

FR-7035-01  
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INTERSTATE COMMERCE COMMISSION  
NOTICE OF EXEMPTION

[Docket No. AB-55 (Sub-No. 430X)]

CSX TRANSPORTATION, INC.--ABANDONMENT EXEMPTION--  
IN ALLEGHENY COUNTY, PA

SERVICE DATE

AUG 21 1992

CSX Transportation, Inc., has filed a notice of exemption under 49 CFR 1152 Subpart F--Exempt Abandonment to abandon a line of railroad between milepost BF-324.95, at Laughlin Junction, and milepost BF-327.85, at Grant Street, a distance of approximately 2.9 miles, in Pittsburgh, Allegheny County, PA.

Applicant has certified that: (1) no local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic on the line; (3) no formal complaint filed by a user of rail service on the line (or by a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Commission or with any U.S. District Court or has been decided in favor of the complainant within the 2-year period, and (4) that the requirements at 49 CFR 1105.12 (newspaper publication) and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under Oregon Short Line R. Co.--Abandonment--Goshen, 360 I.C.C. 91 (1979). To address whether this condition

adequately protects a partial revocation un

This exemption w unless stayed or a fo offer of financial as stay that do not invo expressions of intent 1152.27(c)(2),<sup>2</sup> and t 49 CFR 1152.29<sup>3</sup> must Petitions to reopen c under 49 CFR 1152.28 with:

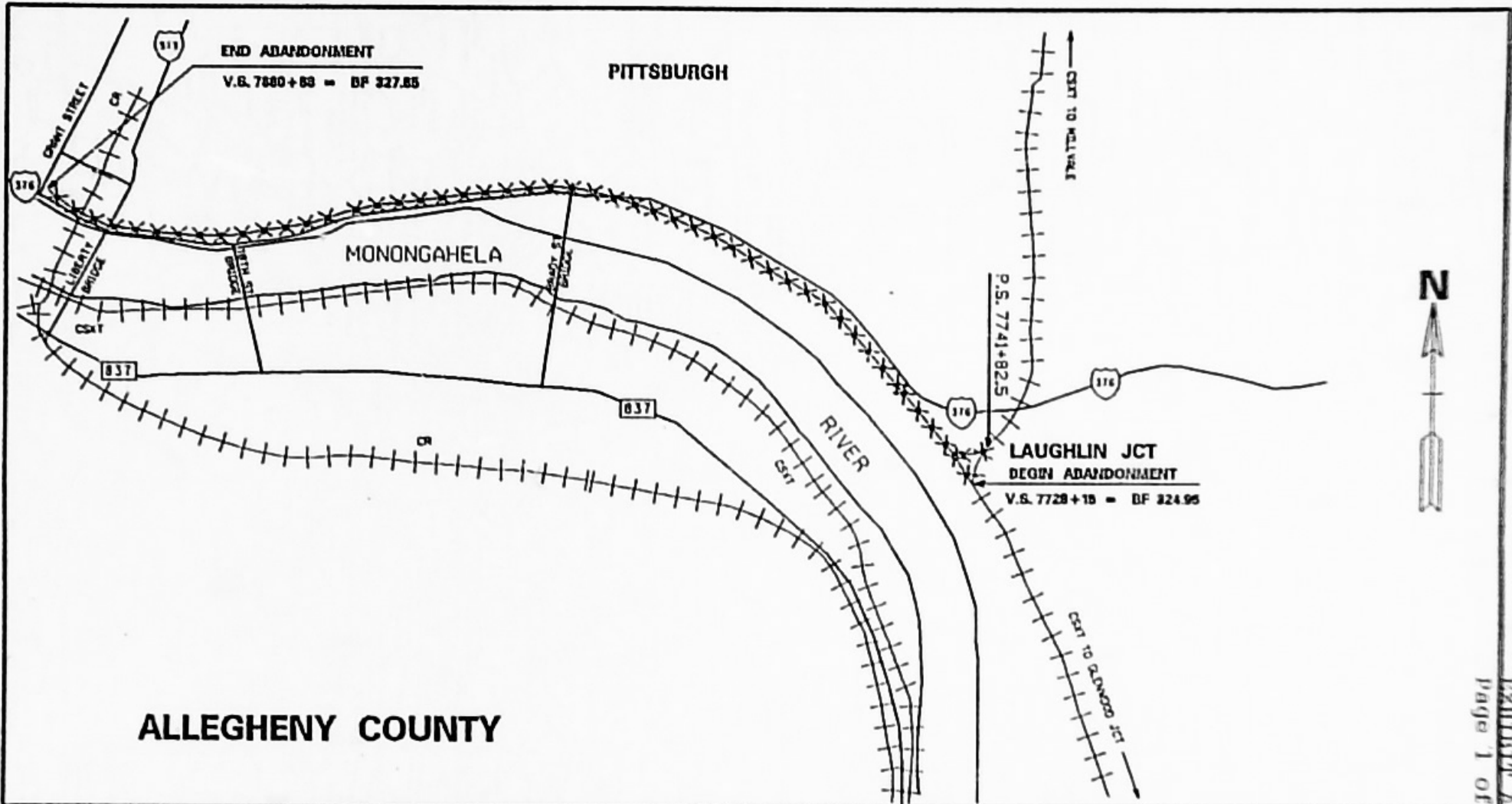
Office of t  
Case Contro  
Interstate  
Washington,

A copy of any pl  
be sent to applicant

<sup>1</sup> A stay will b decision on environm or by the Commission (SEE), cannot be mad notice of exemption. Lines, 5 I.C.C.2d 37 environmental ground the Commission may a date.

<sup>2</sup> See Exempt. c Assist., 4 I.C.C.2d

<sup>3</sup> The Commissi request as long as



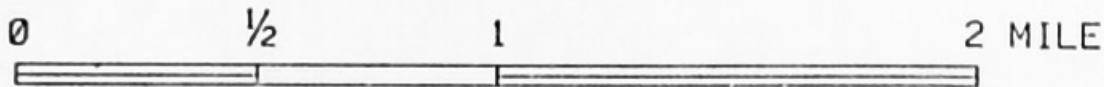
**ALLEGHENY COUNTY**

**PITTSBURGH**

**END ABANDONMENT**  
V.S. 7800+68 = BF 327.85

**LAUGHLIN JCT**  
**BEGIN ABANDONMENT**  
V.S. 7728+18 = BF 324.95

XXXXXXXXXX 2.90 MILES OF TRACK TO BE ABANDONED



**CSX TRANSPORTATION, INC**

PORTION OF PENNSYLVANIA

PA-154 w/s MAY 28, 1992

V. S. 89. 1/28-29 98- D- 511

BEFORE THE  
INTERSTATE COMMERCE COMMISSION

DOCKET NO. AB-55 (SUB-NO. 430X)

CSX TRANSPORTATION, INC. - ABANDONMENT  
IN ALLEGHENY COUNTY, PENNSYLVANIA

NOTICE OF EXEMPTION

CSX Transportation, Inc. ("CSXT") files this Notice of Exemption pursuant to the Commission's regulations at 49 C.F.R. §1152.50. This Notice of Exemption is for abandonment of CSXT's line of railroad from Milepost BF-324.95 at Laughlin Junction to Milepost BF-327.85 at Grant Street, a total distance of approximately 2.90 miles, located in Pittsburgh, Allegheny County, Pennsylvania (hereinafter "the line"). Maps showing the line are attached as Exhibit A. In accordance with the aforesaid regulations, CSXT makes the following responses:

RESPONSE TO 49 C.F.R. SECTION 1152.50(d)(2):

1. Proposed Consummation Date.

The proposed consummation date of this abandonment is September 21, 1992.

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line.

adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10505(d) must be filed.

This exemption will be effective on September 20, 1992, unless stayed or a formal expression of intent to file an offer of financial assistance (OFA) is filed. Petitions to stay that do not involve environmental issues,<sup>1</sup> formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>2</sup> and trail use/rail banking requests under 49 CFR 1152.29<sup>3</sup> must be filed by August 31, 1992. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by September 10, 1992, with:

Office of the Secretary  
Case Control Branch  
Interstate Commerce Commission  
Washington, DC 20423

A copy of any pleading filed with the Commission should be sent to applicant's representative:

<sup>1</sup> A stay will be issued routinely where an informed decision on environmental issues, whether raised by a party or by the Commission's Section of Energy and Environment (SEE), cannot be made before the effective date of the notice of exemption. See Exemption of Out-of-Service Rail Lines, 5 I.C.C.2d 377 (1989). Any entity seeking a stay on environmental grounds is encouraged to file promptly so that the Commission may act on the request before the effective date.

<sup>2</sup> See Exempt. of Rail Abandonment--Offers of Finan. Assist., 4 I.C.C.2d 164 (1987).

<sup>3</sup> The Commission will accept a late-filed trail use request as long as it retains jurisdiction to do so.

Charles M. Ro  
500 Water Str  
Jacksonville,

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information, the exempt

Applicant has file  
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environment and histor  
environmental assessm

Interested persons may c  
SEE (Room 3219, Intersta

DC 20423) or by calling  
(202) 927-6248. Comm

preservation matters mus  
EA is available to the p

Environmental, hist  
trail use/rail banking c

appropriate, in a subseq  
Decided: August 14,

By the Commission,

Office of Proceedings.



Charles M. Rosenberger  
500 Water Street J150  
Jacksonville, FL 32202

If the notice of exemption contains false or misleading information, the exemption is void ab initio.

Applicant has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. SEE will issue an environmental assessment (EA) by August 26, 1992.

Interested persons may obtain a copy of the EA by writing to SEE (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEE, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA is available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: August 14, 1992

By the Commission, Joseph H. Dettmar, Acting Director,

Office of Proceedings.



*Anne K. Quinlan*

Anne K. Quinlan  
Acting Secretary

Interstate Commerce Commission  
Office of the Secretary, Service Section  
Washington, D.C. 20423

Official Business  
Penalty For Private Use, \$300

Address Correction Requested