

SURFACE TRANSPORTATION BOARD
SECTION OF ENVIRONMENTAL ANALYSIS

POST ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL RECOMMENDATIONS IN STB DOCKET NO. AB-33 (Sub No. 266X)

August 29, 2008

ABANDONMENT TYPE

The time for comments on the Environmental Assessment (EA) has expired in this:

Notice of Exemption Petition for Exemption Regulated Abandonment

NO NEW COMMENTS WERE RECEIVED

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SEA served an Environmental Assessment (EA) for this proceeding on July 25, 2008, for public review and comment. In the EA, SEA recommended three environmental conditions and concluded that the proposed action would not significantly impact the quality of the human environment.

Comments on the EA

SEA received two comments after issuance of the EA.

1. In a letter dated July 7, 2008, the City of Goodyear, AZ, requests that the Board find that the right-of-way is suitable for other public use, specifically trail use. The City of Goodyear has also submitted a Statement of Willingness to Assume Financial Responsibility.
2. In a letter dated August 6, 2008, UP states that it is not willing to negotiate with the City of Goodyear, AZ, regarding possible trail use. However, UP will negotiate with the City for a period of 180 days if required to do so by the Board.

Conclusions

The EA comment period has ended. Accordingly, SEA recommends that three conditions be imposed on any decision granting abandonment authority.

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