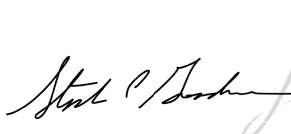


NJ TRANSITGRID TRACTION POWER SYSTEM
Combined Final Environmental Impact Statement/Record of Decision
Final Section 4(f) Evaluation

Prepared By:
Federal Transit Administration
NJ TRANSIT


Cooperating Agencies:
U.S. Environmental Protection Agency
U.S. Army Corps of Engineers

Participating Agencies:
U.S. Department of Energy, Federal Railroad Administration, Federal Emergency Management Agency,
U.S. Department of Housing and Urban Development, Amtrak, N.J. Department of Environmental
Protection, N.J. Board of Public Utilities, N.J. Department of Transportation, N.J. Office of Emergency
Management, N.J. Office of Homeland Security and Preparedness, N.J. Sports and Exposition Authority,
Hudson County Improvement Authority, Hudson County Planning, and Hudson-Essex-Passaic Soil
Conservation District.

 Digitally signed by
STEPHEN C GOODMAN
Date: 2020.04.15 09:03:52
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Stephen Goodman, PE
Regional Administrator
Federal Transit Administration - Region 2

04/15/2020
Date of Approval



Eric Daleo
Senior Vice President, Capital Programs
New Jersey Transit Corporation

4/14/2020

Date of Approval

The Federal Transit Administration (FTA), together with the New Jersey Transit Corporation (NJ TRANSIT), has prepared this combined Final Environmental Impact Statement (FEIS) and Record of Decision (ROD) pursuant to federal environmental laws, regulations and executive orders applicable during the environmental review process. These requirements include, but are not limited to, the National Environmental Policy Act (42 United States Code [U.S.C.] § 4321 et seq.), and implementing regulations (40 Code of Federal Regulations [CFR] Part 1500 et seq.); FTA Environmental Impact and Related Procedures (23 CFR Part 771); National Historic Preservation Act (54 U.S.C. § 306101 et seq.) and implementing regulations (36 CFR Part 800); Clean Air Act as amended (42 U.S.C. § 7401 et seq.) and implementing regulations (40 CFR Parts 51 and 93); Navigation and Navigable Waters (33 CFR Chapter 1 § 160-169) the Endangered Species Act of 1973 (16 U.S.C. § 1531 et seq.) and implementing regulations (50 CFR Part 402); Clean Water Act (33 U.S.C. § 1251 et seq.) and implementing regulations (33 CFR Part 320 et seq. and 40 CFR Part 230); Rivers and Harbors Act of 1899 (33 U.S.C. § 403); Coastal Zone Management Act (16 U.S.C. § 1451 to 1465); Bald and Golden Eagle Protection Act (16 U.S.C. § 668-668(c)); Endangered Species Act (16 U.S.C. § 1531 to 1544); Fish and Wildlife Coordination Act (16 U.S.C. § 661-667(e)); Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. § 1801 to 1891(d)); Migratory Bird Treaty Act (16 U.S.C. § 703-712); Pollutions and Harbors Act (16 U.S.C. § 1451 to 1465); Site Remediation Reform Act (N.J.S.A. 58:10C-1 et seq. [2013]); Resource Conservation and Recovery Act (42 U.S.C. § 321 et seq.); Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. § 9601 et seq.); Section 4(f) of the U.S. Department of Transportation (USDOT) Act (49 U.S.C. § 303 [1966]; 23 CFR § 774 [1966]); Executive Order 11990, *Protection of Wetlands*; USDOT Order 5650.2, *Flood Plain Management and Protection*; Construction and Operation of Public Parks and Recreational Facilities in Water Resource Development Projects (16 U.S.C. § 460); Preservation of Parklands (23 U.S.C. § 138); Policy on Lands, Wildlife and Waterfowl Refuges, and Historic Sites (49 U.S.C. § 303); National Primary and Secondary Ambient Air Quality Standards (40 CFR § 50); and Limitations on Certain Federal Assistance (42 U.S.C. § 7506).

Pursuant to 49 U.S.C. § 304a(b) and 23 U.S.C. § 139(n)(2), FTA is issuing a single document that consists of the FEIS and ROD as defined in US Department of Transportation's "Guidance on the Use of Combined Final Environmental Impact Statements/Records of Decision and Errata Sheets in National Environmental Policy Act Reviews" (April 25, 2019).

The primary purpose of this Combined Final Environmental Impact Statement (FEIS) /Record of Decision (ROD) (hereinafter referred to as Combined FEIS/ROD) is to respond to substantive comments received during the public comment period. Responses are in the form of factual corrections or clarifications. The ROD states the decision, identifies the alternatives considered in reaching the decision, and states the means to avoid, minimize, or mitigate impacts. Mitigation plans, including any enforcement and monitoring commitments are included in the ROD. The Final Section 4(f) Determination is included as Appendix A.

This Combined FEIS/ROD incorporates errata sheets within the FEIS and complies with the requirements 23 U.S.C. § 139(n) and 49 U.S.C. § 304a which require, to the maximum extent practicable, and unless certain conditions exist, that the lead United States Department of Transportation (USDOT) agency expeditiously develop a single NEPA document that combines the FEIS and ROD.

This combined FEIS/ROD is organized as follows:

- Chapter 1: FEIS
- Chapter 2: ROD

The Combined FEIS/ROD also contains appendices that include the following:

- APPENDIX A: Final Section 4(f) Evaluation
- APPENDIX B: Section 106 Determination and Programmatic Agreement
- APPENDIX C: Response to Agency and Public Comments
- APPENDIX D: Scoping Alternatives Analysis
- APPENDIX E: Public Outreach Update
- APPENDIX F: Agency Correspondence
- APPENDIX G: Draft Environmental Impact Statement

Based on its consideration of the environmental review documents, FTA finds that the project has met all applicable requirements. FTA further finds that this ROD is complete and supports the determination that all NEPA Requirements have been met.

If the FTA provides financial assistance for the design and/or construction of the Project, the FTA will require NJ TRANSIT to design and build the project as presented in this Combined FEIS/ROD. Any changes to the Project that are inconsistent with this ROD must be evaluated in accordance with 23 C.F.R. Sections 771.129 and 771.130, and if required therein, they must be approved by FTA in writing before NJ TRANSIT can proceed with the change.

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