



City of Lindsay

EI-6729



PLANNING

P.O. Box 369 — Lindsay, California 93247 — 150 North Mirage Ave.
559 • 562 • 5945
559 • 562 • 5748 fax

November 27, 2007

Phyllis Johnson-Ball
Section of Environmental Analysis
Surface Transportation Board
395 E Street S.W.
Washington, D.C. 20423

RE: Docket No. AB-398 (Sub-No. 8X) San Joaquin Valley Railroad Company – Abandonment Exemption – in Tulare County, CA (between Exeter and Strathmore)

Dear Ms. Johnson-Ball,

The City Council of the City of Lindsay, CA adopted City of Lindsay Resolution No. 07-92 on November 27, 2007 opposing the abandonment and abandonment exemption of the San Joaquin Valley Railroad rail line between milepost 259.4 and milepost 268.6, referenced in Docket No. AB-398 (Sub-No. 8X). Certified copies of City of Lindsay Resolution No. 07-92 (enclosed) are hereby provided to the Section of Environmental Analysis, Surface Transportation Board and Louis E. Gitomer, Attorney for the San Joaquin Valley Railroad.

The San Joaquin Valley Railroad's notice of intent to file dated November 2, 2007, requested a response from the City within three weeks. Unfortunately, this notice was not received by City staff until November 15, 2007. The late date of receipt coupled with the Thanksgiving holiday delayed the City's response. Your understanding in this matter is greatly appreciated. Feel free to contact me if there are any questions or concerns regarding this matter.

Sincerely,


William Zigler
City Planner

cc: Scot B. Townsend, City Manager
Julia Lew, City Attorney

enclosure



RESOLUTION NO. 07-92

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDSAY OPPOSING THE ABANDONMENT AND ABANDONMENT EXEMPTION OF 9.20 MILES OF SAN JOAQUIN VALLEY RAILROAD LINE BETWEEN MILEPOST 259.4 AND 268.6 IN TULARE COUNTY, CALIFORNIA.

At a regularly scheduled meeting of the City Council of the City of Lindsay, held November 27, 2007, at the hour of 6:00 p.m. in the Council Chambers at City Hall, Lindsay, California 93247, the following resolution was adopted:

THAT WHEREAS, the San Joaquin Valley Railroad Company intends to file a petition to abandon a 9.20 mile segment of rail line between milepost 259.4 and milepost 268.6, which passes through and services the City of Lindsay; and

WHEREAS, this is the only rail line servicing Lindsay Foods International, 650 West Tulare Road, a local food processing plant, which shipped 67 railcars in 2006, shipped 70 railcars between January and October 2007, and plans to ultimately ship 150 railcars per year; and

WHEREAS, there are thirty-eight (38) acres of Heavy Industry zoned property, twenty-three (23) acres of Light Industry zoned property, and thirty-two (32) acres of mixed-use zoned property along this rail corridor within the City of Lindsay, that are dependent upon rail access for future industrial development; and

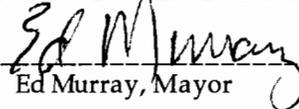
WHEREAS, the absence of rail service will adversely affect current industry, requiring shipment by truck, and will make the City and region less attractive for the development of future industry; and

WHEREAS, increased truck traffic will harmfully affect the region's air quality and place added congestion on local streets, roads, and highways.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Lindsay hereby opposes the abandonment and abandonment exemption of the 9.20 mile segment of rail line between milepost 259.4 and milepost 268.6, which passes through and services the City of Lindsay.

ADOPTED by the City Council of the City of Lindsay this 27th day of November, 2007.

CITY COUNCIL OF THE CITY OF LINDSAY


Ed Murray, Mayor

ATTEST:


Kenny Walker, City Clerk

CITY OF LINDSAY)
COUNTY OF TULARE)
STATE OF CALIFORNIA)

CITY CLERK CERTIFICATION

I, Kenny D. Walker, City Clerk of the City of Lindsay, do hereby certify that the foregoing is a full, true and correct copy of the original Resolution No. 07-92 adopted by the City Council of the City of Lindsay at a regular meeting duly held on the 27th day of November 2007, on motion of KIMBALL, second of VELASQUEZ, by the following vote, as the same appears of record and on file in my office:

AYES: KIMBALL, VELASQUEZ, SALINAS, PICASO, MURRAY.
NOES: None.
ABSENT: None.
ABSTAIN: None.

WITNESS my hand and Corporate City Seal of Lindsay this 27th day of November 2007.

OFFICE OF THE CITY CLERK OF LINDSAY

By Carmela Wilton, Deputy
Kenny D. Walker, City Clerk