

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of )  
CSX Transportation, Inc., Indiana & )  
Ohio Railway, and Norfolk Southern )  
Railway to Install Active Grade ) Case No. 07-1154-RR-FED  
Crossing Warning Devices in Morrow, )  
Putnam, Wood, Pickaway, and Ottawa )  
Counties, Ohio. )

ENTRY

The Commission finds:

- (1) On October 31, 2007, the Commission's staff filed a memorandum stating that the Ohio Railroad Development Commission (ORDC) has agreed to authorize CSX Transportation, Inc. (CSX), Indiana & Ohio Railway (INOH), and Norfolk Southern Railway (NS) to install active grade crossing devices at six highway/railroad grade crossings under the federal grade crossing program. The CSX projects are located at: West Point-Bellville Road (518-338V) in Morrow County; Township Road P (155-714U) in Pleasant Township, Putnam, County; and E. Broadway Road/County Road 10 (509-368N) in Wood County. The INOH project is located at Ballah Road/Township Road 159 (151-878W) in Pickaway County. The NS projects are located at N. Stange Road/Township Road 21 (473-819J) in Benton Township, Ottawa County and N. Opfer-Lentz Road/Township Road 214 (473-837G) in Allen Township, Ottawa County.
- (2) Staff has recommended authorization for preliminary engineering within 90 days and a construction deadline of one year for these projects.
- (3) CSX, INOH and NS should submit to the Commission and ORDC the site plans and cost estimates for the above projects by February 20, 2008. Within seven days thereafter, CSX, INOH, and NS should file a letter in this docket advising that the site plans and cost estimates have been submitted to the Commission and ORDC. Following submission and approval of the site plans and cost estimates by ORDC, unless otherwise

directed, CSX, INOH, and NS are hereby authorized to acquire project materials and to commence construction as detailed in the letters of construction authorization. CSX, INOH, and NS shall notify staff at least five working days before the date work is scheduled to begin at the project site so that arrangements can be made for inspection. In addition, CSX, INOH, and NS shall notify staff of any changes in the scope of work, cost overruns, materials, etc., which are not in the approved plans and estimates and secure approval before the work is performed. The Commission will issue no further construction authorization. Further, construction on these projects should be completed by November 20, 2008.

- (4) In order to expedite activation of the warning devices, the Commission no longer requires railroad companies to delay such activation pending a final inspection by staff. However, CSX, INOH, and NS should notify staff and ORDC 30 days before the projected date of completion. At the time the Commission or ORDC staff makes its final inspections of the devices and if it finds that the installations have been completed and have been put in service, staff should file a memorandum in this docket indicating that the installations have been completed and the warning devices have been put in service.
- (5) With the intention of promoting increased public safety during the pendency of these projects, the Commission urges the appropriate local government agencies to make an immediate assessment of interim physical improvement which would enhance driver awareness at the project crossing. The Commission may provide assistance in funding improvements such as rumble strips, illumination, signs, or other safety enhancements at the project location. Applications for such funding should be made to the Commission's Transportation Department, Railroad Division, which shall review all proposals. In the event the department finds the improvements appropriate, the department director is hereby authorized to execute a contract with the local government agency, and obligate up to \$5,000 from the State Grade Crossing Safety Fund for such improvements. However, the local government agency should not initiate any improvements until a contract has been executed.

It is, therefore,

ORDERED, That CSX Transportation, Inc., Indiana & Ohio Railway, and Norfolk Southern Railway submit to the Commission and ORDC site plans and cost estimates for the projects by February 20, 2008. It is, further,

ORDERED, That, by February 27, 2008, CSX, INOH, and NS each file a letter in this docket advising that it has submitted site plans and cost estimates to the Commission and ORDC. It is, further,

ORDERED, That CSX, INOH, and NS notify staff at least five working days before the date work is scheduled to begin at the project sites so that arrangements can be made for inspection. It is, further,

ORDERED, That CSX, INOH, and NS notify staff of any changes in the scope of work, cost overruns, materials, etc., which are not in the approved plans and estimates and secure approval before the work is performed. It is, further,

ORDERED, That CSX, INOH, and NS, following approval of site plans and cost estimates by ORDC, proceed with construction of the projects, with construction to be completed by November 20, 2008. It is, further,


ORDERED, That CSX, INOH, and NS follow the detailed instructions as outlined in the ORDC letters of construction authorization. It is, further,

ORDERED, That CSX, INOH, and NS notify the Commission and ORDC 30 days before the projected date of completion. It is, further,

ORDERED, That, at the time staff or ORDC makes its final inspection and if it finds that the installations are completed and has been put in service, staff will file a memorandum in this docket indicating that the installations have been completed and the warning devices have been put in service. It is, further,

ORDERED, That copies of this entry be served upon the Morrow County Engineer, the Pleasant Township Trustees, the Wood County Engineer, the Darby Township Trustees, the Benton Township Trustees, the Allen Township Trustees and all parties of record.

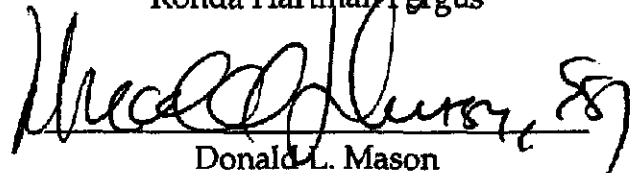
## THE PUBLIC UTILITIES COMMISSION OF OHIO

  
Alan R. Schriber, Chairman

  
Paul A. Centolella

  
Valerie A. Lemmie

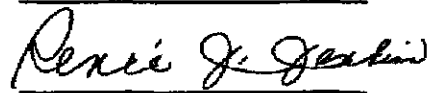
  
Ronda Hartman Fergus

  
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GAP:ct

Entered in the Journal

NOV 20 2007

  
Renee J. Jenkins  
Secretary