis, results, or preliminary mitigation recommendations in other environmental impact areas, nor does it affect the integrity of the information contained in the Draft EIS unrelated to traffic delay.

SEA is seeking public comment on the Draft EIS, which it will consider in preparing a Final EIS. Public comments are due to SEA by February 2, 1998. If you have any questions or comments, please call SEA's toll-free Environmental Hotline at 1-888-869-1997.

Vernon A. Williams

Secretary



Comment Date: February 2, 1998

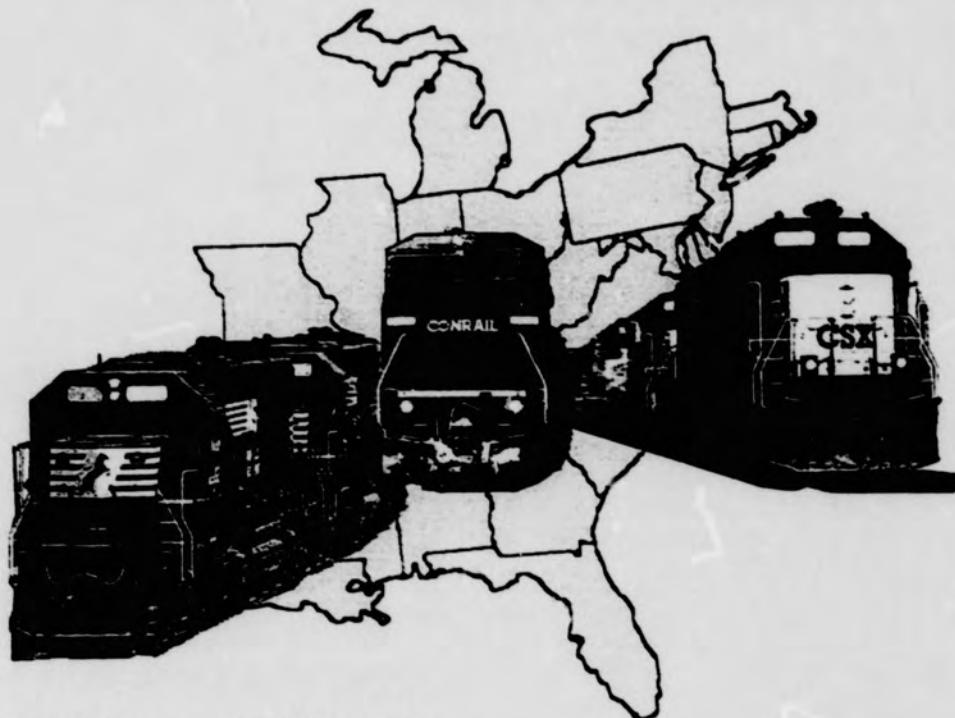
# DRAFT ENVIRONMENTAL IMPACT STATEMENT

Finance Docket No. 33388

## "PROPOSED CONRAIL ACQUISITION"

**CSX Corporation and CSX Transportation, Inc.  
Norfolk Southern Corporation and  
Norfolk Southern Railway Company**

**Control and Operating Leases/Agreements  
Conrail Inc. and Consolidated Rail Corporation**



## Supplemental Errata

*prepared by:*

**Surface Transportation Board  
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**PROPOSED CONRAIL ACQUISITION  
FINANCE DOCKET NO. 33388  
DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

## **Overview**

During its ongoing analysis, the Section of Environmental Analysis (SEA) identified an error in the calculation of vehicle crossing delay presented in the Draft Environmental Impact Statement (Draft EIS). This error has the effect of reducing the "Crossing Delay per Stopped Vehicle" and the "Average Delay for all Vehicles" by a factor of approximately two. Correcting this error reduces the impact of the proposed Conrail Acquisition on highway/rail at-grade crossing vehicular delay. The findings, conclusions, and preliminary recommended environmental mitigation presented in this Draft EIS Supplemental Errata supercede the applicable discussions presented in Chapter 5 and Chapter 7 of the Draft EIS.

This Draft EIS Supplemental Errata describes changes to SEA's analysis of highway/rail at-grade crossing delay. This Draft EIS Supplemental Errata also contains changes to tables and text in Chapters 5 and 7 of the Draft EIS, including some changes related to SEA's analysis of potential environmental justice impacts. This Draft EIS Supplemental Errata contains the following tables:

- Table 1 - Supplemental Errata.
- Table 2 - Comparison of Highway/Rail At-Grade Crossing Delay Mitigation - Compares the Draft EIS mitigation with the revised recommended mitigation.
- Table 7-7 (Revised) - Preliminary Highway/Rail At-Grade Crossings That May Warrant Traffic Delay Mitigation.
- Revised Highway/Rail At-Grade Crossing Vehicle Delay and Queues Tables in Chapter 5 of the Draft EIS - 5-AL-5, 5-GA-6, 5-IL-11, 5-IN-9, 5-KY-8, 5-MD-9, 5-MI-10, 5-NY-9, 5-OH-11, 5-PA-9, 5-TN-7, 5-VA-7, and 5-WV-5.

## **Supplemental Errata Highway/Rail At-Grade Crossing Delay**

The delay calculation in the Draft EIS incorrectly assumed that all vehicles blocked at a crossing would experience delay for the entire time a train passes, including time for the gate closing and opening, plus the dispersal time. The description of Crossing Delay per Stopped Vehicle in the methods/discussion in Chapter 3, Section 3.7.1 of the Draft EIS correctly notes that the average amount of time a vehicle would experience delay is half the time it takes for a train to pass, including time for gate closing and opening.

plus the time for vehicles to disperse after the train has passed. The revised analysis presented in this Draft EIS Supplemental Errata correctly assumes that the vehicles experiencing delay are those that arrive while the crossing gate is activated.

The revised equation for determining Crossing Delay per Stopped Vehicle follows. This equation reflects the averaging factor of two (2) and replaces the equation in Appendix C, Section C.4.3, page C-12 of the Draft EIS.

$$D_A = \frac{D_c (S_c/S_c - S_q)}{2}$$

where:

- $D_A$  = Crossing delay per stopped vehicle, in minutes.
- $D_c$  = Time the train takes to pass the highway/rail at-grade crossing, including time for gate closing and opening, in minutes.
- $S_c$  = Vehicle departure rate per minute per lane. The basis for this is a rate of 1,400 vehicles per hour per lane, according to field measurements.
- $S_q$  = Vehicle arrival rate per minute per lane. The basis for this is the daily traffic volumes for the roadway.
- 2 = Factor to account for the average of the minimum and maximum vehicle delay.

The revised traffic delay calculations result in fewer highway/rail at-grade crossings that may warrant mitigation. Using the revised equation for the Crossing Delay per Stopped Vehicle, SEA has revised state-by-state delay tables and Table 7-7, Preliminary Highway/Rail At-Grade Crossings That May Warrant Traffic Delay Mitigation. In addition, SEA has prepared Table 2, which compares the changes in traffic delay mitigation with those in the Draft EIS.

### **Supplemental Errata Environmental Justice Analysis**

The revised traffic delay calculations and mitigation also affect the Environmental Justice analysis. Four crossings in Maryland, at Decatur Street, Upshur Street and Annapolis Road on rail line segment C-030 and at Hollins Ferry Road on rail line segment C-032, occur close to environmental justice populations. The crossing delay impacts in the Draft EIS were the only significant effects on these populations. Because these crossings are now below the level of significance for crossing delay and no longer warrant mitigation, potential environmental justice impacts would not occur. These changes are shown in Table 1, Supplemental Errata.

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**Table 1  
Supplemental Errata**

<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>a</sup></b>	<b>Change</b>
5	5.3	Table 5-2	5-27	Rows 5 and 7	Delete rows 5 and 7. Rail Line Segments C-030 and C-032.
5	5.3	Table 5-2	5-47	Row 4	Delete row 4. Rail Line Segment C-030.
5	5-MD.17.2	Table 5-MD-28	MD-41	Rows 1 and 3	Delete rows 1 and 3. Rail Line Segments C-030 and C-032.
5	5-MD.17.2	Environmental Justice	MD-41, MD-42	1, 2 on MD-41; 1-5 on MD-42	Delete all discussion of impacts (total of 7 paragraphs) for the Alexandria Jct., MD - Benning, DC Rail Line Segment (C-030).
5	5-MD.17.2	Environmental Justice	MD-43, MD-44	3-6 on MD-43; 1, 2 on MD-44	Delete all discussion of impacts (total of 5 paragraphs) for the Baltimore to Relay Rail Line Segment (C-032).
5	5-DC.11.12	Table 5-DC-10	DC-18	Row 1	Delete row 1. Rail Line Segment C-030.
5	5-DC.11.12	Environmental Justice	DC-18	1, 2	Delete all discussion of impacts (total of 2 paragraphs) for the Alexandria Jct., MD - Benning, DC, Rail Line Segment (C-030).

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**Table 1  
Supplemental Errata**

<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>a</sup></b>	<b>Change</b>
7	7.2	Table 7-1	7-10	Row 6 Column 2	For Illinois, delete Preliminary Recommended Mitigation No. 10.
7	7.2	Table 7-1	7-10	Row 7 Column 2	For Indiana, delete Preliminary Recommended Mitigation No. 9.
7	7.2	Table 7-1	7-10	Row 8 Column 2	For Kentucky, delete Preliminary Recommended Mitigation No. 10 and add Preliminary Recommended Mitigation No. 11.
7	7.2	Table 7-1	7-10	Row 10 Column 2	For Maryland, delete Preliminary Recommended Mitigation No. 9.
7	7.2	Table 7-1	7-11	Row 5 Column 2	For Ohio, delete Preliminary Recommended Mitigation No. 9.
7	7.2	Table 7-1	7-11	Row 6 Column 2	For Pennsylvania, delete Preliminary Recommended Mitigation No. 11.
7	7.2.3	Transportation: Highway/Rail At-Grade Crossing Delay	7-15	3	Delete Preliminary Recommended Mitigation No. 9.

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**Table 1  
Supplemental Errata**

Chapter	Section	Subject	Page Number	Paragraph Number <sup>a</sup>	Change
7	7.2.3	Transportation: Highway/Rail At-Grade Crossing Delay	7-15 to 7-16	4	For Preliminary Recommended Mitigation No. 10, delete references to Illinois and Kentucky; change "five separated grade crossings" to "a separated grade crossing"; and delete sub-paragraphs a. c. and d.
7	7.2.3	Transportation: Highway/Rail At-Grade Crossing Delay	7-16 to 7-17	1. 2	For Preliminary Recommended Mitigation No. 11, delete Pennsylvania and add Kentucky; change "ten" to "nine" highway/rail at-grade crossings; and add "(Revised)" after reference to Table 7-7. In paragraph 2 of Preliminary Recommended Mitigation No. 11, delete first sentence and replace with the following:  "Three of the five highway/rail at-grade crossings in Erie, Pennsylvania listed in Table 7-7 (Revised) meet SEA's criteria for mitigation. The two that do not meet the criteria are in such close proximity to those that meet the criteria that they are to be included with those recommended for mitigation. In Lafayette, Indiana, SEA's preliminary determination is that the ten highway/rail at-grade crossings are recommended for mitigation. This is due to the unique conditions in this community with close proximity of these crossings to each other within an urban setting and the resultant effect on traffic delay along these roadways."
7	7.2.6	Table 7-9	7-48	Rows 1 and 3	Delete rows 1 and 3, Rail Line Segments C-030 and C-032.

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**Table 1  
Supplemental Errata**

<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>a</sup></b>	<b>Change</b>
7	7.2.6	Table 7-9	7-48	Row 2 Column 1	Add <b>DC</b> for Rail Line Segment C-03I.

<sup>a</sup> Paragraph numbering begins with the first full paragraph on a page, unless this column notes otherwise. For tables, numbering of rows starts directly below the table header row.

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**Table 2**  
**Comparison of Highway/Rail At-Grade Crossing Delay Mitigation**

<b>State</b>	<b>County</b>	<b>City Name</b>	<b>Segment Number</b>	<b>Roadway Name</b>	<b>Draft EIS LOS Change</b>	<b>Revised LOS Change</b>	<b>Draft EIS Mitigation</b>	<b>Revised Recommended Mitigation</b>
IL	Cook	Calumet Park	C-010	DIXIE HWY	D to E	B to D	Grade Separation	Consultation
IL	Cook	Calumet Park	C-010	BROADWAY-135TH ST	D to E	B to D	Grade Separation	Consultation
IL	Cook	Evergreen Park	C-011	95TH ST	D to E	C to D	Consultation	Consultation
IN	De Kalb	Garrett	C-066	RANDOLPH ST	E to F	D to F	Grade Separation	Grade Separation
IN	Madison	Alexandria	N-040	S R 9	>30 sec. delay*	>30 sec. delay*	Consultation	Consultation
IN	Madison	Alexandria	N-040	HARRISON ST	>30 sec. delay*	>30 sec. delay*	Consultation	Consultation
IN	Tippecanoe	Lafayette	N-045	FERRY ST	C to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-045	MAIN ST	C to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-045	COLUMBIA ST	C to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-045	SOUTHEST S.R. 26	C to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-045	9TH ST	C to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-045	4TH ST U.S. 231	C to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-046	UNDERWOOD ST	B to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-046	18TH ST	B to D	B to C	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-046	17TH & SALEM ST	B to D	B to B	Complete Lafayette Bypass	Consultation
IN	Tippecanoe	Lafayette	N-046	UNION ST	B to D	B to C	Complete Lafayette Bypass	Consultation
IN	Vanderburgh	Evansville	C-025	W. MARYLAND ST	C to D	B to C	Increase speed 5 mph	None - No significant effect
IN	Vanderburgh	Evansville	C-025	W. FRANKLIN ST	C to D	B to C	Consultation	None - No significant effect
IN	Vanderburgh	Evansville	C-025	OHIO ST	C to D	B to C	Consultation	None - No significant effect
KY	Christian	Hopkinsville	C-021	E. 9TH ST	D to E	C to D	Grade Separation	Consultation
KY	Hopkins	Madisonville	C-021	W. NOEL AVE	D to E	C to D	Grade Separation	Consultation
MD	Baltimore City	Baltimore City	C-032	HOLLINS FERRY RD	C to D	B to B	Increase speed 5 mph	None - No significant effect
MD	Prince George's	Hyattsville	C-030	DECATUR ST	C to D	B to B	Increase speed 5 mph	None - No significant effect
MD	Prince George's	Bladensburg	C-030	UPSHUR ST	C to D	B to B	Increase speed 5 mph	None - No significant effect

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**Table 2**  
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<b>State</b>	<b>County</b>	<b>City Name</b>	<b>Segment Number</b>	<b>Roadway Name</b>	<b>Draft EIS LOS Change</b>	<b>Revised LOS Change</b>	<b>Draft EIS Mitigation</b>	<b>Revised Recommended Mitigation</b>
MD	Prince George's	Bladensburg	C-030	ANNAPOLIS RD.	C to D	B to C	Increase speed 5 mph	None - No significant effect
OH	Butler	Hamilton	C-063	VINE ST.	E to E	C to D	Consultation	Consultation
OH	Cuyahoga	Brookpark	C-074	HUMMEL RD.	B to D	A to B	Increase speed 5 mph	None - No significant effect
OH	Cuyahoga	Brookpark	C-074	ENGLE RD.	B to D	A to C	Increase speed 5 mph	None - No significant effect
OH	Hamilton	Cincinnati	C-063	WINTON RD.	E to E	D to D	Consultation	None - No significant effect
OH	Hamilton	Cincinnati	C-063	MICHELL AVE.	E to F	D to D	Consultation	None - No significant effect
OH	Hamilton	Cincinnati	C-063	TOWNSHIP AVE.	E to E	C to D	Consultation	Consultation
OH	Lorain	Wellington	C-061	MAIN ST.	B to D	A to B	Increase speed 5 mph	None - No significant effect
PA	Erie	Erie	N-070	PEACH ST.	C to E	B to C	Reroute to CSX Corridor	Reroute to CSX Corridor
PA	Erie	Erie	N-070	SASSAFRAS ST.	D to E	B to D	Reroute to CSX Corridor	Reroute to CSX Corridor
PA	Erie	Erie	N-070	CHERRY ST.	C to E	B to D	Reroute to CSX Corridor	Reroute to CSX Corridor
PA	Erie	Erie	N-070	LIBERTY ST.	C to E	B to D	Reroute to CSX Corridor	Reroute to CSX Corridor
PA	Erie	Erie	N-070	RASPBERRY ST.	C to E	B to C	Reroute to CSX Corridor	Reroute to CSX Corridor
PA	Westmoreland	W. Newton	C-033	MAIN ST.	C to D	B to C	Consultation	None - No significant effect

\* Significant traffic delay impact involves increased delay per stopped vehicle.

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**Table 7-7 (Revised)  
Preliminary Highway/Rail At-Grade Crossings That May Warrant Traffic Delay Mitigation**

State	County, City	Segment and FRA Crossing ID		Crossing Name	Warning Device Type	LOS Change	Acquisition-Related Train Traffic			Recommended Mitigation
		Pre-	Post-				Change			
IL	Cook, Calumet Park	C-010	163415H	Dixie Hwy.	Gates	B to D	17.0	32.9	15.9	Consultation
	Cook, Calumet Park	C-010	163416P	Broadway - 135 <sup>th</sup> St.	Gates	B to D	17.0	32.9	15.9	Consultation
	Cook, Evergreen Park	C-011	163433F	95 <sup>th</sup> St.	Gates	C to D	19.5	22.9	3.4	Consultation
IN	De Kalb, Garrett	C-066	155330K	Randolph St.	Gates	D to F	21.4	47.7	26.3	Grade Separation
	Madison, Alexandria	N-040	474600L	SR 9	Flashing lights	>30 sec. delay <sup>a</sup>	2.6	11.8	9.2	Consultation
	Madison, Alexandria	N-040	474601T	Harrison St.	Gates	>30 sec. delay <sup>a</sup>	2.6	11.8	9.2	Consultation
	Tippecanoe, Lafayette	N-045	484295F	Ferry St.	Gates	B to C	23.6	41.0	17.4	Consultation
	Tippecanoe, Lafayette	N-045	484296M	Main St.	Gates	B to C	23.6	41.0	17.4	Consultation
	Tippecanoe, Lafayette	N-045	484298B	Columbia St.	Gates	B to C	23.6	41.0	17.4	Consultation

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Preliminary Highway/Rail At-Grade Crossings That May Warrant Traffic Delay Mitigation**

State	County, City	Segment and FRA Crossing ID		Crossing Name	Warning Device Type	LOS Change	Acquisition-Related Train Traffic			Recommended Mitigation
		Pre-	Post-				Change			
IN	Tippecanoe, Lafayette	N-045	484300A	South St., SR 26	Gates	B to C	23.6	41.0	17.4	Consultation
	Tippecanoe, Lafayette	N-045	484301G	9 <sup>th</sup> St.	Gates	B to C	23.6	41.0	17.4	Consultation
	Tippecanoe, Lafayette	N-045	484309L	4 <sup>th</sup> St., U.S. 231	Gates	B to C	23.6	41.0	17.4	Consultation
	Tippecanoe, Lafayette	N-046	484290W	Underwood St.	Flashing lights	B to C	18.4	40.2	21.8	Consultation
	Tippecanoe, Lafayette	N-046	484292K	18 <sup>th</sup> St.	Flashing lights	B to C	18.4	40.2	21.8	Consultation
	Tippecanoe, Lafayette	N-046	484293S	17 <sup>th</sup> & Salem St.	Flashing lights	B to B	18.4	40.2	21.8	Consultation
	Tippecanoe, Lafayette	N-046	484294Y	Union St.	Gates	B to C	18.4	40.2	21.8	Consultation
KY	Christian, Hopkinsville	C-021	345267V	E. 9 <sup>th</sup> St.	Gates	C to D	23.4	32.7	9.3	Consultation
	Hopkins, Madisonville	C-021	345331S	W. Noel Ave.	Flashing lights	C to D	23.4	32.7	9.3	Consultation
OH	Butler, Hamilton	C-063	152407K	Vine St.	Gates	C to D	28.2	31.2	3.0	Consultation
	Hamilton, Cincinnati	C-063	152355V	Township Ave.	Gates	C to D	28.2	31.2	3.0	Consultation

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**Table 7-7 (Revised)**  
**Preliminary Highway/Rail At-Grade Crossings That May Warrant Traffic Delay Mitigation**

State	County, City	Segment and FRA Crossing ID		Crossing Name	Warning Device Type	LOS Change	Acquisition-Related Train Traffic			Recommended Mitigation
		Pre-	Post-				Change			
PA	Erie, Erie	N-070	471901W	Peach St.	Gates	B to C	13.0	25.2	12.2	Reroute trains to CSX corridor
	Erie, Erie	N-070	471902D	Sassafras St.	Gates	B to D	13.0	25.2	12.2	Reroute trains to CSX corridor
	Erie, Erie	N-070	471906F	Cherry St.	Flashing lights	B to D	13.0	25.2	12.2	Reroute trains to CSX corridor
	Erie, Erie	N-070	471908U	Liberty St.	Flashing lights	B to D	13.0	25.2	12.2	Reroute trains to CSX corridor
	Erie, Erie	N-070	471911C	Raspberry St.	Flashing lights	B to C	13.0	25.2	12.2	Reroute trains to CSX corridor

<sup>a</sup> Significant traffic delay involves increased delay per stopped vehicle, which is not related to traffic level of service.

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**Table 5-AL-5 (Revised)**

**Alabama**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition									
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Etowah	N-001	725283E		2	11,820	7.4	30	4,869	142	28	181	2.61	A	12.5	30	5,000	246	28	185	4.60	A	
Jefferson	N-001	725376Y		2	5,909	7.4	40	4,869	57	11	114	1.33	A	12.5	40	5,000	99	11	117	2.33	A	

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**Table 5-GA-6 (Revised)**

**Georgia**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition									
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Butts	N-023	718450J	3RD ST. SR16	2	7,976	27.2	50	4,869	242	13	1.05	3.84	A	32.9	50	5,000	298	13	1.07	4.81	A	
Fulton	N-022	718058V	MCDANIEL ST	2	8,275	27.2	35	4,869	325	17	1.38	6.51	B	32.9	35	5,000	401	18	1.41	8.20	B	
Fulton	N-023	718062K	SR54 HENDERSON	4	9,000	27.2	25	4,869	461	12	1.57	9.63	B	32.9	25	5,000	570	12	1.60	12.17	B	
Fulton	N-022	718065F	SAWTELL AVE	2	11,237	27.2	35	4,869	442	23	1.56	7.37	B	32.9	35	5,000	545	24	1.60	9.29	B	

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**Table 5-IN-9 (Revised)**

**Indiana**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition								
						Trans. per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trans. per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service
Allen	C-022	5328451	THOMAS RD	2	4,500	24	50	4,869	15	9	0.36	0.31	A	64	50	6,200	47	11	1.14	1.16	A
Allen	N-041	4781961	MARYSVILLE RD	2	4,100	13.6	40	4,869	77	8	0.95	1.22	A	27.3	50	5,000	158	8	0.96	7.50	N
Allen	N-041	4782261	ANTHONY BLVD	3	16,350	13.6	30	4,869	362	26	1.75	4.61	A	27.3	30	5,000	741	26	1.77	9.64	B
Allen	N-043	4780135	ANTHONY BLVD	2	15,120	6.6	75	4,869	144	31	1.89	2.16	A	9.6	75	4,000	214	72	1.95	3.28	A
Allen	N-044	4782401	INGLE RD	2	11,000	19.0	30	4,869	340	26	1.74	6.47	B	34.9	30	5,000	638	26	1.78	12.39	B
Allen	N-044	4782411	LARDMORE AVE	2	10,290	19.0	30	4,869	318	24	1.69	6.27	B	34.9	30	5,000	407	25	1.73	12.01	B
Allen	N-044	4782101	LANDIN	4	12,950	19.0	50	4,869	275	10	1.00	2.53	A	34.9	50	5,000	514	11	1.01	4.82	A
Allen	N-044	478237W	BROOKLYN AVE	2	12,200	19.0	70	4,869	377	20	1.84	6.83	B	34.9	70	5,000	708	29	1.88	13.08	B
Allen	N-044	478238D	SULMAN AVE	2	4,670	19.0	30	4,869	157	12	1.38	5.12	B	34.9	30	5,000	294	12	1.41	9.81	B
Carroll	N-046	4842655	MAIN ST	2	4,780	18.4	35	4,869	154	12	1.26	4.01	A	40.2	75	5,000	343	12	1.28	9.12	B
De Kalb	C-060	1553201	SOUTH WAYNE	2	6,000	21.4	50	6,000	166	11	1.13	3.77	A	47.7	50	6,200	370	11	1.16	8.82	B
De Kalb	C-060	1553301	RANDOLPH ST	2	5,023	21.4	15	6,000	377	24	2.97	26.60	D	47.7	15	6,200	865	26	3.06	67.11	F
Delaware	N-040	4745606	KINGORE	2	10,481	2.6	20	4,869	62	34	2.37	1.68	A	11.8	20	5,000	287	35	2.43	7.98	B
Delaware	N-040	4745525	WHITE RIVER BLVD	4	6,870	2.6	40	4,869	20	8	1.31	0.66	A	11.8	30	5,000	135	8	1.33	3.14	A
Delaware	N-040	4745530	SICKLES	2	6,733	2.6	30	4,869	28	16	1.47	0.74	A	11.8	30	5,000	172	16	1.50	3.52	A
Delaware	N-040	4745635	TILLOTSON	4	10,025	2.6	30	4,869	81	22	1.64	0.83	A	11.8	30	5,000	373	22	1.67	3.93	A
Delaware	N-040	4745666	JACKSON ST	2	5,007	2.6	30	4,869	21	12	1.8	0.70	A	11.8	30	5,000	98	12	1.41	3.31	A
Erikart	C-066	1553210	3R 7	2	5,714	21.4	50	6,000	147	10	1.13	3.68	N	47.7	50	6,200	376	10	1.13	8.60	B
Franklin	C-025	4742474	BROADWAY	2	7,920	22.3	35	6,000	301	39	1.60	7.29	B	30.8	35	6,200	426	20	1.64	10.61	B
Huntington	N-044	478270W	BRIANT ST	2	5,400	19.0	50	4,869	117	9	0.96	2.44	A	34.9	50	5,000	218	9	0.98	4.66	A
Huntington	N-044	478273S	DECKERSON ST	3	19,901	19.0	50	4,869	322	21	1.35	3.38	A	34.9	50	5,000	789	22	1.35	6.43	B
Huntington	N-044	478274N	TALENTAIN ST	2	8,600	19.0	50	4,869	182	14	1.08	2.75	A	34.9	50	5,000	341	14	1.10	5.23	B
Lake	C-025	1656205	SHI-FEELED AVE	2	8,030	27.6	25	6,000	497	26	2.12	15.74	C	33.3	25	6,200	616	27	2.18	20.07	C
Lake	C-025	165621X	HOHMANN AVE	3	10,500	27.6	25	6,000	649	23	2.04	15.13	C	33.3	25	6,200	806	23	2.10	19.30	C
Lake	C-025	1656271	0 COLUMBIA AVE	4	17,600	27.6	25	6,000	1,089	28	2.19	16.23	C	33.3	25	6,200	1,351	29	2.25	20.70	C
Lake	C-025	16563201	0 COLUMBIA AVE	4	15,000	27.6	25	6,000	928	24	2.08	15.42	C	33.3	25	6,200	1,151	25	2.14	19.67	C
Lake	C-025	165675D	INDIANAPOLIS & SR20	4	13,650	27.6	25	6,000	844	22	2.02	15.03	C	33.3	25	6,200	1,047	23	2.08	19.17	C
Lake	C-025	1656778	RAILROAD AVE	4	7,500	27.6	25	6,000	464	12	1.82	13.48	B	33.3	25	6,200	454	12	1.87	17.20	C
Lake	C-025	1656383	KENNEDY	4	7,325	27.6	25	6,000	453	12	1.81	13.44	B	33.3	25	6,200	462	12	1.86	17.15	C
Lake	C-025	1656390	ELCEDO AVE	4	7,400	27.6	25	6,000	464	12	1.82	13.48	B	33.3	25	6,200	474	12	1.87	17.20	C
Lake	C-025	1656435	STATE ROUTE 12	4	14,820	27.6	25	6,000	912	24	2.07	15.57	C	33.3	25	6,200	1,137	25	2.13	19.60	C
Lake	C-024	522612C	4TH AVE	4	13,220	0.0	50	6,000	0	18	1.73	0.00	A	5.0	30	6,200	131	19	1.77	2.10	A
Lake	C-024	522915X	6TH AVE RD	2	7,400	0.0	50	4,600	0	13	1.14	0.00	A	5.0	30	6,200	46	4	1.23	0.98	A
Lake	C-025	522887U	ILLINOIS ST	2	7,880	1.0	55	6,000	15	19	1.60	0.33	A	5.0	24	6,200	69	20	1.64	1.72	A
Lake	C-027	155632M	COUNTYTLINE RD	2	7,500	22.1	50	6,000	215	14	1.20	4.12	A	38.6	50	6,200	784	14	1.23	7.44	B

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-IL-11 (Revised)**

**Illinois**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition									
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Cook	C-010	163415H	DIXIE HWY	4	15,400	17.0	20	6,000	711	30	2.54	14.04	B	32.9	20	6,200	1415	31	2.61	28.78	D	D (b)
Cook	C-010	163416P	BROADWAY-135TH ST	2	7,250	17.0	20	6,000	335	28	2.49	13.80	B	32.9	20	6,200	666	29	2.56	28.29	D	D (b)
Cook	C-011	163446G	71ST ST	2	12,500	19.5	35	6,000	414	31	1.95	7.75	B	22.9	35	6,200	500	31	2.00	9.60	B	
Cook	C-011	163539B	MADISON FAU 1419	4	10,500	19.5	25	6,000	459	17	1.91	10.03	B	22.9	25	6,200	554	17	1.97	12.45	B	
Cook	C-011	163423A	115TH ST	4	17,200	19.5	20	6,000	910	34	2.63	16.69	C	22.9	20	6,200	1100	35	2.70	20.75	C	
Cook	C-011	163425N	111TH ST	4	14,100	19.5	20	6,000	746	28	2.47	15.71	C	22.9	20	6,200	902	28	2.55	19.54	C	
Cook	C-011	163437H	87TH ST	6	27,000	19.5	20	6,000	1429	35	2.67	16.96	C	22.9	20	6,200	1727	36	2.75	21.09	C	
Cook	C-011	163433F	95TH ST	4	27,800	19.5	20	6,000	1472	54	3.33	21.18	C	22.9	20	6,200	1778	56	3.43	26.34	D	D (b)
Madison	N-032	480328C	PONTOON RD	4	7,700	10.0	50	4,869	86	6	0.91	1.21	A	15.0	50	5,000	131	6	0.92	1.89	A	
Madison	N-032	480327V	20TH ST	2	5,900	10.0	35	4,869	85	12	1.26	2.19	A	15.0	35	5,000	130	13	1.29	3.42	A	
Montgomery	N-032	480056S	UNION	2	10,800	10.0	40	4,869	141	20	1.39	2.18	A	15.0	40	5,000	216	21	1.42	3.40	A	
Platt	N-033	479967Y	MACON	2	5,800	22.7	50	4,869	147	9	0.97	2.95	A	39.1	50	5,000	258	9	0.99	5.27	B	
Vermilion	N-045	479854I	VOORHEES	2	11,100	23.6	50	4,869	292	18	1.20	3.79	A	41.0	50	5,000	517	18	1.22	6.83	B	
Vermilion	N-045	479856G	BOWMAN	2	8,800	23.6	50	4,869	232	14	1.09	3.44	A	41.0	50	5,000	410	14	1.11	6.20	B	
Vermilion	N-045	479862K	MAIN	4	15,600	23.6	30	4,869	599	18	1.53	7.04	B	41.0	30	5,000	1063	19	1.56	12.75	B	
Vermilion	N-045	479863S	S ST	4	5,600	23.6	30	4,869	215	7	1.28	5.90	B	41.0	30	5,000	382	7	1.31	10.68	B	

(b) Recommend consultation between railroad and community

**PROPOSED CONRAIL ACQUISITION  
 FINANCE DOCKET NO. 33388  
 DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-IN-9 (Revised)**

**Indiana**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Level of Service with Mitigation
Lake	C-027	144644N	CLARK RD	2	7,250	22.1	50	6,000	207	14	1.19	4.08	A	38.6	50	6,200	371	14	1.22	7.47	B	
Lake	N-042	522929E	CALUMET AVE	2	7,500	43.4	45	5,600	435	14	1.23	8.53	B	60.3	45	5,000	554	15	1.13	10.05	B	
Madison	N-040	474600L	S. R. 9	2	14,351	2.6	40	4,869	49	27	1.64	0.67	A	11.8	20	5,000	393	48	2.92	9.58	B	* (b)
Madison	N-040	474601T	HARRISON ST	2	5,899	2.6	40	4,869	20	11	1.14	0.47	A	11.8	20	5,000	161	20	2.03	6.66	B	* (b)
Porter	C-026	522867K	WASHINGTON ST	2	13,690	1.0	35	6,000	23	34	2.07	0.42	A	5.0	35	6,200	119	34	2.12	2.22	A	
Porter	C-026	522869Y	NAPOLEON ST	2	5,296	1.0	35	6,000	9	13	1.45	0.30	A	5.0	35	6,200	46	13	1.49	1.56	A	
Porter	C-066	155623N	CROCKER	2	6,800	21.4	50	6,000	188	13	1.17	3.88	A	47.7	50	6,200	430	13	1.20	9.08	B	
Porter	C-066	155628X	WILLOW CREEK RD	2	6,477	21.4	45	6,000	194	13	1.25	4.49	A	47.7	45	6,200	443	13	1.28	10.51	B	
St. Joseph	C-066	155478S	LIBERTY-MICHIGAN	2	5,942	21.4	50	6,000	165	11	1.13	3.76	A	47.7	50	6,200	376	11	1.16	8.80	B	
Tippecanoe	N-045	484295I	FERRY ST	2	6,121	23.6	25	4,869	272	17	1.66	8.85	B	41.0	25	5,000	483	17	1.70	16.06	C	(c)
Tippecanoe	N-045	484296M	MAIN ST	2	7,654	23.6	25	4,869	340	21	1.76	9.37	B	41.0	25	5,000	604	21	1.80	17.01	C	(c)
Tippecanoe	N-045	484298B	COLUMBIA ST	2	8,546	23.6	25	4,869	380	23	1.82	9.71	B	41.0	25	5,000	675	24	1.86	17.61	C	(c)
Tippecanoe	N-045	484300A	SOUTH ST S.R. 26	2	7,890	23.6	25	4,869	351	21	1.77	9.46	B	41.0	25	5,000	623	22	1.81	17.16	C	(c)
Tippecanoe	N-045	484301G	9TH ST	3	8,565	23.6	25	4,869	381	15	1.63	8.72	B	41.0	25	5,000	676	16	1.67	15.82	C	(c)
Tippecanoe	N-045	484309I	4TH ST U.S. 231	2	12,060	23.6	24	4,869	536	33	2.12	11.29	B	41.0	25	5,000	952	33	2.16	20.49	C	(c)
Tippecanoe	N-046	484290W	UNDERWOOD ST	2	5,455	18.4	25	4,869	193	15	1.63	6.76	B	40.2	25	5,000	430	15	1.66	15.43	C	(c)
Tippecanoe	N-046	484292K	18TH	2	5,430	18.4	25	4,869	188	15	1.62	6.73	B	40.2	25	5,000	420	15	1.65	15.36	C	(c)
Tippecanoe	N-046	484293S	17TH & SALEM ST	4	6,323	18.4	25	4,869	219	9	1.50	6.23	B	40.2	25	5,000	489	9	1.53	14.21	B	(c)
Tippecanoe	N-046	484294Y	UNION ST	2	9,954	18.4	25	4,869	345	27	1.93	8.02	B	40.2	25	5,000	771	28	1.97	18.30	C	(c)
Vanderburgh	C-025	342846L	W. MARYLAND ST	2	5,720	22.3	25	6,000	286	18	1.94	11.66	B	30.8	25	6,200	406	19	2.00	17.03	C	
Vanderburgh	C-025	342848H	W. FRANKLIN ST	4	15,328	22.3	25	6,000	766	25	2.09	12.54	B	30.8	25	6,200	1088	25	2.15	18.31	C	
Vanderburgh	C-025	342850J	OHIO ST	2	8,180	22.3	25	6,000	409	26	2.13	12.79	B	30.8	25	6,200	581	27	2.19	18.68	C	
Wabash	N-044	478292W	DAVIS ST	2	5,569	19.0	50	4,869	118	9	0.96	2.45	A	34.9	50	5,000	221	9	0.98	3.67	A	
Wabash	N-044	478305V	WABASH ST	2	9,840	19.0	35	4,869	270	20	1.47	4.85	A	34.9	35	5,000	506	21	1.50	2.27	B	

\* Indicates significant effect on crossing delay per stopped vehicle; Level of service not applicable

(a) Recommend separated grade crossing

(b) Recommend consultation between railroad and community

(c) Recommend consultation between railroad and community due to the setting of this crossing in close proximity to others in Lafayette, Tippecanoe County

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-KY-8 (Revised)**

**Kentucky**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition									
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Christian	C-021	345254U	SKYLINE DRIVE	2	7,000	23.4	40	6,000	251	15	1.39	5.99	B	32.7	40	6,200	359	16	1.43	8.80	B	
Christian	C-021	345267V	E 9TH ST.	2	16,000	23.4	25	6,000	839	52	3.08	19.39	C	32.7	25	6,200	1206	53	3.17	28.64	D	D (b)
Henderson	C-021	345400X	WASHINGTON ST.	2	6,665	23.4	40	6,000	239	15	1.38	5.91	B	32.7	40	6,200	342	15	1.41	8.69	B	
Hopkins	C-021	345331S	W NOEL AVE	2	6,098	23.4	20	6,000	387	24	2.39	18.20	C	32.7	20	6,200	557	25	2.46	26.94	D	D (b)

(b) Recommend consultation between railroad and community

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-MD-9 (Revised)**

**Maryland**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg No	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max No of Veh in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max No of Veh in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Level of Service with Mitigation
Baltimore City	C-032	140239X	HOLLINS FERRY RD	2	6,969	39.6	35	6,000	469	17	1.54	12.48	B	42.7	35	6,200	519	18	1.59	14.18	B	
Baltimore City	C-032	140867D	BUSH ST	2	6,900	39.6	40	6,000	418	15	1.39	10.09	B	42.7	40	6,200	463	16	1.42	11.45	B	
Montgomery	C-003	140488D	FOREST GLEN RD	2	11,400	23.8	45	6,000	380	23	1.52	6.09	B	30.8	45	6,200	504	24	1.56	8.29	B	
Montgomery	C-003	140507E	S SUMMIT AVE	3	11,300	23.8	50	6,000	348	14	1.20	4.44	A	30.8	50	6,200	461	14	1.23	6.03	B	
Montgomery	C-003	140509U	CHESTNUT ST	2	10,500	23.8	55	6,000	302	18	1.27	4.37	A	30.8	55	6,200	400	19	1.30	5.92	B	
Montgomery	C-003	140494G	RANDOLPH	4	41,080	23.8	50	6,000	1263	38	2.39	8.83	B	30.8	50	6,200	1674	39	2.45	12.90	B	
Prince George's	C-030	140253T	DECATUR ST	2	8,000	18.7	25	6,000	335	26	2.12	10.65	B	24.3	25	6,200	448	27	2.18	14.63	B	
Prince George's	C-030	140257V	UPSHUR ST	2	5,900	18.7	25	6,000	247	19	1.96	9.84	B	24.3	25	6,200	330	20	2.01	13.52	B	
Prince George's	C-030	140258C	ANNAPOLIS RD	5	29,250	18.7	25	6,000	1226	38	2.48	12.45	B	24.3	25	6,200	1638	39	2.55	17.10	C	
Prince George's	C-034	140899J	SUNNYSIDE AVE	2	5,070	33.4	50	6,000	219	9	1.10	5.69	B	37.1	50	6,200	249	10	1.12	6.64	B	
Prince George's	C-034	140905K	QUEENSBURY RD	2	6,000	33.4	50	6,000	259	11	1.13	5.88	B	37.1	50	6,200	295	11	1.16	6.86	B	

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-MI-10 (Revised)**

**Michigan**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min. veh.)	Avg. Delay per Vehicle (All vehicles) (sec. veh.)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min. veh.)	Avg. Delay per Vehicle (All vehicles) (sec. veh.)	Level of Service	Level of Service with Mitigation
Calhoun	N-120	545280C	MICHIGAN AVE	2	13,431	54	35	5,600	117	31	1.93	2.01	A	12.0	36	5,000	238	29	1.77	3.76	A	
Calhoun	N-120	545405J	E 10TH ST	2	6,229	54	20	5,600	86	23	2.26	3.74	A	12.0	20	5,000	173	21	2.05	6.85	B	
Calhoun	N-120	545407N	101 MERR RD	4	12,650	54	50	5,600	84	11	1.09	0.87	A	12.0	50	5,000	173	10	1.01	1.65	A	
Jackson	N-120	545284N	MICHIGAN ST	4	19,378	54	40	5,600	152	20	1.47	1.38	A	12.0	40	5,000	310	19	1.35	2.49	A	
Jackson	N-120	545285V	MICHIGAN AVE	3	23,966	54	40	5,600	188	53	1.99	1.88	A	12.0	40	5,000	384	31	1.83	3.52	A	
Jackson	N-120	545286C	COOPER ST (M-106)	2	7,800	54	40	5,600	61	16	1.36	1.28	A	12.0	40	5,000	125	15	1.25	2.40	A	
Jackson	N-120	545289X	BACKSTONE ST	2	8,036	54	40	5,600	63	17	1.57	1.29	A	12.0	40	5,000	129	15	1.26	2.42	A	
Jackson	N-120	545290S	STEWARD AVE	2	6,740	54	40	5,600	56	13	1.29	1.21	A	12.0	40	5,000	101	12	1.18	2.27	X	
Jackson	N-120	545292F	S. WISNER ST	2	15,007	54	40	5,600	102	27	1.71	1.60	A	12.0	40	5,000	208	25	1.57	3.01	X	
Jackson	N-120	545293M	WILDWOOD ST	2	6,408	54	40	5,600	50	13	1.29	1.22	A	12.0	40	5,000	103	12	1.19	2.28	X	
Jackson	N-120	545294Q	ROBISON RD	4	12,000	54	50	5,600	80	11	1.08	0.86	A	12.0	50	5,000	164	10	1.00	1.63	A	
Jackson	N-121	545281T	S. ELM AVE	4	7,637	20	35	5,600	56	9	1.31	0.73	A	12.1	35	5,000	136	8	1.20	2.56	X	
Jackson	N-121	545276W	FIFTH ST	4	9,200	20	40	5,600	53	8	1.63	0.44	A	12.1	40	5,000	127	8	0.95	1.36	X	
Kalamazoo	N-120	545426C	BURGESS	2	8,879	54	48	5,600	62	16	1.29	1.11	A	12	45	5,000	126	15	1.18	2.09	A	
Kalamazoo	N-120	545472D	OLIVER ST	3	5,800	54	30	5,600	57	10	1.48	1.78	A	12	30	5,000	116	9	1.35	3.24	X	
Kalamazoo	N-120	545470P	MICHIGAN	2	14,756	54	30	5,600	145	39	2.34	2.76	A	12	30	5,000	294	38	2.13	5.11	B	
Kalamazoo	N-120	545462X	PARK ST	2	16,000	54	30	5,600	157	42	2.50	2.95	A	12.0	30	5,000	319	38	2.29	5.47	B	
Kalamazoo	N-120	545418K	M-96/DICKMAN RD	2	7,649	44	50	5,600	51	14	1.15	0.92	A	12.0	40	5,000	104	13	1.06	1.73	A	
Kalamazoo	N-120	545450D	MICHIGAN AVE	2	6,680	54	50	5,600	44	12	1.10	0.88	A	12.0	40	5,000	90	11	1.02	1.67	A	
Kalamazoo	N-120	545454F	HARRISON ST	2	4,978	54	30	5,600	59	16	1.50	1.88	A	12.0	30	5,000	119	14	1.46	3.49	X	
Monroe	C-040	272148X	STEWART RD	4	12,530	21.9	40	6,000	413	14	1.55	5.45	B	23.1	40	6,200	641	14	1.38	8.64	B	
Monroe	C-040	272147R	LLUM	2	9,060	21.9	40	6,000	324	21	1.55	6.22	B	23.1	40	6,200	502	22	1.59	9.90	B	
Monroe	C-040	272140L	FRONT ST	3	16,227	21.9	45	6,000	345	26	1.81	8.07	B	23.1	35	6,200	938	27	1.85	12.85	B	
Monroe	C-040	272140L	DUNHARD RD	2	8,510	21.9	40	6,000	285	19	1.48	4.94	B	23.1	40	6,200	442	19	1.51	9.44	B	
Monroe	C-040	272150T	LAKewood-LI NADIER	2	8,761	21.9	40	6,000	264	19	1.49	6.00	B	23.1	40	6,200	455	20	1.53	9.44	B	
Washtenaw	N-121	545212K	DIXHOBOR RD	2	5,869	20	40	5,600	25	12	1.27	0.64	A	12.1	40	5,000	95	11	1.16	2.25	A	
Washtenaw	N-121	545215P	GEDDES RD	2	8,880	20	40	5,600	37	19	1.42	0.72	A	12.1	40	5,000	143	17	1.31	2.43	X	
Washtenaw	N-121	545213N	M-82	2	13,746	20	40	5,600	58	29	1.55	0.89	A	12.1	40	5,000	222	26	1.63	3.35	A	
Washtenaw	N-121	545209K	LLFORGE ST	2	10,700	20	40	5,600	45	15	1.55	0.67	A	12.1	40	5,000	174	14	1.22	2.37	A	
Washtenaw	N-121	545207N	FORREST ST	4	10,000	20	40	5,600	42	10	1.23	0.62	A	12.1	40	5,000	161	10	1.13	2.18	A	
Washtenaw	N-121	545209K	CROSS ST	2	8,000	20	40	5,600	34	11	1.24	0.63	A	12.1	40	5,000	129	10	1.14	2.21	A	
Wayne	N-121	545176S	GULLEY RD	2	8,917	20	40	5,600	52	16	1.21	0.52	A	12.1	40	5,000	127	15	1.11	1.84	A	
Wayne	N-121	545106K	MONROE ST	2	5,000	20	40	5,600	18	9	1.04	0.45	A	12.1	50	5,000	69	8	0.96	1.59	A	
Wayne	N-121	545104J	CENTRAL	4	11,700	20	45	5,600	108	27	2.85	3.27	A	12.1	45	5,000	407	24	2.58	11.14	B	
Wayne	N-121	545136J	TONYO	4	11,370	20	45	5,600	109	27	2.85	3.27	A	12.1	45	5,000	410	24	2.58	11.16	B	
Wayne	N-121	545178J	JOHN DAULY RD	3	10,000	20	40	5,600	76	12	1.11	0.47	A	12.1	50	5,000	138	11	1.02	1.68	A	
Wayne	N-121	545182V	HENRY RUTT RD	2	10,000	20	50	5,600	36	18	1.26	0.54	A	12.1	50	5,000	138	16	1.16	1.92	A	

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
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**Table 5-MI-10 (Revised)**

**Michigan**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition									
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Level of Service with Mitigation
Wayne	N-121	545184J	MERRIMAN RD	5	15,454	2.0	50	5,600	55	11	1.09	0.47	A	12.1	50	5,000	212	10	1.00	1.65	A	
Wayne	N-121	545186X	VENOY AVE	4	7,325	2.9	50	5,600	26	6	0.99	0.43	A	12.1	50	5,000	101	6	0.92	1.52	A	
Wayne	N-121	545187E	HOWE AVE	4	6,762	2.9	50	5,600	24	6	0.99	0.42	A	12.1	50	5,000	93	6	0.91	1.50	A	
Wayne	N-121	545193H	HAGGERTY RD	2	5,830	2.9	50	5,600	21	10	1.07	0.46	A	12.1	50	5,000	80	10	0.99	1.63	A	
Wayne	N-121	545191U	HANNAN RD	2	5,560	2.9	50	5,600	20	10	1.06	0.46	A	12.1	50	5,000	76	9	0.98	1.62	A	
Wayne	S-020	511020X	INKSTER RD	2	5,742	2.0	25	5,600	24	17	1.84	0.93	A	11.2	25	5,000	124	16	1.67	4.33	A	
Wayne	S-020	511027X	PENNSYLVANIA RD	2	10,568	2.0	25	5,600	45	32	2.22	1.13	A	11.2	25	5,000	228	29	2.02	5.23	B	
Wayne	S-020	511032S	NORTHLINE RD	4	23,050	2.0	25	5,600	97	35	2.32	1.18	A	11.2	25	5,000	497	32	2.11	5.46	B	
Wayne	S-020	511033Y	ALLEN RD	4	32,236	2.0	25	5,600	136	49	2.93	1.49	A	11.2	25	5,000	695	45	2.66	6.90	B	
Wayne	S-020	511037B	LONDON RD	2	7,240	2.0	25	5,600	31	22	1.94	0.99	A	11.2	25	5,000	156	20	1.77	4.57	A	
Wayne	S-020	511039P	CHAMPAIGNE	2	7,676	2.0	25	5,600	32	23	1.97	1.00	A	11.2	25	5,000	166	21	1.80	4.65	A	
Wayne	S-020	511816J	WILL CARLETON DRIVE	2	5,789	2.0	35	5,600	19	13	1.40	0.54	A	11.2	35	5,000	96	12	1.28	2.54	A	

**PROPOSED CONRAIL ACQUISITION**  
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**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-NY-9 (Revised)**

**New York**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Albany	C-054	508705Y	COOKS CROSSING	2	7,450	38.7	40	5,600	419	16	1.34	9.06	B	45.2	40	6,200	529	17	1.45	12.37	B	
Chautauqua	N-070	471766F	LAMPHERE ST	2	9,300	13.0	35	4,869	175	19	1.44	3.24	A	25.2	35	5,000	346	20	1.47	6.55	B	
Erie	C-051	520067S	SHELDON AVE	2	5,808	40.6	50	5,600	290	10	1.07	6.43	B	45.9	50	6,200	353	11	1.15	8.43	B	
Erie	N-070	471711T	LAKE AVE	2	7,363	13.0	50	4,869	107	12	1.03	1.79	A	25.2	50	5,000	211	12	1.05	3.60	A	

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**Table 5-OH-11 (Revised)**

**Ohio**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADI	Pre Acquisition							Post Acquisition								
						Trans per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service	Trans per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec. veh)	Level of Service
Franklin	Nad75	481472X	LINCOLN	2	9,810	26.0	40	4,869	334	18	1.35	5.43	B	34.3	40	5,000	449	19	1.36	7.44	B
Franklin	Nad75	481467B	WEBER	2	8,678	26.0	40	4,869	295	16	1.27	5.18	B	34.3	24	5,000	439	18	1.43	8.69	B
Franklin	Nad75	481470J	COOK	2	11,424	26.0	40	4,869	588	22	1.43	5.82	B	34.3	40	5,000	523	22	1.45	7.99	B
Hamilton	C-063	152346W	WINTON RD	4	21,820	28.2	20	6,000	1670	43	2.89	26.59	D	31.2	20	6,200	1902	44	2.98	31.15	D
Hamilton	C-063	152347D	MITCHELL AVE	2	14,930	28.2	20	6,000	1145	58	3.52	32.31	D	31.2	20	6,200	1501	60	3.62	37.86	D
Hamilton	C-063	152345X	TOWNSHIP AVE	2	9,270	28.2	20	6,000	710	36	2.70	24.80	C	31.2	20	6,200	808	37	2.78	29.05	D
Hamilton	C-063	152356D	SEYMOUR	2	6,560	28.2	35	6,000	514	16	1.52	8.75	B	31.2	35	6,200	557	36	1.56	10.20	B
Hamilton	C-063	152347G	NORTHEND	2	6,360	28.2	35	6,000	305	16	1.51	8.69	B	31.2	35	6,200	746	16	1.45	10.13	B
Hamilton	C-063	152368W	WYOMING AVE	2	7,210	28.2	35	6,000	546	18	1.56	8.97	B	31.2	35	6,200	393	18	1.60	10.45	B
Hamilton	C-063	152375X	MARION RD	2	6,260	28.2	35	6,000	300	15	1.50	8.65	B	31.2	35	6,200	341	16	1.54	10.09	B
Hamilton	C-063	152376X	SHARON RD	3	14,040	28.2	35	6,000	673	25	1.70	9.76	B	31.2	35	6,200	764	24	1.74	11.38	B
Hamilton	C-063	152380J	PRINCETON PIKE	4	25,630	28.2	35	6,000	1229	71	1.98	11.38	D	31.2	35	6,200	1596	52	2.03	12.27	B
Hamilton	C-063	152381K	CRESANTVILLE RD	4	8,740	28.2	35	6,000	419	11	1.41	8.09	B	31.2	35	6,200	476	11	1.41	9.44	B
Hamilton	Nad76	524747S	VINE ST	4	8,560	33.0	35	5,000	467	10	1.33	8.70	B	38.6	35	5,000	487	9	1.22	8.31	B
Hamilton	Nad76	524746J	BEECHST	2	11,060	33.0	35	5,000	604	26	1.73	11.32	B	38.6	35	5,000	670	23	1.58	10.81	B
Hamilton	Nad78	524719X	SALMAYE RD	2	9,680	11.7	35	5,000	182	22	1.63	3.68	A	18.9	35	5,000	270	21	1.49	4.99	A
Hamilton	Nad78	524767D	HAUCK RD	2	6,200	11.7	35	5,000	117	14	1.42	3.21	A	18.9	35	5,000	173	13	1.30	4.35	A
Hamilton	Nad78	524712A	KLEPPER RD	2	4,980	11.7	35	5,000	113	14	1.41	3.19	A	18.9	35	5,000	167	13	1.29	4.32	A
Hamilton	Nad78	524713G	READING RD	4	11,820	11.7	35	5,000	223	14	1.41	3.18	A	18.9	35	5,000	329	13	1.29	4.31	A
Hamilton	Nad78	524740D	TOWNSHIP AVE	2	7,520	11.7	35	5,000	142	17	1.49	3.28	A	18.9	35	5,000	210	16	1.37	4.57	A
Hamilton	Nad78	524722F	WYOMING ST	2	9,270	11.7	35	5,000	175	21	1.60	3.62	A	18.9	35	5,000	258	20	1.47	4.90	A
Hamilton	Nad78	524742S	MURRAY ST	3	8,830	11.7	35	5,000	110	9	1.71	2.96	A	18.9	35	5,000	162	8	1.20	4.02	A
Hardin	C-062	152650X	MAIN ST	2	6,310	5.9	40	5,000	54	17	1.29	1.32	A	17.9	40	6,200	158	14	1.39	3.65	A
Huron	C-067	518481D	MAIN ST	2	8,100	14.5	50	5,000	91	9	1.04	2.24	A	21.3	45	6,200	229	11	1.22	6.56	B
Lake	C-060	525829J	LAKE ST SR 528	2	8,810	48.3	50	5,000	424	16	1.20	8.57	B	54.2	50	6,200	635	17	1.29	11.16	B
Lake	C-060	525803C	HOPKINS RD	2	8,850	48.3	50	5,000	526	16	1.20	8.59	B	54.2	50	6,200	676	17	1.30	11.17	B
Lake	C-060	525800G	PETTON RD	2	8,650	48.3	50	5,000	376	10	1.07	7.60	B	54.2	50	6,200	406	11	1.15	9.89	B
Lake	C-060	525793Y	TRIE ST	2	8,300	48.3	50	5,000	494	15	1.18	8.40	B	54.2	50	6,200	596	16	1.27	10.93	B
Lake	C-060	525791K	BLIDEFF RD/EL61ST	2	8,450	48.3	50	5,000	324	10	1.06	5.44	B	54.2	50	6,200	392	10	1.14	9.82	B
Lake	C-060	525789J	E. 30TH ST	2	11,170	48.3	50	5,000	164	20	1.35	9.47	B	54.2	50	6,200	803	21	1.43	12.33	B
Lake	C-060	525787X	LOYD RD	2	7,400	48.3	50	5,000	440	13	1.14	8.11	B	54.2	50	6,200	532	14	1.22	10.56	B
Lake	Nad75	472017J	LAKE ST	2	8,810	13.0	50	4,869	128	14	1.09	1.89	A	36.6	50	5,000	366	14	1.11	4.52	B
Lake	Nad75	472039J	LIBERTY ST	5	7,580	13.0	55	4,869	142	16	1.34	3.03	A	36.6	55	5,000	409	16	1.37	8.88	B
Lake	Nad75	472040A	CHESTER ST	2	5,980	13.0	55	4,869	112	12	1.27	2.85	A	36.6	55	5,000	525	13	1.29	8.76	B
Lake	Nad75	472044J	MENTOR AVE	4	19,260	13.0	50	4,869	259	15	1.13	1.96	A	36.6	50	5,000	801	16	1.15	5.72	B
Lake	Nad75	472045J	JACKSON ST	2	5,730	13.0	50	4,869	76	8	0.95	1.66	A	36.6	50	5,000	218	9	0.97	4.84	A
Lake	Nad75	472046R	THEISLEY RD	2	6,360	17.0	50	4,869	92	10	0.99	1.72	A	36.6	50	5,000	265	10	1.01	5.04	B
Lake	Nad75	472048J	HOPKINS RD	2	5,460	17.0	50	4,869	79	9	0.96	1.67	A	36.6	50	4,000	227	9	0.98	4.88	A
Lake	Nad75	472046W	ERL ST	2	8,570	17.0	50	4,869	124	14	1.08	1.88	A	36.6	50	4,000	356	14	1.10	5.48	B
Lake	Nad75	472064N	RUSHED	4	6,164	17.0	50	4,869	89	5	0.88	1.54	A	36.6	50	4,000	256	5	0.90	4.50	A
Lake	Nad75	472060R	LLOYD RD	2	7,400	17.0	55	4,869	126	15	1.13	3.61	A	36.6	55	4,000	390	16	1.36	8.82	B

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County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition							
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min. veh.)	Avg. Delay per Vehicle (All vehicles) (sec. veh.)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min. veh.)	Avg. Delay per Vehicle (All vehicles) (sec. veh.)	Level of Service
Allen	C-062	532707X	S. JACKSON ST	2	6,200	5.9	35	5,600	50	14	1.42	1.62	A	13.9	35	6,200	150	16	1.54	4.49	A
Allen	C-062	532710X	MAIN ST.	4	8,860	5.9	35	5,600	84	10	1.34	1.52	A	13.9	35	6,200	215	11	1.45	4.21	A
Allen	C-062	532714X	S. METCALF ST	2	7,850	5.9	35	5,600	75	18	1.51	1.72	A	13.9	35	6,200	190	20	1.64	4.77	A
Allen	C-062	532710X	COLE ST.	2	7,700	5.9	35	5,600	69	17	1.48	1.69	N	13.9	35	6,200	177	18	1.61	4.67	A
Allen	C-062	532720X	CABLE RD	4	18,680	5.9	40	5,600	160	16	1.34	1.38	A	13.9	40	6,200	408	17	1.45	3.81	A
Allen	C-062	532722X	EASTTOWN RD	2	12,300	5.9	80	5,600	89	22	1.40	1.22	A	13.9	50	6,200	227	21	1.51	3.33	A
Allen	C-062	532703X	ROUSH CROSSING	5	7,260	5.9	40	5,600	62	6	1.14	1.18	A	13.9	40	6,200	158	7	1.24	3.24	A
Ashtabula	C-060	523885X	BROADWAY AVE	2	6,140	18.3	50	5,600	564	11	1.08	7.74	B	54.2	50	6,200	441	12	1.17	10.07	B
Ashtabula	N-070	471072X	LAKE ST.	2	5,500	15.0	50	4,860	80	9	0.96	1.67	A	25.2	50	5,000	158	9	0.98	3.36	A
Ashtabula	N-070	471982Y	MAIN AVE	4	5,350	17.0	35	4,860	101	6	1.13	2.55	A	25.2	35	5,000	199	6	1.15	5.14	B
Ashtabula	N-078	471980W	WEST AVE	2	8,000	15.0	35	4,860	150	17	1.37	3.08	A	56.6	35	5,000	432	17	1.39	9.02	B
Ashtabula	N-078	472008X	BROADWAY AVE	2	7,320	17.0	50	4,860	106	12	1.03	1.79	A	56.6	50	5,000	304	12	1.05	5.22	B
Butler	C-062	152382X	MIL HILFELSER	2	7,030	28.2	40	6,000	304	15	1.39	7.22	B	31.2	40	6,200	344	16	1.43	8.41	B
Butler	C-063	152780X	SYMMES RD	2	6,210	28.2	40	6,000	268	14	1.35	7.01	B	31.2	40	6,200	304	14	1.39	8.16	B
Butler	C-063	152392X	LAUREL ST.	2	6,860	28.2	35	6,000	329	17	1.54	8.85	B	31.2	35	6,200	374	17	1.58	10.32	B
Butler	C-063	152704X	CENTRAL	2	5,890	28.2	35	6,000	282	14	1.48	8.44	B	31.2	35	6,200	321	15	1.52	9.94	B
Butler	C-065	152407X	VINE ST.	2	7,030	28.2	20	6,000	538	27	2.47	22.71	C	71.2	20	6,200	613	28	2.54	26.60	D-D(b)
Butler	N-078	524698X	TYLERSVILLE RD	2	11,400	31.7	40	5,600	397	24	1.60	5.28	A	18.9	40	5,000	292	22	1.47	4.43	A
Butler	N-078	524677X	CENTRAL	2	8,740	31.7	25	5,600	216	27	2.06	6.11	B	18.9	25	5,000	318	24	1.87	8.18	B
Butler	N-078	524578X	1ST ST.	2	7,430	31.7	25	5,600	384	23	1.96	5.81	B	18.9	25	5,000	270	21	1.78	7.77	B
Crawford	C-062	532583X	N. SAND SKY AVE	2	9,710	5.9	35	5,600	92	23	1.63	1.86	A	13.9	35	6,200	236	24	1.77	5.14	B
Crawford	C-062	532588X	MANSFIELD ST	2	8,480	5.9	35	5,600	83	20	1.58	1.77	A	13.9	35	6,200	206	21	1.68	4.89	A
Crawford	C-067	518443X	MAIN ST.	2	12,050	14.5	40	5,600	247	25	1.63	4.11	A	31.3	40	6,200	594	27	1.76	10.39	B
Crawford	N-073	481461X	HOPLEY	2	6,030	26.0	50	4,860	174	10	0.98	3.41	A	24.3	45	4,000	233	11	1.07	5.41	B
Cuyahoga	C-061	524367X	BAGLEY RD	4	10,950	14.5	50	5,600	194	10	1.06	2.27	A	54.2	50	6,200	787	10	1.14	9.83	B
Cuyahoga	C-061	524467X	COLUMBIARD	2	7,240	14.5	50	5,600	129	15	1.13	2.42	A	54.2	50	6,200	520	14	1.22	10.49	B
Cuyahoga	C-074	523071X	DELMER RD	2	4,460	13.4	35	5,600	120	17	1.39	3.60	A	47.3	34	6,200	450	14	1.51	14.91	B
Cuyahoga	C-074	523073X	ENGLE RD	4	15,100	13.4	35	5,600	326	18	1.50	5.87	A	47.3	34	6,200	1246	19	1.62	16.05	C
Cuyahoga	N-074	472008X	LONDON RD	2	4,310	17.0	35	4,860	100	11	1.24	2.79	A	36.6	34	5,000	287	11	1.26	8.17	B
Cuyahoga	N-078	472005X	DILL RD	2	15,430	17.0	50	4,860	224	25	1.49	2.89	A	56.6	50	5,000	642	25	1.51	7.55	B
Cuyahoga	N-080	472187X	WEST 10 ST	2	5,670	17.5	55	4,860	116	12	1.27	2.96	A	34.1	34	5,000	700	13	1.29	7.79	B
Cuyahoga	N-080	472192X	WEST 17 ST	4	15,610	17.5	55	4,860	508	16	1.56	3.17	A	34.1	34	5,000	785	17	1.38	8.34	B
Cuyahoga	N-080	472201X	BUNTS RD	2	5,300	17.5	55	4,860	103	11	1.24	2.89	A	34.1	34	5,000	266	11	1.26	7.61	B
Cuyahoga	N-080	472245X	6 COLUMBIA RD	5	11,720	17.5	50	4,860	170	18	1.21	2.19	A	34.1	50	5,000	439	19	1.23	5.74	B
Cuyahoga	N-080	472248X	DOVER CENTER RD	2	7,630	17.5	40	4,860	115	12	1.04	1.88	A	34.1	30	5,000	286	12	1.06	4.92	A
Cuyahoga	N-080	472252X	BRADLEY RD	2	5,670	17.5	50	4,860	85	9	0.95	1.75	A	34.1	50	5,000	220	9	0.98	4.58	A
Defiance	C-066	142356X	OTTAWA AVE	2	10,120	21.4	50	6,000	280	19	1.37	4.43	A	47.7	50	6,200	640	19	1.37	10.37	B
Defiance	C-066	142353X	U.S. 24	2	8,010	21.4	40	6,000	164	11	1.13	3.76	A	47.7	50	6,200	374	11	1.16	8.70	B
Erie	N-072	472260X	WATER ST	2	6,260	15.6	40	4,860	109	10	0.99	2.66	A	27.0	50	5,000	192	10	1.01	3.70	A
Erie	N-072	472268X	STATE ST	2	4,530	14.6	50	4,860	92	9	0.95	1.99	A	27.0	45	5,000	176	9	1.04	4.15	A
Erie	N-082	481668X	SR 10 TIFIN	2	6,950	14	15	4,860	24	24	2.54	1.24	A	11.7	15	5,000	267	26	2.61	10.89	B

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**Table 5-OH-11 (Revised)**

**Ohio**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service
Lorain	C-061	5185351	TWNSBRG-ELYRIA RD	2	6,020	14.5	50	5,600	107	11	1.08	2.31	A	54.2	50	6,200	432	11	1.16	10.03	B
Lorain	C-061	5185361A	MAIN ST	2	4,740	14.5	40	5,600	121	12	1.26	3.19	A	54.2	40	6,200	489	13	1.36	13.93	B
Lorain	C-061	5185405N	NO. MAIN ST	2	8,120	14.5	50	5,600	145	14	1.17	2.50	A	54.2	50	6,200	583	16	1.26	10.85	B
Lorain	C-061	5185601	HERRICK AVE	2	7,870	14.5	50	5,600	140	14	1.16	2.48	A	54.2	50	6,200	566	15	1.25	10.75	B
Lorain	N-080	4722581	AVON CENTER RD	2	6,700	13.5	50	4,869	301	11	1.00	1.81	A	34.1	50	5,000	198	8	0.96	4.75	A
Lorain	N-080	4722601	MILLER RD	2	5,110	13.5	50	4,869	77	8	0.95	1.71	A	34.1	50	5,000	315	13	1.31	7.88	B
Lorain	N-080	472286X	COLORADO AVE	2	6,270	13.5	35	4,869	122	13	1.28	2.99	A	34.1	35	5,000	846	23	1.58	9.44	B
Lorain	N-080	4722921	OBERTIN AVE	2	11,060	13.5	35	4,869	216	23	1.55	3.63	A	34.1	35	5,000	374	16	1.15	5.74	B
Lorain	N-080	4722934	LEAVELLE RD	2	9,660	13.5	50	4,869	145	16	1.13	2.04	A	34.1	50	5,000	275	6	1.02	4.75	A
Lorain	C-040	232121N	DIKIE (DETROIT)	4	5,290	21.9	40	6,000	177	6	1.20	4.81	A	33.1	40	6,200	417	10	0.99	7.66	B
Lorain	N-077	509436M	OAKDALE AVE	2	8,970	48.0	50	5,600	353	11	1.08	7.64	B	61.5	50	5,000	417	10	0.99	8.74	B
Mahoning	C-081	141681T	BRIDGE ST	2	7,840	32.6	45	6,000	588	16	1.31	7.19	B	39.6	45	6,200	445	16	1.35	9.18	B
Mahoning	N-082	544716G	HUBBARD RD	2	7,698	11.7	50	5,600	164	20	1.70	4.74	A	23.8	30	6,200	362	22	1.85	10.44	B
Marion	C-071	5184151	CENTER ST	2	6,550	16.1	40	5,600	153	14	1.30	5.64	A	31.8	40	6,200	327	15	1.40	8.42	B
Marion	N-073	481538Y	SILVER	2	6,380	26.0	30	4,869	270	15	1.45	7.35	B	34.3	30	5,000	364	15	1.48	10.11	B
Marion	N-073	481541D	NS. MAIN SR 4	2	8,770	26.0	50	4,869	254	14	1.09	3.78	A	34.3	50	5,000	342	14	1.11	5.18	B
Marion	N-073	481530R	BARKS	2	7,120	26.0	35	4,869	268	15	1.22	4.04	B	34.3	35	5,000	360	15	1.35	8.18	B
Marion	N-073	481531X	PROSPECT	2	8,880	26.0	35	4,869	334	18	1.41	6.38	B	34.3	35	5,000	449	19	1.44	8.76	B
Marion	N-073	481521I	BULLFEE FOUNTAIN	3	11,740	26.0	30	4,869	497	18	1.53	7.76	B	34.3	30	5,000	669	19	1.56	10.68	B
Marion	N-073	481526G	CENTER	4	8,290	26.0	30	4,869	351	10	1.24	6.70	B	34.3	30	5,000	473	10	1.27	9.34	B
Montgomery	N-078	524622B	WASHINGTON ST	2	7,403	11.7	40	5,600	126	15	1.34	2.73	A	18.9	40	5,000	187	14	1.23	3.73	A
Montgomery	N-078	524628S	W. STEWARD AVE	2	5,110	11.7	30	5,600	109	13	1.55	3.05	A	18.9	30	5,000	161	17	1.41	5.32	B
Montgomery	N-078	524638X	SELLARS	4	11,590	11.7	40	5,600	194	12	1.26	2.57	A	18.9	40	5,000	287	11	1.16	3.50	A
Montgomery	N-078	524641T	ALEX. BELLE RD	2	10,460	11.7	40	5,600	178	22	1.52	3.09	A	18.9	40	5,000	264	20	1.39	4.22	A
Montgomery	N-078	524644B	ALEX. RD	4	11,700	11.7	40	5,600	199	12	1.27	2.58	A	18.9	40	5,000	295	11	1.16	3.52	A
Montgomery	N-078	524645H	ELMS ST	2	5,240	11.7	40	5,600	89	11	1.24	2.53	A	18.9	40	5,000	132	10	1.14	3.14	A
Montgomery	N-078	524654G	CENTRAL	2	11,420	11.7	40	5,600	194	24	1.58	3.23	A	18.9	40	5,000	288	22	1.45	4.40	A
Montgomery	N-078	524657G	LINDEN AVE	2	5,420	11.7	40	5,600	92	11	1.25	2.54	A	18.9	40	5,000	137	10	1.14	3.46	A
Ottawa	N-070	4772541	WATER ST	2	7,530	7.7	54	4,869	84	16	1.34	1.70	A	27.2	35	5,000	302	16	1.37	6.59	B
Richland	C-067	518458J	NO. GAMBLE	2	7,630	14.5	50	5,600	136	14	1.15	2.46	A	31.3	50	6,200	317	15	1.23	6.15	B
Richland	C-067	518459X	MAIN ST	2	8,700	14.5	50	5,600	135	15	1.20	2.56	A	31.3	50	6,200	361	17	1.29	6.41	B
Sandusky	N-079	477068W	KILBOURNE	2	9,330	7.7	24	4,869	134	24	1.88	3.27	A	27.2	24	5,000	489	26	1.92	12.06	B
Sandusky	N-079	477068T	STATE ST	2	7,230	7.7	34	4,869	80	15	1.33	1.77	A	27.2	35	5,000	290	18	1.34	6.51	B
Sandusky	N-079	477113X	STATE	4	10,380	7.7	24	4,869	281	26	1.91	3.32	A	27.2	25	5,000	1015	27	1.94	12.24	B
Seneca	N-071	481606J	US 224	2	8,270	26.0	40	4,869	183	8	0.95	3.32	A	34.6	50	5,000	207	9	0.97	4.58	A
Stark	N-084	507068C	PATTERSON	2	5,150	26.4	54	5,600	219	12	1.37	6.98	B	30.1	35	5,000	229	11	1.25	6.68	B
Summit	N-084	507541T	STOW RD	2	6,790	26.4	50	5,600	208	11	1.09	4.27	A	30.1	50	5,000	219	10	1.01	4.15	A
Van Wert	C-092	522790C	WASHINGTON	2	7,800	5.9	35	5,600	74	18	1.51	1.72	A	13.9	35	6,200	189	20	1.64	4.76	A
Wayne	N-078	524160J	CARLISLE	2	5,460	11.7	40	5,600	93	11	1.25	2.55	A	18.9	40	5,000	138	11	1.15	7.47	A
Wood	C-093	558271J	BOUNDARY (WEST)	4	12,870	0.6	25	6,000	17	21	2.00	0.32	A	14.2	25	6,200	421	21	2.05	8.06	B
Wood	C-095	145822N	INDIANA ST	2	6,288	0.6	25	6,000	8	20	1.99	0.32	A	14.2	25	6,200	206	21	2.04	8.01	B

**PROPOSED CONRAIL ACQUISITION**  
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**Table 5-OH-11 (Revised)**

**Ohio**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service
Wood	C-065	155829N	LOUISIANA	4	7,170	0.6	25	6,000	10	12	1.81	0.29	A	14.2	25	6,200	235	12	1.86	7.29	B
Wood	N-077	509855K	DROUILLARD	2	5,770	48.0	50	5,600	341	10	1.07	7.59	B	61.5	50	5,000	403	9	0.99	8.28	B
Wyandot	C-070	228752H	LINCOLNWAY WEST	2	5,600	17.8	40	6,000	153	12	1.32	4.33	A	27.4	40	6,200	241	13	1.36	7.01	B

(b) Recommend consultation between railroad and community.

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-PA-9 (Revised)**

**Pennsylvania**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min. veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service
Beaver	C-082	584865S	14TH ST.	2	7,144	28.0	35	6,000	381	17	1.55	9.17	B	38.3	35	6,200	477	18	1.60	12.89	B
Beaver	N-094	502237G	COLUMBIA AVE	2	7,106	42.4	40	5,000	437	15	1.33	9.80	B	47.1	40	5,000	465	14	1.22	9.57	B
Cumberland	N-091	502254G	SLATE HILL	2	7,123	11.1	35	5,000	127	17	1.47	3.15	A	19.6	35	5,000	206	15	1.35	4.67	A
Cumberland	N-091	502199A	TENTH ST.	2	7,760	11.1	35	5,000	138	18	1.50	3.22	A	19.6	35	5,000	223	16	1.38	4.78	A
Cumberland	N-091	502200S	18TH ST.	2	7,501	11.1	35	4,860	120	16	1.34	2.58	A	19.6	35	5,000	217	16	1.37	4.74	A
Dauphin	N-094	502360S	DERRY RD	2	8,801	42.4	40	5,000	330	12	1.25	9.24	B	49.1	40	5,000	365	11	1.15	9.02	B
Delaware	C-084	140641S	MAIN ST.	2	6,855	22.0	40	6,000	240	15	1.38	5.83	B	26.4	40	6,200	284	16	1.42	7.07	B
Delaware	C-084	140646B	OAK LANE	2	14,510	22.0	40	6,000	500	32	1.04	8.16	B	26.4	40	6,200	602	33	1.09	9.98	B
Delaware	C-084	140647H	LASHLAND AVE	2	5,820	22.0	40	6,000	204	13	1.33	5.61	B	26.4	40	6,200	241	13	1.37	6.80	B
Delaware	C-084	140649W	SOUTH AVE	2	14,605	22.0	40	6,000	526	33	1.09	8.17	B	26.4	40	6,200	622	34	2.04	10.16	B
Delaware	C-084	140650R	AMOSLAND AVE	2	11,425	22.0	40	6,000	401	25	1.67	7.03	B	26.4	40	6,200	474	26	1.71	8.52	B
Delaware	C-084	140652E	SWARTHMORE AVE	2	23,458	22.0	40	6,000	822	52	3.05	15.36	C	26.4	40	6,200	973	33	3.75	18.64	C
Delaware	C-084	140654T	FAIRVIEW RD	2	9,182	22.0	40	6,000	330	21	1.55	6.51	B	26.4	40	6,200	401	22	1.50	7.00	B
Delaware	C-084	140670A	MELTINGHOUSE RD	2	7,862	22.0	40	6,000	276	17	1.44	6.05	B	26.4	40	6,200	326	18	1.48	7.34	B
Delaware	C-084	140672R	NAAMANS RD	2	6,008	22.0	40	6,000	235	15	1.38	5.70	B	26.4	40	6,200	278	15	1.41	7.02	B
Erie	N-070	471803G	LASH ST.	2	3,200	13.0	35	4,860	99	11	1.23	2.78	A	25.2	35	5,000	197	11	1.26	5.62	B
Erie	N-070	471804S	PARADE ST.	4	15,000	13.0	35	4,860	282	10	1.34	3.02	A	25.2	35	5,000	557	16	1.37	6.09	B
Erie	N-070	471806W	PLAIST ST.	4	11,110	13.0	15	4,860	420	23	2.51	11.39	B	25.2	15	5,000	834	24	2.37	23.13	C (d)
Erie	N-070	471802D	SASSAFRAS ST.	2	11,110	13.0	15	4,860	420	47	3.13	14.20	B	25.2	15	5,000	833	48	3.20	28.84	D (d)
Erie	N-070	471806D	CHERRY ST.	2	9,220	13.0	15	4,860	349	30	2.89	13.10	B	25.2	15	5,000	692	40	2.95	26.61	D (d)
Erie	N-070	471808E	LIBERTY ST.	4	18,284	13.0	15	4,860	691	38	2.88	13.06	B	25.2	15	5,000	1372	30	2.95	26.52	D (d)
Erie	N-070	471911C	RASPBERRY ST.	2	5,400	13.0	15	4,860	204	23	2.50	11.32	B	25.2	15	5,000	405	23	2.55	23.00	C (d)
Erie	N-070	471913R	GREEN GARDEN RD	2	7,940	13.0	30	4,860	113	13	1.05	1.85	A	25.2	30	5,000	227	13	1.07	3.58	A
Erie	N-070	471915L	PITTSBURG RD	2	7,034	13.0	30	4,860	102	11	1.01	1.77	A	25.2	30	5,000	201	11	1.03	3.55	A
Lawrence	C-082	5-37580	MONTGOMERY	2	6,400	28.0	35	5,000	298	15	1.43	7.99	B	38.3	35	5,000	361	14	1.31	8.89	B
Luzerne	N-094	5-23381	FRONT ST/LINCOLN	2	5,760	42.4	25	5,000	517	18	1.84	19.78	C	40.1	25	5,000	545	16	1.67	18.98	C
Luzerne	N-094	5-2341B	SEVENTH ST.	2	5,420	42.4	25	5,000	486	17	1.82	19.54	C	40.1	25	5,000	512	15	1.65	18.75	C
Luzerne	N-094	5-2365P	RAILROAD ST.	2	7,247	42.4	40	5,000	446	15	1.33	9.85	B	40.1	40	5,000	475	14	1.22	9.62	B
Westmoreland	N-135	145489R	MAIN ST.	2	9,104	25.7	30	6,000	490	25	1.91	12.22	B	32.8	30	6,200	597	26	1.98	15.27	C

(c) Recommend consultation between railroad and community regarding NS mitigation plan (Appendix S)

(d) Recommend consultation between railroad and community regarding NS mitigation plan due to close proximity of this crossing to other crossings in Erie

**PROPOSED CONRAIL ACQUISITION**  
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**DRAFT ENVIRONMENTAL IMPACT STATEMENT SUPPLEMENTAL ERRATA**

**Table 5-TN-7 (Revised)**

**Tennessee**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh. Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh. (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Davidson	C-090	350207W	CRAIGHEAD	4	8,400	40.8	40	6,000	525	9	1.26	9.44	B	48.4	40	6,200	638	9	1.29	11.79	B	
Davidson	C-090	350208D	BERRY RD	2	6,100	40.8	40	6,000	381	13	1.35	10.09	B	48.4	40	6,200	464	14	1.38	12.60	B	
Davidson	C-090	348027Y	DAVIDSON RD	2	7,000	40.8	40	6,000	437	15	1.39	10.44	B	48.4	40	6,200	532	16	1.43	13.03	B	
Davidson	C-090	349218M	THOMPSON LANE	4	21,600	40.8	50	6,000	1141	20	1.37	8.70	B	48.4	50	6,200	1386	21	1.41	10.83	B	
Davidson	C-090	349226E	UNA-ANTIOCH	2	8,000	40.8	50	6,000	422	15	1.22	7.75	B	48.4	50	6,200	513	15	1.25	9.65	B	
Robertson	C-021	348124H	MAIN ST	2	5,790	23.4	40	6,000	207	13	1.33	5.73	B	32.7	40	6,200	297	13	1.37	8.42	B	

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**Table 5-VA-7 (Revised)**

**Virginia**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition							Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max No. of Veh in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max No. of Veh in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service
Augusta	N-100	468135B	SR 608	2	5,476	3.9	40	4,869	28	10	1.12	0.69	A	12.1	40	5,000	88	11	1.15	2.22	A
Chesterfield	C-103	623681B	CENTRAL RD	2	5,130	18.4	50	6,000	122	10	1.10	3.14	A	23.0	50	6,200	156	10	1.13	4.12	A
Clarke	N-001	468499F	SR 7	2	5,315	11.3	35	4,869	87	11	1.24	2.42	A	19.0	35	5,000	156	11	1.26	4.44	A
Emporia City	C-103	623755R	E ATLANTIC ST	3	11,250	18.4	50	6,000	268	14	1.20	3.43	A	23	50	6,200	343	14	1.23	4.50	A
Hanover	C-102	860445F	ENGLAND ST	2	7,775	17.8	50	6,000	179	14	1.21	3.35	A	24.8	50	6,200	256	15	1.24	4.90	A
Henrico	C-102	860443F	HUNGARY RD	2	5,910	17.8	50	6,000	136	11	1.13	3.13	A	24.8	50	6,200	194	11	1.16	4.57	A
Page	N-100	468699K	EAST MAIN ST	2	7,485	3.9	40	4,869	38	14	1.21	0.74	A	12.1	40	5,000	121	14	1.24	2.39	A
Richmond City	C-103	623663D	JAHNKE RD	2	10,320	18.4	50	6,000	246	19	1.34	3.84	A	23.0	50	6,200	315	20	1.38	5.04	B
Richmond City	C-103	623668M	BROAD ROCK RD	2	13,570	18.4	50	6,000	323	25	1.56	4.47	A	23.0	50	6,200	414	26	1.60	5.86	B
Richmond City	C-103	623672C	WALMSLEY BLVD	2	8,636	18.4	50	6,000	206	16	1.25	3.58	A	23.0	50	6,200	263	16	1.28	4.70	A

Section of Environmental Analysis  
Surface Transportation Board  
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January 21, 1998

**PROPOSED CONRAIL ACQUISITION**  
**FINANCE DOCKET NO. 33388**  
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**Table 5-WV-5 (Revised)**

**West Virginia**

**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No. of Veh Delayed per day	Max. No. of Veh. in Queue per lane	Crossing Delay per stopped veh (min./veh)	Avg. Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service with Mitigation
Jefferson	N-001	469361D	SR 9	2	8,800	11.1	40	4,869	128	17	1.28	2.22	A	19.6	40	5,000	230	17	1.30	4.08	A	

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STB FD 33388 C 1-12-98

28788

SERVICE DATE - JANUARY 12, 1998

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
-- CONTROL AND OPERATING AGREEMENTS --  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 62

Dated: January 9, 1998

NOTICE TO THE PARTIES:

On December 12, 1997, the Surface Transportation Board (Board) served the Draft Environmental Impact Statement (Draft EIS), prepared by the Board's Section of Environmental Analysis (SEA), regarding potential environmental effects of the proposed acquisition of Conrail, Inc. by Norfolk Southern Railroad and CSX Railroad. The purpose of this notice is to provide you with an Errata to the Draft EIS.

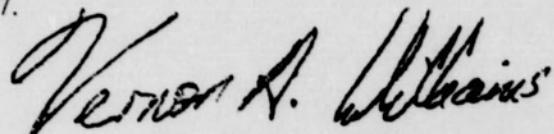
The Draft EIS encompasses more than 3,000 pages and is comprised of a separate Executive Summary and six volumes of text. These six volumes are divided into nine separate books. The Draft EIS addresses potential environmental effects of the Proposed Conrail Acquisition that include safety, transportation, air quality, noise, historic and cultural resources, energy, water resources, biological resources, hazardous materials transport, land use, Native American issues, and environmental justice. The Draft EIS also includes SEA's preliminary recommendations for mitigating the possible environmental effects of the Conrail proposal. SEA is seeking public comment on the Draft EIS. Public comments are due to SEA by February 2, 1998. SEA will consider all public comments in preparing a Final EIS.

SEA prepared the enclosed Errata to the Draft EIS to help facilitate public review of the Draft EIS and clarify some of the information contained in the document. The Errata is not all inclusive. SEA has not included all typographical errors or minor discrepancies. SEA has, however, included those items which will help clarify the meaning of certain text to avoid confusion, such as correcting references in other sections in the Draft EIS and correcting data discrepancies in various sections.

It is important to note that this Errata to the Draft EIS does not change or alter SEA's analysis or preliminary mitigation recommendations, nor do these corrections affect the integrity

of the information contained in the Draft EIS, the procedural schedule, or the review and comment period for the Draft EIS.

Should you have any questions or comments, please call SEA's toll-free Environmental Hotline at 1-888-869-1997.



Vernon A. Williams  
Secretary

Section of Environmental Analysis  
Surface Transportation Board  
Washington, D.C. 20423

January 1998

**PROPOSED CONRAIL ACQUISITION  
FINANCE DOCKET NO. 33388  
DRAFT ENVIRONMENTAL IMPACT STATEMENT ERRATA**

Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
<b>EXECUTIVE SUMMARY</b>					
ES	ES.1	Introduction	ES-1	3	Change the second sentence to: In addition to freight operations, Amtrak and eight commuter agencies operate over tracks owned by one or more of the Applicants.
ES	ES.1.1	Overview	ES-2	4	To the last bullet item on the page, add Louisiana and Mississippi to the list of states that could be affected by potential environmental impacts.
ES	ES.6.2	Air Quality	ES-22	6	Change first sentence to: SEA evaluated air pollutant emissions on a county-wide basis for all rail line segments, rail yards, and intermodal facilities exceeding the Board's thresholds for air quality analysis.
ES	ES.6.2	Cultural and Historic Resources	ES-23	4	Change second sentence to: SEA recommends, pending Ohio SHPO concurrence, that the Board require CSX to complete cultural and historic resource documentation (Historic American Building Survey (HABS)/Historic American Engineering Record (HAER) Level II) at the proposed Collinwood Intermodal Facility within 180 days of any Board decision approving the proposed Conrail Acquisition.
ES	ES.6.2	Cultural and Historic Resources	ES-23	5	Change last sentence to: SEA recommends, pending Ohio SHPO concurrence, that the Board require NS to complete cultural and historic resource documentation (HABS/HAER Level II) for the Toledo Pivot Bridge before initiating any construction or removal activities at that site.

<sup>1</sup> Paragraphs are numbered beginning with the first full paragraph on a page, unless otherwise noted. For tables, rows are numbered counting each row starting directly below the table header row.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
<b>VOLUME I</b>					
2	2.2	Proposed Action	2-6	3	Change last sentence to: (See Section 1.3.3 for a discussion of the Board's environmental thresholds.)
2	2.7	Comments and Requests for Conditions	2-36	1	There were 100 comments and request for conditions received and accepted by the STB, not 88 as stated in Section 2.7.
3	3.4	Safety	3-9	6	Change second and third sentences to: SEA did so by analyzing the 54 rail line segments with projected increases of eight or more trains per day. Of these 54 segments, 44 contained highway/rail at-grade crossings of public roads.
3	3.4.1	Methods	3-10	1	Change first sentence to: SEA conducted a train-vehicle accident risk analysis for 2,070 highway/rail at-grade crossings on the 54 rail line segments described above.
3	3.8.1	Methods	3-20	2	Change first sentence to: For each additional truck anticipated at the 23 intermodal facilities that SEA studied, SEA assumed that a round-trip would be made and therefore added two truck trips to the average daily traffic volume on affected surrounding roadways.
4	4.3	Passenger Rail	4-12	4	Change last sentence to: These segments are located in the following states: Georgia, Indiana, Maryland, Michigan, New York, North Carolina, Virginia, and the District of Columbia.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
4	4.5	Transport of Hazardous Materials	4-17	1	Change the second sentence to: These results are reported in Chapter 5 on a state-by-state basis for 99 rail line segments in the following states: Alabama, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Missouri, Mississippi, North Carolina, New Jersey, New York, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, and the District of Columbia.
4	4.5	Table 4-6	4-18	Row 2 Column 4	For Rail Line Segment C-376, delete Jefferson County, AL.
4	4.5	Table 4-6	4-18	Row 7 Column 4	For Rail Line Segment C-357, Marlboro County is in SC, not NC
4	4.5	Table 4-6	4-18	Row 10 Column 4	For Rail Line Segments N-082 and N-095, Mahoning and Trumbull Counties are in OH, not PA
4	4.5	Table 4-6	4-18	Row 13 Column 4	For Rail Line Segment C-344, delete Hampton and Jasper Counties, and add Beaufort County.
4	4.5	Table 4-6	4-19	Row 1 Column 4	For Rail Line Segment from Decatur, AL to New Orleans, LA, add the following counties: Morgan, Cullman, Blount, Jefferson, Shelby, Chilton, Autauga, Montgomery, Elmore, Lowndes, Butler and Conecuh.
4	4.5	Table 4-6	4-19	Row 8 Column 3	Add Rail Line Segment C-072 to the list of segments in the Quaker, OH to Willow Creek, IN corridor.
4	4.7.2	Table 4-9	4-34	N/A	Norristown (PA) Connector was omitted from Table 4-9, but should have been included. Information on the Norristown Connector is presented on page 4-37.

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<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>1</sup></b>	<b>Change</b>
4	4.12.3	Table 4-17	4-59	Row 2 Column 2	Change Emissions from Netting Analysis for Maryland from 797 to 764.
4	4.12.3	Air Quality	4-60	2	In the last sentence of the paragraph, delete Detroit.
<b>VOLUME 3</b>					
5	5.2	Air Quality	5-8	3	Change last sentence to: Using this approach, SEA analyzed potential air quality impacts by county in 17 states (Alabama, Delaware, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Missouri, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Virginia, and West Virginia) and the District of Columbia.
5	5.2	Air Quality	5-8	4	In the first sentence, change 3.11.1 to 3.11.2.
5	5.2	Environmental Justice	5-12	1	Change last sentence to: Using this approach, SEA analyzed potential environmental justice effects by site in 17 states (Alabama, Delaware, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Missouri, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Virginia, and West Virginia) and the District of Columbia.
5	5.3	Table 5-2	5-14	Row 8 Column 5	For Rail Line Segment C-373, change potential impacts to "A major key route."
5	5.3	Table 5-2	5-15	Row 2 Column 4	For Rail Line Segment C-376, delete Jefferson County.

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<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>1</sup></b>	<b>Change</b>
5	5.3	Table 5-2	5-16	Row 5 Column 4	For Rail Line Segment C-346, add Wayne, Long, Liberty, and Chatham counties.
5	5.3	Table 5-2	5-18	Row 3 Column 6	For Rail Line Segment C-011, change preliminary recommended mitigation to: "Railroad shall consult with the County, ILDOT, and community regarding mitigation measures."
5	5.3	Table 5-2	5-18	Row 8 Column 5	Under "Potential Impact" column, for CM-02: 59 <sup>th</sup> Street, Chicago, replace "Truck route impact" with "Noise impact."
5	5.3	Table 5-2	5-19	Row 2 Column 5	Segment C-010 potential impacts should have a footnote indicating that even though the noise levels do not warrant mitigation at this time, the impacts have been included to be considered cumulatively with other potential significant impacts.
5	5.3	Table 5-2	5-19	Row 3 Column 5	Segment N-045 potential impacts should have a footnote indicating that even though the noise levels do not warrant mitigation at this time, the impacts have been included to consider cumulatively with other potential significant impacts.
5	5.3	Table 5-2	5-19	Row 6 Column 4	For Rail Line Segment C-025, add Gibson County.
5	5.3	Table 5-2	5-19	Row 6 Column 5	For Rail Line Segment C-025, add the following crossings: CR 100N, Spring Street, Mulberry Street, and W. John in Gibson County; Stacer Road in Vanderburgh County; and Perry Street and Buntin Street in Knox County.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5.3	Table 5-2	5-20	Row 7 Column 5	For Rail Line Segment C-066, add the following crossings: First Road-Smith and Thorn Road in Marshall County; CR 500W and 900W in Noble County; Oak Street in Kosciusko County; CR 875E and 500W in La Porte County; and CR 9 in Elkhart County.
5	5.3	Table 5-2	5-21	Row 4 Column 5	For Rail Line Segment N-045, add the following crossings: 8 <sup>th</sup> Street, 5 <sup>th</sup> Street, and CR 172 in Tippecanoe County, and delete Greenbush Street.
5	5.3	Table 5-2	5-22	Row 2 Column 5	For Rail Line Segment N-046, add the following crossings: CR 250W in Miami County; CR 700N in Tippecanoe County (CR 900N was listed twice).
5	5.3	Table 5-2	5-23	Row 2 Column 6	For Rail Line Segment C-025, change second sentence in Preliminary Recommended Mitigation to: For all others, railroad shall consult with the community and develop mitigation.
5	5.3	Table 5-2	5-23	Row 5 Columns 4 & 5	For Rail Line Segment N-045, in column 4 add: Warren and Fountain Counties, in column 5 add: All crossings are in Tippecanoe County.
5	5.3	Table 5-2	5-24	Row 10 Column 5	For Rail Line Segment C-021, add the following crossings: Dufsey Street and E. 6 <sup>th</sup> Street in Christian County, and W. Moss Avenue in Hopkins County.
5	5.3	Table 5-2	5-25	Row 2 Column 4	For Rail Line Segment C-287, delete Owen County and add Gallatin County.
5	5.3	Table 5-2	5-25	Row 5 Column 4	For Rail Line Segment C-291, delete Boone County.

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<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>1</sup></b>	<b>Change</b>
5	5.3	Table 5-2	5-26	Row 4 Column 4	For Rail Line Segment C-387, add Orleans Parish.
5	5.3	Table 5-2	5-26	Row 8 Column 4	For Rail Line Segment C-034, delete Howard County.
5	5.3	Table 5-2	5-30	Row 5 Column 4	For Rail Line Segment N-065, add Genesee County.
5	5.3	Table 5-2	5-36	Row 2 Column 4	For Rail Line Segment C-206, add Seneca County.
5	5.3	Table 5-2	5-36	Row 9 Column 5	For Rail Line Segment N-073, delete Likens Street.
5	5.3	Table 5-2	5-41	Row 5 & 7 Column 5	Segments N-075 and N-082 should have a footnote indicating that even though the noise levels do not warrant mitigation at this time, the impacts have been included to consider cumulatively with other potential significant impacts.
5	5.3	Table 5-2	5-42	Row 5 Column 5 & 6	For Rail Line Segment C-766, delete Highway/Rail At-Grade Crossing information in the Potential Impact and Preliminary Recommended Mitigation columns.
5	5.3	Table 5-2	5-43	Row 3 Column 4	For Rail Line Segment N-095, add Beaver County.
5	5.3	Table 5-2	5-43	Row 5 Column 4	For Rail Line Segment N-216, delete Montgomery and Philadelphia Counties.

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<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>1</sup></b>	<b>Change</b>
5	5.3	Table 5-2	5-43	Row 6 Column 4	For Rail Line Segment N-245, delete Broome, Delaware, Sullivan, and Orange Counties and add Pike and Susquehanna Counties.
5	5.3	Table 5-2	5-44	Row 9 Column 4	For Rail Line Segment N-344, delete Hampton County and add Beaufort County.
5	5.3	Table 5-2	5-45	Row 4 Column 4	For Rail Line Segment C-357, add Marlboro County.
5	5.3	Table 5-2	5-45	Row 6 Column 4	For Rail Line Segment C-359, add Bamberg, Richland and Allendale Counties.
5	5.3	Table 5-2	5-45	Row 10 Column 4	For Rail Line Segment C-373, delete Moore County and add Coffee County.
5	5.3	Table 5-2	5-45	Row 12 Column 4	For Rail Line Segment N-392, add Hamblen County.
5	5.3	Table 5-2	5-46	Row 2 Column 4	For Rail Line Segment N-399, delete Hablen County.
5	5-AL.3	Summary of Analysis	AL-4	I	In the paragraph continued from page AL-3, delete the second bulleted item, "Land Use/Socioeconomics."

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5-AL.9	Land Use/ Socioeconomics	AL-11	1	<p>Immediately prior to Section 5-AL.9, add the following:</p> <p><b>5-AL.8a LAND USE/SOCIOECONOMICS</b></p> <p><b>Native American Issues:</b> Rail Line Segment C-271 traverses the Federally designated Poarch Creek Indian Reservation which is located in southwestern Alabama, approximately 56 miles northeast of Mobile. The City of Atmore is located within the Reservation. The Reservation consists of 229.5 acres and has a total population of 190 people. The Poarch Creek Indians are descended from Creek Indians who have lived in the area since the 1700s. The Reservation contains a tribal center, senior center, fire station, and eighty housing units. There is also an Indian Health Service clinic on the Reservation.</p> <p>Segment C-271 would become a new CSX "Major Key Route" for the transportation of hazardous materials. Currently, CSX transports 3,000 carloads/year of hazardous materials along this line. CSX would increase this to approximately 64,000 carloads/year as a result of the proposed Conrail Acquisition. This would result in an increased potential risk for release of hazardous materials in the event of a train derailment or accident.</p> <p><b>Mitigation Measures</b> – Mitigation measures for Major Key Routes include: 1) restricting speeds of trains along this segments to 50 mph; 2) upgrading the track to Class 2 or better; 3) installation of wayside defect detectors along rail lines; and, 4) establishing a Hazardous Materials Response Plan which includes accident simulations with local emergency response providers. CSX would coordinate the preparation of the Plan with the Reservation.</p> <p>In addition to the mitigation measures described above, SEA will conduct additional public outreach and noticing of the EIS availability with regard to the Poarch Creek Indian Reservation and Poarch Creek Band of Indians.</p>

**PROPOSED CONRAIL ACQUISITION**  
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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5-IL.8.1	Passenger Rail	IL-19	1	Delete the first full sentence on page IL-19 (immediately prior to Section 5-IL.9) and replace with: It is SEA's preliminary recommendation that CSX work with METRA to identify and implement measures to avoid delays to METRA commuter trains due to the additional traffic at the 75 <sup>th</sup> Street Interlocking. SEA recommends that the Board require CSX to report to SEA on the results of the discussion.
5	5-IL.10.2	Construction	IL-22	5	Change third sentence to: NS is constructing this connection in anticipation of future markets and, according to the Application, anticipates that approximately six trains per day will run over the new connection.
5	5-IL.17.2	Table 5-IL-33	IL-74	Row 8, Columns 5 & 7	For Lafayette - Tilton (N-045), change the "N" in the "Hazardous Materials" and "Transportation/Safety" columns to "Y."
5	5-IL.17.2	Environmental Justice	IL-78	1	Change first sentence to: At-grade crossing safety potential impacts exist at 5 <sup>th</sup> Street, 7 <sup>th</sup> Street, 8 <sup>th</sup> Street, Roming Street, 4 <sup>th</sup> Street (US 231), Smith Street near Lafayette, Indiana, and at Campbell Crossing in the City of Danville, Illinois (which is proximal to minority and low-income communities).  Add to end of paragraph: It is SEA's preliminary recommendation that NS mitigate traffic safety impacts by upgrading the existing warning devices for this segment.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5-IL.17.2	Environmental Justice	IL-78	3	Add the following after the third paragraph (as a separate paragraph): SEA has identified this NS rail line segment as resulting in significant hazardous materials transportation effect because the increase in hazardous material carried over this rail line segment would double and increase to over 20,000 car loads per year. The increase, from 10,000 to 46,000 car loads yearly, would require this NS rail line segment to be designated as a hazardous materials "major key route," thus further requiring special safety and mitigation measures, including assistance from NS to communities in formulating emergency response plans. See discussion on hazardous material transport mitigation in the Transportation section of this Draft EIS.
5	5-IN.8	Passenger Rail	IN-24	4	Change to: Because there is no existing commuter rail service on lines affected by the proposed Acquisition in Indiana, SEA has determined that there will be no adverse effects and no mitigation is required.
5	5-IN.18	Environmental Justice	IN-79	6	Change first sentence to: Grade crossing safety potential impacts exist at 5 <sup>th</sup> Street, 7 <sup>th</sup> Street, 8 <sup>th</sup> Street, Roming Street, 4 <sup>th</sup> Street (US 231), Smith Street in Lafayette, Indiana, and at Campbell Crossing in the City of Danville, Illinois (which is proximal to minority and low-income communities).
5	5-IN.18	Environmental Justice	IN-80	1	Add to end of paragraph continued from page IN-79: It is SEA's preliminary recommendation that NS mitigate traffic safety impacts by upgrading the existing warning devices for this segment.
5	5-IN.20.1	Table 5-IN-45	IN-85	N/A	Add Sheffield Avenue to Table 5-IN-45. For Sheffield Avenue, the Average Daily Traffic = 8,030 and Crossing Delay Per Stopped Vehicle = 3.94 (pre-Acquisition) and 4.05 (post-Acquisition). Total Blocked Time Per Day would be the same as the other entries in Table 5-IN-45.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5-IN.20.1	Highway/Rail At-Grade Crossings	IN-85	2	Change the second sentence to: It is SEA's preliminary recommendation that CSX and NS shall consult with representatives of the Four Cities Consortium, the Indiana Department of Transportation, and other appropriate parties to address potential traffic delay and safety concerns at the nine highway/rail at-grade crossings in these communities that are listed in Table 5-IN-45.
5	5-MI.5.1	Summary of Potential Effects	MI-9	1	Change second sentence to: SEA notes that one of the rail line segments, Kalamazoo to Porter, Indiana, is owned by Amtrak and dispatched by Conrail.
5	5-MI.9	Table 5-MI-10	N/A	N/A	The first page of Table 5-MI-10 is attached
5	5-MI.18	Cumulative Effects	MI-38	3	Delete "Cumulative Effects Mitigation Measures" subsection (third paragraph and heading).
5	5-NJ.4.1	Table 5-NJ-4	NJ-8	N/A	Change table title to: Estimated Change in Years Between Accidents for Passenger Rail Operations
5	5-NJ.17	Figure 5-NJ-4	N/A	N/A	In the figure inset, the E-Rail and Portside facility locations are transposed. Portside is located to the north of E-Rail (as is shown correctly in the main figure).
5	5-OH.16.1	Natural Resources	OH-94	5	Change first sentence to: Since SEA determined there are no Federal or state parks, forests, preserves, refuges or sanctuaries within or adjacent to the proposed Collinwood Yard construction site, there would be no impacts to this type of resource.
5	5-OH.16.1	Natural Resources	OH-100	6	Change third sentence to: A National Pollutant Discharge Elimination System stormwater discharge permit may be required if more than five acres of land would be disturbed during construction activities.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5-OH.16.1	Natural Resources	OH-103	4	Change last sentence to: A National Pollutant Discharge Elimination System stormwater discharge permit may be required if more than five acres of land would be disturbed during construction activities.
5	5-OH.16.1	Natural Resources	OH-105	1	Change first sentence to: Based on coordination with the U.S. Fish and Wildlife Service and the Ohio Department of Natural Resources, SEA concluded that the Vermilion construction project could affect the bald eagle which is known to occur in Erie County, and the Indiana Bat, which has no historic record within the county.
5	5-OH.18.2	Table 5-OH-50	OH-121	Row 6 and 8 Column 7	Change the "N" in the "Transportation/Safety" column to "Y" for the Cleveland-Ashtabula (N-075) and Bellevue-Sandusky Docks (N-085) rail line segments.
5	5-OH.18.2	Environmental Justice	OH-124	1	At the end of the paragraph, add the following: SEA has identified potential highway/rail at-grade crossing safety impacts at Walter Main Road in the City of Geneva, Ashtabula County. It is SEA's preliminary recommendation that NS mitigate safety impacts by upgrading warning devices at this crossing.
5	5-OH.20.1	Emergency Response	OH-150	3	Add the following new paragraph after the Highway/Rail At-Grade Crossing Safety paragraph: <b>Emergency Response</b> - It is SEA's preliminary recommendation that NS consult with the City of Cleveland to reach agreement on measures to minimize or mitigate the effects of increased emergency vehicle delay. Possible mitigation measures could include increasing train speeds, upgrading communications between NS and the emergency dispatch center, or constructing grade separation.
5	5-PA.6.2	Table 5-PA-7	PA-16	Rows 4, 5, & 6 Column 6	In the last column, change SEA's Proposed Mitigation for Peach Street, Cherry Street, and Raspberry Street to "Relocate to CSX Corridor." (Note: This mitigation is proposed by the Applicants and would mitigate impacts)

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
5	5-PA.16.1	Crossings	PA-55	2	Change last sentence to: SEA determined that five crossings would experience significant adverse effects to vehicle delays and four crossings would have significant adverse safety effects.
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6	6.1	Scoping	6-2	1	Change fourth sentence of the paragraph continued from page 6-1 to: SEA also published legal notices in 198 newspapers with the highest circulation for each of the potentially affected counties.
6	6.2	Agency and Public Coordination	6-4	3	Change last sentence to: SEA will serve the Final EIS in May 1998, prior to the Board's voting conference, scheduled for June 8, 1998.
6	6.2.3	Public Outreach	6-7	1	Delete from list of communities where SEA has conducted expanded outreach: Marion, OH, West Newton, PA, Nashville, TN.
7	7.2	Table 7-1	7-11	Row 5 Column 2	Delete mitigation # 46 for Ohio.
7	7.2.3	Cultural Resources	7-18	1	Change to: NS shall, pending Ohio SHPO concurrence, complete cultural and historic resource documentation (Historic American Building Survey/Historic American Engineering Record Level II) for the Toledo Pivot Bridge before initiating any construction or removal activities at that site.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
7	7.2.3	Cultural Resources	7-18	3	Change to: CSX shall, pending Ohio SHPO concurrence, complete cultural and historic resource documentation (Historic American Building Survey/Historic American Engineering Record Level II) for the Lake Shore & Michigan Southern (New York Central) Shops District at the Collinwood rail yard in Cleveland, Ohio no later than 180 days following the effective date of any Board final written decision in this proceeding.
7	7.2.3	Natural Resources	7-18	4	Change to: Before initiating any construction of the proposed rail line connection in Vermilion, Ohio, NS, shall coordinate with the U.S. Fish and Wildlife Service and the Ohio Department of Natural Resources to determine the potential presence of the endangered Indiana Bat and bald eagle. If either species is found to be present and potentially adversely impacted, NS shall proceed with applicable measures to comply with Section 7 of the Endangered Species Act.
7	7.2.4	Areas of Concern	7-20	3	Following the third paragraph, add: 23.a. CSX shall work with METRA to identify and implement measures to avoid delays to METRA commuter trains due to the additional traffic at the 75 <sup>th</sup> Street Interlocking. CSX shall report to SEA on the results of the discussion.
7	7.2.6	Cultural Resources	7-24	4	Delete SEA's preliminary recommended mitigation 46 on the South Bend-Dillon Junction Rail Line Segment abandonment. No historic properties were identified along the South Bend to Dillon Junction abandonment, and SEA has requested the Indiana SHPO's concurrence with that finding.
7	7.2.6	Table 7-4	7-31	Row 5 Column 3	Change Rail Line Segment C-066 to C-065.
7	7.2.6	Table 7-5	7-35	Row 1 Column 5	For Rail Line Segment C-295, add Knox County to KY.

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<b>Chapter</b>	<b>Section</b>	<b>Subject</b>	<b>Page Number</b>	<b>Paragraph Number<sup>1</sup></b>	<b>Change</b>
7	7.2.6	Table 7-5	7-35	Row 9 Column 5	For Rail Line Segment N-392, add Hamblen County.
7	7.2.6	Table 7-5	7-36	Row 4 Column 5	For Rail Line Segment N-062, delete "NJ: Bergen" and add "NY: Orange, Rockland."
7	7.2.6	Table 7-5	7-36	Row 9 Column 5	For Rail Line Segment N-065, add Allegany and Genesee County.
7	7.2.6	Table 7-5	7-37	Row 7 Column 5	For Rail Line Segment N-082, add Mahoning County
7	7.2.6	Table 7-5	7-37	Row 11 Column 5	For Rail Line Segment N-203, add Lehigh County
7	7.2.6	Table 7-5	7-37	Row 19 Column 5	For Rail Line Segment C-344, change "Berkeley" to "Beaufort."
7	7.2.6	Table 7-5	7-38	Row 2 Column 5	For Rail Line Segment N-399, delete Hamblen County.
7	7.2.6	Table 7-6	7-39	Row 5 Column 5	For Rail Line Segment C-351, add York County to South Carolina.
7	7.2.6	Table 7-6	7-40	Row 8 Column 5	For Rail Line Segment C-287, add Boone and Gallatin Counties and delete Owen County.

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Chapter	Section	Subject	Page Number	Paragraph Number <sup>1</sup>	Change
7	7.2.6	Table 7-6	7-40	Row 12 Column 5	For Rail Line Segment C-037, add Baltimore and Howard Counties.
7	7.2.6	Table 7-7	7-45	Row 4 Column 2	For Rail Line Segment C-030, change Cheverly to Bladensburg.
7	7.2.6	Table 7-9	7-47	Row 2 Column 5	For site CM-2, under "Potential Impacts" column, replace "Traffic" with "Noise."
7	7.2.6	Table 7-9	7-48	Row 4 Column 2	Under OHI, add Rail Line Segment C-071, CSX, Marion - Ridgeway, which has potential environmental impacts (noise) in the City of Marion.

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Abandon.	3.1.3.6	Cultural Resources	35	2	Change paragraph to: SEA determined that the five railroad bridges more than 50 years of age along the proposed South Bend to Dillon Junction abandonment are not listed on or eligible for the NRHP. Therefore, SEA concludes, that there are no historic properties on this segment. SEA initiated consultation with the Indiana SHPO and submitted supporting documentation to obtain concurrence with this finding. NS shall take no steps to alter the bridges until the Section 106 process has been completed.
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**Table 5-MI-10**  
**Michigan**  
**Highway/Rail At-Grade Crossing Vehicle Delay and Queues**

County	Seg. No.	Crossing FRA ID	Roadway Name	Number of Roadway Lanes	ADT	Pre Acquisition								Post Acquisition								
						Trains per day	Train Speed (mph)	Train Length (feet)	No of Veh Delayed per day	Max No of Veh in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Trains per day	Train Speed (mph)	Train Length (feet)	No of Veh Delayed per day	Max No of Veh in Queue per lane	Crossing Delay per stopped veh (min/veh)	Avg Delay per Vehicle (All vehicles) (sec/veh)	Level of Service	Level of Service wth Mitigation
Calhoun	N-120	5453B9C	MICHIGAN AVE	2	13,431	5.4	35	5,600	117	31	3.32	3.47	A	12.0	35	5,000	218	29	3.04	6.46	B	
Calhoun	N-120	545405J	20TH ST	2	6,229	5.4	20	5,600	86	23	4.28	7.09	B	12.0	20	5,000	173	21	3.89	12.98	B	
Calhoun	N-120	545407X	HELMER RD	4	12,650	5.4	50	5,600	84	11	2.07	1.65	A	12.0	50	5,000	173	10	1.91	3.12	A	
Jackson	N-120	545284N	MILWAUKEE ST	4	19,178	5.4	40	5,600	152	20	2.67	2.52	A	12.0	40	5,000	310	19	2.46	4.72	A	
Jackson	N-120	545285V	MICHIGAN AVE	3	23,966	5.4	40	5,600	188	33	3.27	3.07	A	12.0	40	5,000	384	31	3.00	5.76	B	
Jackson	N-120	545286C	COOPER ST (M-106)	2	7,800	5.4	40	5,600	61	15	2.54	2.39	A	12.0	40	5,000	125	15	2.33	4.47	A	
Jackson	N-120	545289X	BLACKSTONE ST	2	8,036	5.4	40	5,600	63	17	2.55	2.40	A	12.0	40	5,000	129	15	2.34	4.50	A	
Jackson	N-120	545290S	STEWARD AVE	2	6,340	5.4	40	5,600	50	13	2.44	2.29	A	12.0	40	5,000	101	12	2.24	4.30	A	
Jackson	N-120	545292F	N. WISNER ST	2	13,007	5.4	40	5,600	102	27	2.96	2.78	A	12.0	40	5,000	208	25	2.72	5.21	B	
Jackson	N-120	545293M	WILDWOOD ST	2	6,408	5.4	40	5,600	50	13	2.44	2.30	A	12.0	40	5,000	103	12	2.24	4.31	A	
Jackson	N-120	545294U	ROBINSON RD	4	12,000	5.4	30	5,600	80	11	2.05	1.63	A	12.0	50	5,000	164	10	1.89	3.09	A	
Jackson	N-121	545281T	S. ELM AVE	4	7,637	2.9	35	5,600	36	9	2.54	1.42	A	12.1	35	5,000	136	8	2.32	4.97	A	
Jackson	N-121	545276W	FIFTH ST	4	9,200	2.9	50	5,600	33	8	1.98	0.85	A	12.1	50	5,000	127	8	1.83	3.01	A	
Kalamazoo	N-120	545426C	BURGES	2	8,576	5.4	45	5,600	62	16	2.37	2.04	A	12	45	5,000	126	15	2.18	3.85	A	
Kalamazoo	N-120	545472D	OLIVER ST	3	5,800	5.4	30	5,600	57	10	2.87	3.39	A	12	30	5,000	116	9	2.62	6.27	B	
Kalamazoo	N-120	545470P	MICHIGAN	2	14,750	5.4	30	5,600	145	39	3.92	4.63	A	12	30	5,000	294	35	3.58	8.58	B	
Kalamazoo	N-120	545462X	PARK ST	2	16,000	5.4	30	5,600	157	42	4.10	4.83	A	12.0	30	5,000	319	38	3.74	8.95	B	
Kalamazoo	N-120	545418K	M-96 DICKMAN RD	2	7,649	5.4	50	5,600	51	14	2.14	1.71	A	12.0	50	5,000	104	13	1.98	3.23	A	
Kalamazoo	N-120	545450D	MICHIGAN AVE	2	6,600	5.4	50	5,600	44	12	2.08	1.66	A	12.0	50	5,000	90	11	1.92	3.14	A	
Kalamazoo	N-120	545454F	HARRISON ST	2	5,975	5.4	10	5,600	59	16	3.03	3.57	A	12.0	30	5,000	119	14	2.77	6.62	B	
Monroe	C-040	232148X	STEWART RD	4	12,330	21.9	40	6,000	413	14	2.56	10.29	B	33.1	40	6,200	641	14	2.63	16.37	C	
Monroe	C-040	232147R	ELM	2	9,660	21.9	40	6,000	324	21	2.82	11.33	B	33.1	40	6,200	502	22	2.89	18.02	C	
Monroe	C-040	232146J	FRONT ST	3	16,237	21.9	35	6,000	605	26	3.24	14.46	B	33.1	35	6,200	938	27	3.32	23.02	C	
Monroe	C-040	232140T	DUNBAR RD	2	8,510	21.9	40	6,000	285	19	2.73	10.97	B	33.1	40	6,200	442	19	2.80	17.44	C	
Monroe	C-040	232129T	LAKWOOD-LUNAPIER	2	8,761	21.9	40	6,000	294	19	2.75	11.04	B	33.1	40	6,200	455	20	2.82	17.56	C	
Washtenaw	N-121	545212K	DIXBORO RD	2	5,869	2.9	40	5,600	25	12	2.41	1.22	A	12.1	40	5,000	95	11	2.21	4.28	A	
Washtenaw	N-121	545215F	GEDDES RD	2	8,880	2.9	40	5,600	37	19	2.61	1.32	A	12.1	40	5,000	143	17	2.40	4.65	A	
Washtenaw	N-121	545241V	M-52	2	13,746	2.9	40	5,600	58	29	3.03	1.53	A	12.1	40	5,000	222	26	2.78	5.38	B	
Washtenaw	N-121	545209C	LEFORGE ST	3	10,790	2.9	40	5,600	45	15	2.49	1.26	A	12.1	40	5,000	174	14	2.29	4.44	A	
Washtenaw	N-121	545207N	FORREST ST	4	10,000	2.9	40	5,600	42	10	2.36	1.19	A	12.1	40	5,000	161	10	2.16	4.19	A	
Washtenaw	N-121	545206G	CROSS ST	3	8,000	2.9	40	5,600	34	11	2.38	1.20	A	12.1	40	5,000	129	10	2.18	4.22	A	
Wayne	N-121	545176S	GULLEY RD	2	8,917	2.9	50	5,600	32	16	2.22	0.95	A	12.1	50	5,000	123	15	2.05	3.38	A	
Wayne	N-121	545169G	MONROE ST	2	5,000	2.9	50	5,600	18	9	2.00	0.86	A	12.1	50	5,000	69	8	1.84	3.04	A	
Wayne	N-121	511945J	CENTRAL	4	11,300	2.9	15	5,600	108	27	5.43	6.22	B	12.1	15	5,000	407	24	4.91	21.23	C	
Wayne	N-121	512363H	LYNO	4	11,370	2.9	15	5,600	109	27	5.44	6.23	B	12.1	15	5,000	410	24	4.92	21.25	C	
Wayne	N-121	545178F	JOHN DALY RD	3	10,000	2.9	50	5,600	36	12	2.09	0.89	A	12.1	50	5,000	138	11	1.93	3.18	A	
Wayne	N-121	545182V	HENRY RUFF RD	2	10,000	2.9	50	5,600	36	18	2.29	0.98	A	12.1	50	5,000	138	16	2.11	3.48	A	
Wayne	N-121	545184J	MERRIMAN RD	5	15,454	2.9	50	5,600	55	11	2.06	0.88	A	12.1	50	5,000	212	10	1.90	3.14	A	
Wayne	N-121	545186X	VENOY AVE	4	7,325	2.9	50	5,600	26	6	1.93	0.83	A	12.1	50	5,000	101	6	1.78	2.94	A	
Wayne	N-121	545187E	HOWE AVE	4	6,762	2.9	50	5,600	24	6	1.92	0.82	A	12.1	50	5,000	93	6	1.77	2.92	A	
Wayne	N-121	545193H	HAGGERTY RD	2	5,830	2.9	50	5,600	21	10	2.04	0.87	A	12.1	50	5,000	80	10	1.88	3.11	A	
Wayne	N-121	545191U	HANNAN RD	2	5,560	2.9	50	5,600	20	10	2.01	0.87	A	12.1	50	5,000	76	9	1.87	3.09	A	
Wayne	S-020	511020X	INKSTER RD	2	5,742	2.0	25	5,600	24	17	1.50	1.77	A	11.2	25	5,000	124	16	3.18	8.24	B	
Wayne	S-020	511027V	PENNSYLVANIA RD	2	10,568	2.0	25	5,600	45	32	4.00	2.03	A	11.2	25	5,000	228	29	3.64	9.41	B	

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STB FD

1-7-98

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28768  
SEC

SERVICE DATE - JANUARY 7, 1998

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
--CONTROL AND OPERATING LEASES/AGREEMENTS--  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 61

Decided: January 6, 1998

On December 23, 1997, The Chemical Manufacturers Association (CMA) and The Society of the Plastics Industry, Inc. (SPI) filed a motion for leave to file comments on the agreement entered between applicants<sup>1</sup> and the National Industrial Transportation League (NITL) on or about December 12, 1997.<sup>2</sup> CMA and SPI indicate that their comments are directed solely to the NITL agreement and that, in view of the relatively short time that has elapsed since the December 15, 1997 due date for comments on other parties' requests for conditions, applicants will not be prejudiced by the filing of their proffered comments.

Applicants replied on December 30, 1997. Although applicants oppose the motion by CMA and SPI to file comments, they request an opportunity to file rebuttal.

Because acceptance of the tendered comments can be accommodated without disruption to the schedule for the development of the record in this proceeding, the motion by CMA and SPI for leave to file comments will be granted. Applicants' rebuttal will be due on January 14, 1998.

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<sup>1</sup> "Applicants" refers to CSX Corporation and CSX Transportation, Inc. (collectively CSX), Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively NS), and Conrail Inc., and Consolidated Rail Corporation (collectively Conrail). In this proceeding, applicants seek approval and authorization under 49 U.S.C. 11323-25 for: (1) the acquisition by CSX and NS of control of Conrail; (2) and the division of Conrail's assets by and between CSX and NS.

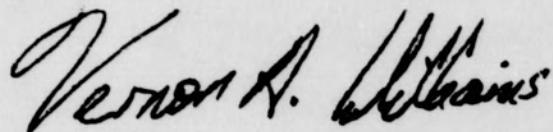
<sup>2</sup> The motion is designated and referred to herein as CMA-17/SPI-11. Movants' comments (CMA-18/SPI-12) were tendered with the motion.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. The motion (CMA-17/SPI-11) for leave to file comments to the NITL agreement is granted. Movants' tendered comments (CMA-18/SPI-12) are accepted into the record.
2. Applicants' rebuttal will be due on January 14, 1998.
3. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary.



Vernon A. Williams  
Secretary

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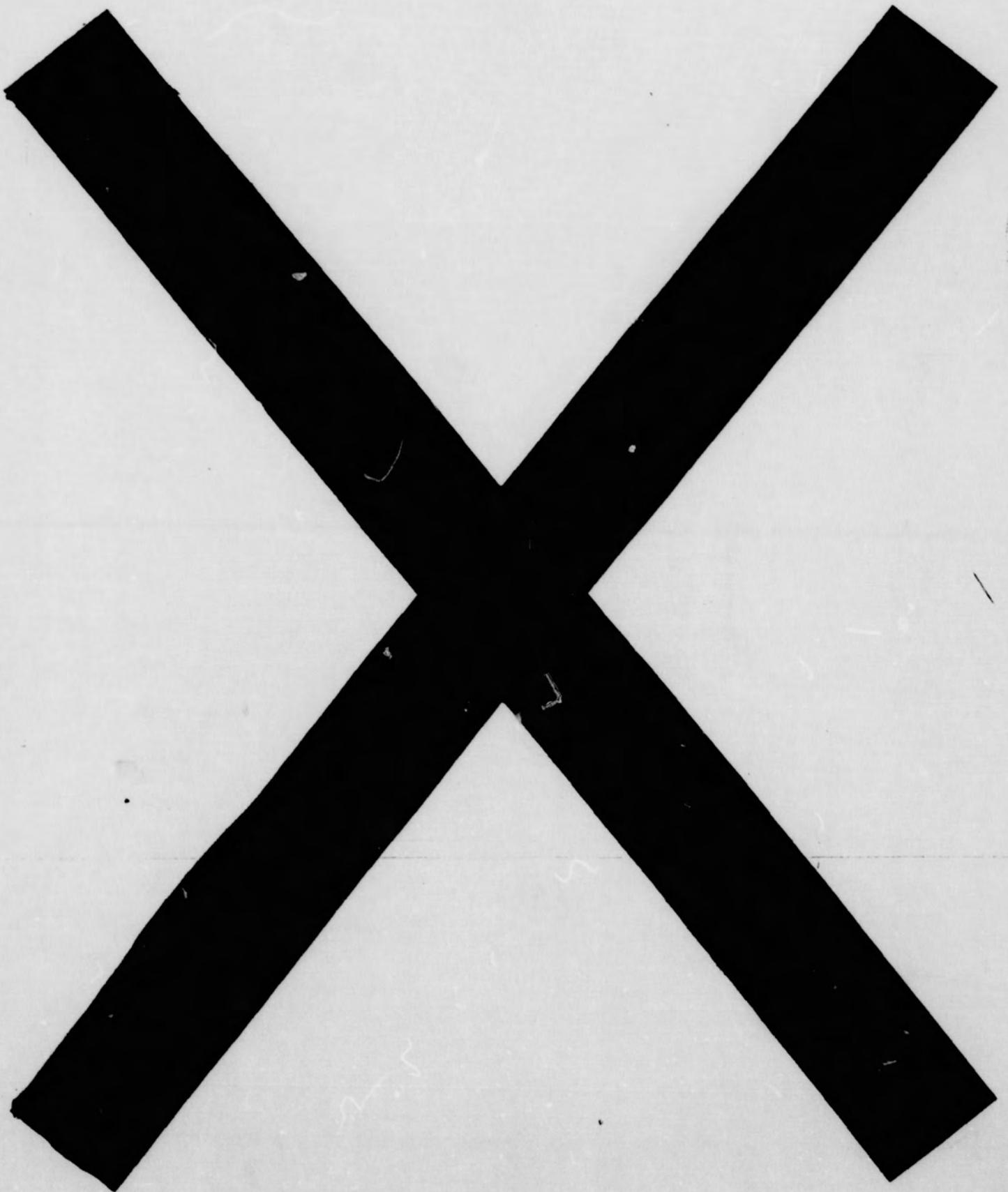
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SERVICE DATE - DECEMBER 14, 2000

This decision will be included in the bound volumes of the STB printed reports at a later date.

**SURFACE TRANSPORTATION BOARD**

**STB Finance Docket No. 33388**

**CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
— CONTROL AND OPERATING LEASES/AGREEMENTS —  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION**

**Decision No. 178**

**Decided: December 12, 2000**

Environmental Condition No. 11 of Appendix Q of Decision No. 89<sup>1</sup> (Decision No. 89, slip op. at 401-02), requires Applicants, with the concurrence of the responsible local governments, to mitigate train wayside noise (locomotive engine and wheel/rail noise) at noise-sensitive receptor locations on certain rail line segments. Environmental Condition No. 11 further provides that, "Applicants shall certify compliance with this condition within 2 years of the effective date of the Board's final decision. This condition shall not apply to those communities that have executed Negotiated Agreements with Applicants that satisfy the communities' environmental concerns."<sup>2</sup>

On October 27, 2000, NS provided us with a copy of a Negotiated Agreement between NS and the Town of Elkton, VA, dated September 22, 2000, and accepted by the Town of Elkton on September 29, 2000. According to NS, this Negotiated Agreement effectuates the Board's preference for privately negotiated solutions stated in Decision No. 89, slip op. at 153. NS requests that Environmental Condition No. 11 be amended to reflect the parties' Negotiated

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<sup>1</sup> In Decision No. 89, served July 23, 1998, we approved, subject to certain conditions, including environmental mitigation conditions, the acquisition of control of Conrail Inc., and Consolidated Rail Corporation (collectively, Conrail) and the division of Conrail's assets by CSX Corporation and CSX Transportation, Inc. (collectively, CSX), and by Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, NS). CSX and NS are referred to as Applicants.

<sup>2</sup> Environmental Condition No. 11 required compliance with this provision within 2 years of the effective date of Decision No. 89, or by August 22, 2000. At the request of NS, by decision served on August 22, 2000, the compliance deadline in Environmental Condition No. 11 was extended 1 year until August 22, 2001, to allow NS to complete implementation of the condition through additional negotiated solutions with communities and an individualized noise mitigation program.

Agreement by deleting the Town of Elkton receptors from those identified on the Riverton Junction, VA, to Roanoke, VA line segment (N-100), and that the Negotiated Agreement between NS and the Town of Elkton be added to the NS Subsection of Environmental Condition No. 51 of Appendix Q in Decision No. 89, which requires NS to comply with the terms of all Negotiated Agreements developed with states, local communities, and other entities regarding environmental issues associated with the Corrail transaction. See Decision No. 89, slip op. at 420-21. The Town of Elkton concurs with the request.

In view of the Negotiated Agreement between NS and the Town of Elkton, VA, we will: (1) add the Negotiated Agreement to Environmental Condition No. 51 of Appendix Q of Decision No. 89; and (2) amend Environmental Condition No. 11 of Appendix Q of Decision No. 89 to delete the Town of Elkton receptors from those identified on the Riverton Junction, VA, to Roanoke, VA line segment because the noise mitigation for that community has been superseded by the NS/Town of Elkton Negotiated Agreement.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

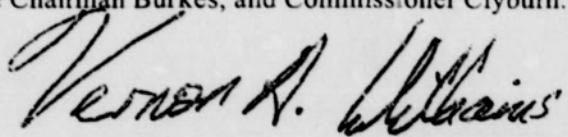
1. This proceeding is reopened.
2. In accordance with the Negotiated Agreement between NS and the Town of Elkton, VA, dated September 22, 2000, and accepted by the Town of Elkton on September 29, 2000, the following is added to the NS Subsection of Environmental Condition No. 51 of Appendix Q of Decision No. 89:

**22. Town of Elkton, Virginia, Negotiated Agreement dated September 22, 2000, and accepted by the Town of Elkton on September 29, 2000.**
3. In addition, Environmental Condition No. 11 of Appendix Q of Decision No. 89 is amended to delete the receptors that meet wayside noise mitigation criteria applicable to the Town of Elkton from those identified on the Riverton Junction, VA, to Roanoke, VA line segment because such receptors/noise mitigation have been superseded by the Negotiated Agreement.

STB Finance Docket No. 33388

4. This decision is effective on the date of service.

By the Board, Chairman Morgan, Vice Chairman Burkes, and Commissioner Clyburn.



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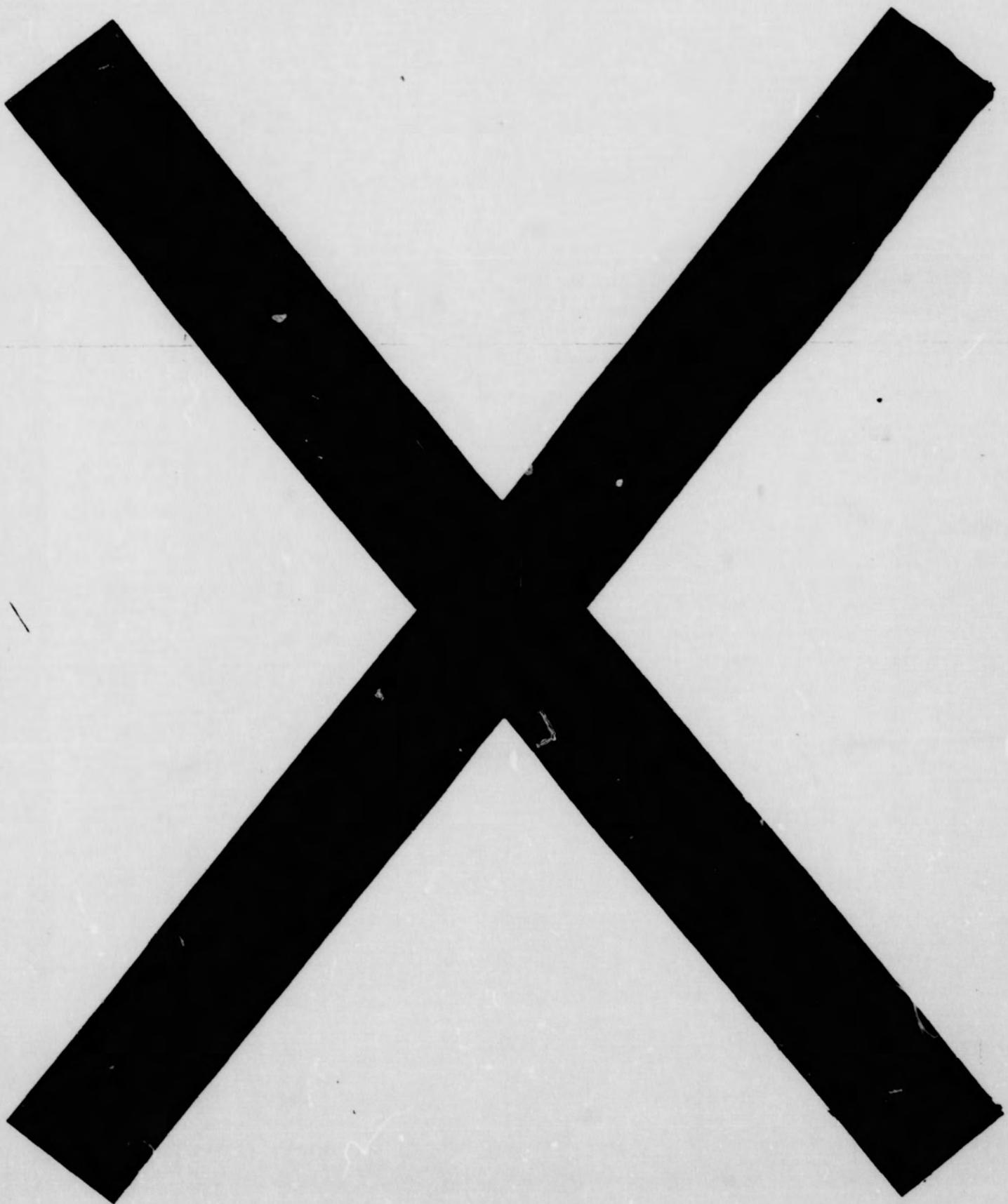
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SERVICE DATE - DECEMBER 5, 2000

This decision will be included in the bound volumes of the STB printed reports at a later date.

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
— CONTROL AND OPERATING LEASES/AGREEMENTS —  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 177

Decided: December 4, 2000

Environmental Condition No. 11 of Appendix Q of Decision No. 89<sup>1</sup> (Decision No. 89, slip op. at 401-02), requires Applicants, with the concurrence of the responsible local governments, to mitigate train wayside noise (locomotive engine and wheel/rail noise) at noise-sensitive receptor locations on certain rail line segments. Environmental Condition No. 11 further provides that: "Applicants shall certify compliance with this condition within 2 years of the effective date of the Board's final decision. This condition shall not apply to those communities that have executed Negotiated Agreements with Applicants that satisfy the communities' environmental concerns."<sup>2</sup>

On October 27, 2000, NS provided us with a copy of a Negotiated Agreement between NS and the Town of Stanley, VA, dated September 8, 2000, and accepted by the Town of Stanley on October 13, 2000. According to NS, this Negotiated Agreement effectuates the Board's preference for privately negotiated solutions stated in Decision No. 89, slip op. at 153. NS requests that Environmental Condition No. 11 be amended to reflect the parties' Negotiated

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<sup>1</sup> In Decision No. 89, served July 23, 1998, we approved, subject to certain conditions, including environmental mitigation conditions, the acquisition of control of Conrail Inc., and Consolidated Rail Corporation (collectively, Conrail) and the division of Conrail's assets by CSX Corporation and CSX Transportation, Inc. (collectively, CSX), and by Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, NS). CSX and NS are referred to as Applicants.

<sup>2</sup> Environmental Condition No. 11 required compliance with this provision within 2 years of the effective date of Decision No. 89, or by August 22, 2000. At the request of NS, by decision served on August 22, 2000, the compliance deadline in Environmental Condition No. 11 was extended 1 year until August 22, 2001, to allow NS to complete implementation of the condition through additional negotiated solutions with communities and an individualized noise mitigation program.

Agreement by deleting the Town of Stanley receptors from those identified on the Riverton Junction, VA, to Roanoke, VA line segment (N-100), and that the Negotiated Agreement between NS and the Town of Stanley be added to the NS Subsection of Environmental Condition No. 51 of Appendix Q in Decision No. 89, which requires NS to comply with the terms of all Negotiated Agreements developed with states, local communities, and other entities regarding environmental issues associated with the Conrail transaction. See Decision No. 89, slip op. at 420-21. The Town of Stanley concurs with the request.

In view of the Negotiated Agreement between NS and the Town of Stanley, VA, we will: (1) add the Negotiated Agreement to Environmental Condition No. 51 of Appendix Q of Decision No. 89; and (2) amend Environmental Condition No. 11 of Appendix Q of Decision No. 89 to delete the Town of Stanley receptors from those identified on the Riverton Junction, VA, to Roanoke, VA line segment because the noise mitigation for that community has been superseded by the NS/Town of Stanley Negotiated Agreement.

This action 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. In accordance with the Negotiated Agreement between NS and the Town of Stanley, VA, dated September 8, 2000, and accepted by the Town of Stanley on October 13, 2000, the following is added to the NS Subsection of Environmental Condition No. 51 of Appendix Q of Decision No. 89:

**21. Town of Stanley, Virginia, Negotiated Agreement dated September 8, 2000, and accepted by the Town of Stanley on October 13, 2000.**
3. In addition, Environmental Condition No. 11 of Appendix Q of Decision No. 89 is amended to delete the receptors that meet wayside noise mitigation criteria applicable to the Town of Stanley from those identified on the Riverton Junction, VA, to Roanoke, VA line segment because such receptors/noise mitigation have been superseded by the Negotiated Agreement.

STB Finance Docket No. 33388

4. This decision is effective on the date of service.

By the Board, Chairman Morgan, Vice Chairman Burkes, and Commissioner Clyburn.

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SERVICE DATE - DECEMBER 30, 1999

This Decision Will Be Included in The STB Bound Volumes of Printed Reports at a Later Date

**SURFACE TRANSPORTATION BOARD**

**STB Finance Docket No. 33388**

**CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
--CONTROL AND OPERATING LEASFS/AGREEMENTS--  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION**

**Decision No. 137**

**Decided: December 27, 1999**

Environmental Condition No. 11 of Appendix Q of Decision No. 89<sup>1</sup> (Decision No. 89, slip op. at 401-02) requires Applicants, with the concurrence of the responsible local government's, to mitigate train wayside noise (locomotive engine and wheel/rail noise) at noise-sensitive receptor locations on certain rail line segments. Environmental Condition No. 11 further provides that: "Applicants shall certify compliance with this condition within 2 years of the effective date of the Board's final decision. This condition shall not apply to those communities that have executed Negotiated Agreements with Applicants that satisfy the communities' environmental concerns."

On December 13, 1999, CSX provided us with a copy of a Negotiated Agreement between CSX and the Township of Washington, Wood County, Tontogany, OH (Washington) dated November 16, 1999, and accepted by Washington on November 16, 1999. According to CSX, this Negotiated Agreement effectuates the Board's preference for privately negotiated solutions stated in Decision No. 89, slip op. at 153. CSX requests that Environmental Condition No. 11 be amended to reflect the parties' Negotiated Agreement by deleting the Township of Washington receptors from those identified on the Deshler to Toledo, OH line segment (C-065), and that the Negotiated Agreement between CSX and Washington be added to the CSX Subsection of Environmental Condition No. 51 of Appendix Q in Decision No. 89, which requires CSX to comply with the terms of all Negotiated Agreements developed with states, local communities, and other entities regarding environmental issues associated with the Conrail transaction. See Decision No. 89, slip op. at 420-21. Washington concurs with the request.

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<sup>1</sup> In Decision No. 89, served July 23, 1998, we approved, subject to certain conditions, including environmental mitigation conditions, the acquisition of control of Conrail Inc., and Consolidated Rail Corporation (collectively, Conrail), and the division of Conrail's assets by CSX Corporation and CSX Transportation, Inc. (collectively, CSX), and Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, NS). CSX and NS are referred to as Applicants.

In view of the Negotiated Agreement between CSX and Washington, we will: (1) add the Negotiated Agreement to Environmental Condition No. 51 of Appendix Q of Decision No. 89, and (2) amend Environmental Condition No. 11 of Appendix Q of Decision No. 89 to delete the Township of Washington receptors from those identified on the Deshler to Toledo, OH line segment because the noise mitigation for that community has been superseded by the CSX/Washington Negotiated Agreement.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

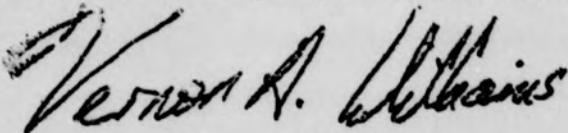
1. This proceeding is reopened.
2. In accordance with the Negotiated Agreement between CSX and the Township of Washington, Wood County, Tontogany, OH, executed on November 16, 1999, the following is added to the CSX Subsection of Environmental Condition No. 51 of Appendix Q of Decision No. 89:

**19. Township of Washington, Wood County, Tontogany, Ohio, dated November 16, 1999,**

3. In addition, Environmental Condition No. 11 of Appendix Q of Decision No. 89 is amended to delete the receptors that meet wayside noise mitigation criteria applicable to the Township of Washington, Wood County, Tontogany, OH, from those identified on the Deshler to Toledo, OH line segment because such receptors/noise mitigation have been superseded by the Negotiated Agreement.

4. This decision is effective on the date of service.

By the Board, Chairman Morgan, Vice Chairman Clyburn, and Commissioner Burkes.



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Records: 358

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SERVICE DATE - DECEMBER 30, 1999

This Decision Will Be Included in The STB Bound Volumes of Printed Reports at a Later Date

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33388

CSX CORPORATION AND CSX TRANSPORTATION, INC.,  
NORFOLK SOUTHERN CORPORATION AND  
NORFOLK SOUTHERN RAILWAY COMPANY  
--CONTROL AND OPERATING LEASES/AGREEMENTS--  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision No. 136

Decided: December 27, 1999

Environmental Condition No. 11 of Appendix Q of Decision No. 89<sup>1</sup> (Decision No. 89, slip op. at 401-02) requires Applicants, with the concurrence of the responsible local governments, to mitigate train wayside noise (locomotive engine and wheel/rail noise) at noise-sensitive receptor locations on certain rail line segments. Environmental Condition No. 11 further provides that: "Applicants shall certify compliance with this condition within 2 years of the effective date of the Board's final decision. This condition shall not apply to those communities that have executed Negotiated Agreements with Applicants that satisfy the communities' environmental concerns."

On December 13, 1999, CSX provided us with a copy of a Negotiated Agreement between CSX and the City of Tontogany, OH (Tontogany) dated November 22, 1999, and accepted by Tontogany on November 22, 1999. According to CSX, this Negotiated Agreement effectuates the Board's preference for privately negotiated solutions stated in Decision No. 89, slip op. at 153. CSX requests that Environmental Condition No. 11 be amended to reflect the parties' Negotiated Agreement by deleting Tontogany from the list of communities on the Deshler to Toledo, OH line segment (C-065), and that the Negotiated Agreement between CSX and Tontogany be added to the CSX Subsection of Environmental Condition No. 51 of Appendix Q in Decision No. 89, which requires CSX to comply with the terms of all Negotiated Agreements developed with states, local communities, and other entities regarding environmental issues associated with the Conrail transaction. See Decision No. 89, slip op. at 420-21. Tontogany concurs with the request.

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<sup>1</sup> In Decision No. 89, served July 23, 1998, we approved, subject to certain conditions, including environmental mitigation conditions, the acquisition of control of Conrail Inc., and Consolidated Rail Corporation (collectively, Conrail), and the division of Conrail's assets by CSX Corporation and CSX Transportation, Inc. (collectively, CSX), and Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, NS). CSX and NS are referred to as Applicants.

In view of the Negotiated Agreement between CSX and Tontogany, we will: (1) add the Negotiated Agreement to Environmental Condition No. 51 of Appendix Q of Decision No. 89, and (2) amend Environmental Condition No. 11 of Appendix Q of Decision No. 89 to delete Tontogany because the noise mitigation for that community has been superseded by the CSX/Tontogany Negotiated Agreement.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

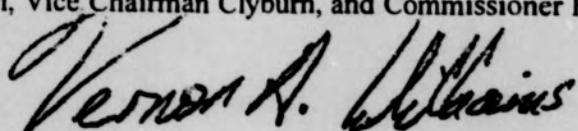
1. This proceeding is reopened.
2. In accordance with the Negotiated Agreement between CSX and the City of Tontogany, OH, executed on November 22, 1999, the following is added to the CSX Subsection of Environmental Condition No. 51 of Appendix Q of Decision No. 89:

**18. City of Tontogany, Ohio, dated November 22, 1999.**

3. In addition, Environmental Condition No. 11 of Appendix Q of Decision No. 89 is amended to delete the noise mitigation applicable to Tontogany, OH, because it has been superseded by the Negotiated Agreement.

4. This decision is effective on the date of service.

By the Board, Chairman Morgan, Vice Chairman Clyburn, and Commissioner Burkes.



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SERVICE DATE - DECEMBER 15, 1999

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**DEPARTMENT OF TRANSPORTATION**

**Surface Transportation Board**

**[STB Finance Docket No. 33388 (Sub-No. 90)]<sup>1</sup>**

**CSX Corporation and CSX Transportation, Inc., Norfolk Southern Corporation and Norfolk Southern Railway Company — Control and Operating Leases/Agreements — Conrail Inc. and Consolidated Rail Corporation (Buffalo Rate Study)**

**ACTION: Decision No. 1; Notice of Buffalo Rate Study Proceeding and Request for Comments.**

**SUMMARY:** In 1998, the Board approved, subject to certain conditions: (1) the acquisition of control of Conrail Inc. and Consolidated Rail Corporation (collectively, Conrail) by (a) CSX Corporation and CSX Transportation, Inc. (collectively, CSX) and (b) Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, NS); and (2) the division of the assets of Conrail by and between CSX and NS. One of the conditions imposed called for a 3-year study of rail rates in the State of New York's Buffalo area (the Buffalo Rate Study or the Study) following the division of Conrail's assets, which occurred on June 1, 1999. Through this decision, we are initiating our Buffalo Rate Study to examine linehaul and switching rates for rail movements into and out of the Buffalo area. We are requiring certain information to be submitted by CSX and NS, and are requesting public comments to develop a more complete record. We are also setting the timetable for the submission of additional information and comments as the Study progresses.

**DATES:** For the initial 6-month review, the carriers' rail 100% waybill files for the period beginning June 1, 1997, and ending November 30, 1999, should be made available to all interested parties and to Board staff by December 30, 1999. CSX and NS comprehensive filings are due by January 14, 2000; comments from other parties are due by February 14, 2000; and CSX and NS replies to comments are due by February 29, 2000.

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<sup>1</sup> A copy of this decision is being served on all persons designated as POR, MOC, or GOV on the service list in STB Finance Docket No. 33388.

STB Finance Docket No. 33388 (Sub-No. 90)

For the first full-year review, the carriers' rail 100% waybill files for the period ending May 31, 2000, should be made available to all interested parties and to Board staff by June 30, 2000. CSX and NS comprehensive filings are due by July 14, 2000; comments from all interested parties are due by August 14, 2000; and CSX and NS replies to comments are due by August 29, 2000.

**ADDRESSES:** An original and 25 copies of all documents must refer to STB Finance Docket No. 33388 (Sub-No. 90) and must be sent to: Surface Transportation Board, Office of the Secretary, Case Control Unit, Attn: STB Finance Docket No. 33388 (Sub-No. 90), 1925 K Street, N.W., Washington, DC 20423-0001. In addition, one copy of all documents in this proceeding must be sent to each representative: (1) Dennis G. Lyons, Esq., Arnold & Porter, 555 12th Street, N.W., Washington, DC 20004-1202; and (2) Richard A. Allen, Esq., Zuckert, Scoutt & Rasenberger, L.L.P., 888 Seventeenth Street, N.W., Washington, DC 20006-3939.

In addition to submitting an original and 25 copies of all paper documents filed with the Board, parties also must submit, on 3.5-inch IBM-compatible floppy diskettes (disks) or compact discs (CDs), copies of all pleadings and attachments (e.g., textual materials, electronic workpapers, data bases and spreadsheets used to develop quantitative evidence) and clearly label pleadings and attachments and corresponding computer diskettes with an identification acronym and pleading number. Textual materials must be in, or convertible by and into, WordPerfect 7.0. Electronic spreadsheets must be in, or convertible by and into, Lotus 1-2-3 97 Edition, Excel Version 7.0, or Quattro Pro Version 7.0. Parties may individually seek a waiver from the disk-CD requirement. The computer data contained on the computer diskettes and CDs submitted will be subject to the protective order discussed below.

**FOR FURTHER INFORMATION, CONTACT:** Michael A. Redisch, (202) 565-1544. [TDD for the hearing impaired: (202) 565-1695.]

#### BACKGROUND

In Decision No. 89, served on July 23, 1998, in STB Finance Docket No. 33388 (Conrail), we approved, subject to certain conditions, the acquisition of control of Conrail by CSX and NS and the division of the assets of Conrail by and between CSX and NS. That division occurred on June 1, 1999. Prior to this, rail service in the Buffalo area<sup>2</sup> was

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<sup>2</sup> The Erie-Niagara Rail Steering Committee (ENRSC), an ad hoc committee representing businesses located in the New York State counties of Erie and Niagara, and in  
(continued...)

dominated by Conrail. The Greater Buffalo interests were particularly critical of Conrail's pre-transaction market power in the area.

We determined that, while the method we approved for the division of Conrail's Buffalo-area assets — with the largest share going to CSX — would not create direct two-railroad service for all shippers in the Buffalo area, it would improve local competition significantly.<sup>3</sup>

As a precautionary measure, we also imposed a condition that called for a 3-year study of rail rates in the Buffalo area following the division of Conrail's assets and the integration of those assets into CSX and NS, which occurred on June 1, 1999. We will begin our Buffalo Rate Study with an initial review of the first 6 months (June 1, 1999, through November 30, 1999), which will be followed by a review of the first year (June 1, 1999, through May 31, 2000).

#### COMMENTS AND INFORMATION REQUESTED

In this initial stage of the Buffalo Rate Study, we will require that CSX and NS file information sufficient for us to determine that they are in compliance with all the conditions related to switching that we have imposed in the Buffalo area.<sup>4</sup> We will also require CSX

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<sup>2</sup>(...continued)

those parts of Chautauqua County that lie north or east of CP 58 near Westfield, referred to this area as the Niagara Frontier region. We will use this term, as well as the Greater Buffalo area or the Buffalo area, interchangeably. See Conrail, Decision No. 89, slip op. at 305-06, n.505.

<sup>3</sup> We found that the transaction would result in a much stronger "second railroad" presence in the Buffalo area than had been the case previously, especially given the enhancements we imposed. For example, in a settlement reached with the National Industrial Transportation League (NITL), CSX and NS agreed to mitigate the market power they would otherwise inherit from Conrail at exclusively served points where Conrail performed switching services, and we expanded those terms in approving the transaction and imposed that agreement as expanded and other settlement agreements pertaining to the Buffalo area, as discussed below, including certain representations made by CSX beneficial to that area.

<sup>4</sup> Conrail's switching fees had been \$450 within its Buffalo switching district and \$390 at other points in the Niagara frontier area. The NITL agreement retains switching for 10 years by CSX and NS for all facilities that received switching by Conrail to either of

(continued...)

and NS to submit information sufficient for us to determine the trend in rates for rail movements into and out of the Buffalo area for the period beginning June 1, 1997, which is before the parties submitted the Conrail application subsequently approved by us, until November 30, 1999. And we will require that CSX and NS make available to interested parties and to Board staff the Conrail, CSX, and NS rail 100% waybill files for rail movements into and out of the Buffalo area (subject to the protective order discussed below) for the period of June 1, 1997, through November 30, 1999, so that we may obtain an independent determination of the trends in rail rates into and out of the Buffalo area during this period.<sup>5</sup> Comprehensive filings addressing the matters discussed above are due from CSX and NS by January 14, 2000.

We are also requesting comments from shippers and their representatives, from other railroads serving the Buffalo area, and from other interested parties, seeking their views and evidence concerning trends in Buffalo-area rail rates and information to help us determine if local businesses and other railroads have available the switching rates to which they are

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<sup>4</sup>(...continued)

those carriers, and at an inflation-adjusted fee no higher than \$250 for the first 5 years. We extended the switching component of the NITL agreement to situations where shortlines paid switching charges to Conrail and where Conrail received switching services from NS or CSX (Conrail, Decision No. 89, slip op. at 57). We also extended the NITL agreement to certain international rail movements into and out of Niagara Falls (*id.*, slip op. at 86-87).

While the NITL agreement covered only post-integration switching by CSX for NS and NS for CSX, CSX explained that it had also negotiated voluntary agreements with both Canadian National Railway Company and its affiliates (collectively, CN) and Canadian Pacific Railway Company and its affiliates (collectively, CP) that provide lower switching fees for enlarged volumes than formerly available to CN and CP from Conrail in the Greater Buffalo area. In addition, the agreements provide increased access to CN and CP for cross-border truck competitive traffic. We imposed these CN and CP settlements as conditions to our approval of the transaction.

<sup>5</sup> Our understanding is that information contained in the rail 100% waybill files for the period ending November 30, 1999, should be available by December 30, 1999. Proper documentation for these files, including a way to translate from Conrail's (old) freight station codes to CSX's and NS' (new) freight station codes, should also be made available at that time. Further, to facilitate the continued use of waybill data in this proceeding, CSX and NS should be prepared to provide updates to their original waybill submissions on a quarterly basis.

STB Finance Docket No. 33388 (Sub-No. 90)

entitled. Comments from all interested parties are due by February 14, 2000; and CSX and NS replies to comments are due by February 29, 2000.

Later next year, consistent with the June 1, 1999 division date, we will rebase this Buffalo Rate Study on a fiscal year ending May 31st of each year. Updates of the carriers' rail 100% waybill files for rail movements into and out of the Buffalo area for the period ending May 31, 2000, should be made available, subject to the protective order discussed below, to all interested parties and to Board staff by June 30, 2000. CSX and NS comprehensive filings are due by July 14, 2000; comments from other parties are due by August 14, 2000; and CSX and NS replies to comments are due by August 29, 2000.

**Protective Order.** Parties may submit filings (including waybill data and computer data ), as appropriate, under seal marked Confidential or Highly Confidential pursuant to the Protective Order entered in STB Finance Docket No. 33388 in Decision No. 1 (served April 16, 1997), as modified in various respects in Decision No. 4 (served May 2, 1997), Decision No. 15 (served August 1, 1997), Decision No. 22 (served August 21, 1997), Decision No. 46 (served October 17, 1997), and Decision No. 87 (served June 11, 1998). Waybill files being made available to interested parties shall be subject to this Protective Order.

**Service List.** A copy of this decision is being served on all persons designated as POR, MOC, or GOV on the service list in STB Finance Docket No. 33388. This decision will serve as a notice that persons who were parties of record in STB Finance Docket No. 33388 will not automatically be placed on the service list as parties of record for this Buffalo Rate Study proceeding. Any persons interested in being on the STB Finance Docket No. 33388 (Sub-No. 90) service list and receiving copies of CSX and NS filings relating to the Buffalo Rate Study must send us written notification with copies to the railroads' representatives.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

Decided: December 10, 1999.

By the Board, Chairman Morgan, Vice Chairman Clyburn, and Commissioner Burkes.

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