

FILE

RECEIVED-DOCKETING DIV

2009 NOV 27 AM 9:00

Public Utilities
Commission of Ohio

PUCO

Memo

To: Docketing Division

From: George Martin, Grade Crossing Planner, Rail Division

Re: PUCO Case No. 07-1028-RR-UNC Request of CSX Transportation for an extension of time to complete projects in Wood County, Village of Bradner

Date: November 27, 2009

On May 1, 2008, the Commission entered into an Agreement with CSX Transportation (CSX), the Ohio Rail Development Commission (ORDC), and the Village of Bradner (Village) whereby the Lightner St grade crossing (228-813W) would be closed to vehicular traffic. In exchange, the Crocker St grade crossing (228-812P) would be widened not more than 60 feet, the warning device in the southeast quadrant would be relocated to conform to MUTCD standards, and a new crossing surface would be installed. In addition, a new pedestrian crossing would be installed SR 281/Church St (228-814D). By its Entry dated June 10, 2009, the Commission extended the deadline for this project from June 4, 2009 to December 4, 2009. Staff notes that the grade crossing closure and warning device relocation are the only part of the Agreement within the jurisdiction of the Commission.

On November 16, 2009, CSX filed in this docket a request for an additional extension of time, until June 30, 2010, to complete these projects. CSX states in part that the improvements at Crocker St could not proceed without details of the Village's planned improvements, including details on the widening. The Agreement also called for the Village to install curbing and barricades at Lightner St, with CSX to reimburse the Village for these costs. Quotes were finally received from the Village on October 1, 2009, and plans and estimates were submitted to ORDC and the Commission on October 9, 2009. Per ORDC, construction authorization dated November 24, 2009 has been issued to CSX.

CSX states further that once construction is authorized the signal work can begin, but winter weather will delay the installation of the new concrete surfaces because of the necessary asphalt paving of the vehicular approaches. This work will need to be done prior to the completion of the signal work.

In continuing phone conferences and emails with CSX, ORDC, and the Village, staff has been apprised of developments, and actively involved in seeking to move this project forward. Staff recommends that the Commission grant this extension request, but urge the parties to complete this project as expeditiously as possible.

C: Legal Department

Please serve the following parties of record.

Ms Susan Kirkland

Ohio Rail Development Commission

1980 W Broad St, 2nd Floor

Columbus, Oh 43223

Mr Ben Blesterveld

CSX Transportation

500 Water St, J-301

Jacksonville, Fl 32202

Mr Virgil Shull, Mayor

130 N Main St

PO Box 599

Bradner, Oh 43406