



Department of Transportation

JANETTE SADIK-KHAN, Commissioner

July 22, 2009

Mr. Robert Diamond
Brooklyn Historic Railway Association
599 East 7th Street, apt. 5A
Brooklyn, NY 11218

Re: Operations at site of revocable consent structure

Dear Mr. Diamond:

We have been made aware of the measures you take when conducting tours of the railroad tunnel that is the subject of the revocable consent entered into between the City of New York and the Brooklyn Historic Railway Association on July 1, 2009. In order to conduct any such further tours it will be necessary for a licensed engineer to draw up and submit to us for approval a certified maintenance and protection of traffic plan that will be implemented during any such scheduled tour. In order to assist you, we have put together a preliminary plan to be used as a guide for creating your plan. Please be advised that the plan that you submit to us will have to comply with the Manual of Uniform Traffic Control Devices.

Once approved by us, the plan will be incorporated into your revocable consent agreement and therefore all provisions of your revocable consent agreement shall apply to the plan, including but not limited to, the indemnity and hold harmless provisions, and insurance. No further tours may be conducted until this plan has been approved.

Please be further advised that you are not permitted to charge those who take your tours but you may accept voluntary donations.

Sincerely,

A handwritten signature in blue ink, appearing to read "Emma Berenblit".

Emma Berenblit
Director of Revocable Consents

Encl.
EB:rs