

Public Utilities Commission of Ohio

Memo

To:

Docketing Division

From:

Jill Henry, Rail Specialist, Rail Division

Cc:

PUCO Legal Department

Date:

Re: PUCO Case No. 10-480-RR-STP- In the matter of a request for Ohio Central Railroad to install active grade crossing warning devices in Tuscarawas County, Aubum Township at Yoder Rd.

(DOT#474-256M).

9/9/11

SELVED - 0 D I I C O

On February 16, 2010, Commission Staff, The Ohio Rail Development Commission (ORDC), Ohio Central Railroad (OHCR), and Auburn Township, Tuscarawas County, Ohio entered into an agreement whereby active grade crossing warning devices would be installed in Tuscarawas County, Auburn Township at Yoder Rd.(DOT#474-256M).

On April 7, 2010, The Ohio Rail Development Commission authorized funding for the project.

On April 28, 2010, the Commission issued a Finding and Order approving the project, requiring the submission of plans and estimates by July 28, 2010, and for construction to be completed by April 28, 2011.

On April 14, 2011, the OHCR submitted a request for a 60 day extension of time for the completion of the project. In that request, OHCR noted that there were delays in getting electric to the project and that adjacent land owners were unwilling to allow easements for the utility extensions to the rail crossing.

The Commission granted a 30 day extension until May 28, 2011. Railroad staff contacted Frontier Power and the Auburn Township Trustees trying to resolve the electric easement issues without success. At this time PUCO staff is pursing an electric boundary change to allow Ohio Power to provide service at this location.

On May 24, 2011, OHCR submitted a request for a 90 day extension. Electric was still not at the project site and they are working with the PUCO to resolve the issues. Additionally, their contractor has yet to begin construction since the electric is not available on site.

On May 25, 2011, the Commission granted a 30 day extension until June 28, 2011. The PUCO's Service Monitoring and Enforcement Department's Electric Section contacted American Electric Power (AEP) about alternate service. AEP and Frontier Power verbally agreed to a boundary change to allow AEP to service the crossing.

On June 28, 2011, AEP met on site with OHCR and determined that a line extension would be necessary to supply power. OHCR advised that they have awarded the contract and the materials for the warning devices are being fabricated. The contractor will be traveling from out of state to install the warning devices and won't be able to complete the project without electric service.

On July 6, 2011, OHCR submitted a request for a 90 day extension. The Commission granted the extension on July 15, 2011.

On September 9, 2011, OHCR requested another 30 day extension. Their request stated that they were waiting on AEP to complete the power pole extension. On September, 9, 2011, the local Rail PUCO/FRA inspector visited the site and determined that the power pole extension was complete and that the OHCR needed to install the meter service for AEP to complete the power hook-up. Since AEP has done everything necessary, the railroad needs to move forward with this project. Staff does not recommend a 30 day extension for this project.

The Columbus & Ohio River Rail Road Mahoning Valley Railway Company Ohio Central Railroad, Incorporated Warren & Trumbull Railroad Company Aliquippa & Ohio River Railroad Company



Pittsburgh & Ohio Central Railroad Company Ohio & Pennsylvania Railroad Company Ohio Southern Railroad, Incorporated Youngstown Belt Railroad Company Youngstown & Austintown Railroad Company

Sept 9th, 2011

Ohio Public Utilities Commission Docketing Division 180 East Broad Street Columbus, Ohio 43215-3793

RE: Case # 10-480-RR-STP
Ohio Central Railroad Grade Crossing,
DOT#474-256M, Yoder Road, Auburn Twp

Dear Administrator:

Under Commission Order Ohio Central Railroad, has started construction on the warning device installation at Yoder Rd, Auburn Twp but is at a position where we are waiting on AEP to finish the installation of the pole line to feed power to our case. The Ohio Central Railroad asks the commission for a 30 day extension to allow the power company to complete their work.

Sincerely,

Daniel Birrell Signal Supervisor

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The Ohio Central Railroad System

(740) 295-4122

Enclosures