


## Memo

**To:** Docketing Division   
**From:** Jill Henry, Rail Specialist, Rail Division  
**Cc:** PUCO Legal Department  
**Date:** 10/24/13

RECEIVED-DOCKETING DIV  
2013 OCT 28 AM 9:49  
PUCO

**Re:** PUCO Case No. 13-1321-RR-STP- In the matter of a request for Wheeling & Lake Erie Railroad to install active grade crossing warning devices at SR 212 (DOT#473-080B), in Carroll County, Ohio.

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On June 4, 2013, Commission Staff, the Ohio Rail Development Commission (ORDC), Wheeling & Lake Erie Railroad entered into an agreement (attached) whereby active grade crossing warning devices would be installed in Carroll County, at SR 212 (DOT#473-080B).

On June 11, 2013, the Commission issued a Finding and Order approving the project, requiring plans and estimates by September 10, 2013, and ordering project completion by June 12, 2014.

On September 6, 2013, WE filed with the Rail Division plans and estimates for the project.

The plans and estimates submitted by WE have been reviewed and authorization is recommended.  
(See attached documentation.)

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business  
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# Public Utilities Commission

John R. Kasich, Governor  
Todd A. Snitchler, Chairman

## Commissioners

Steven D. Lesser  
Asim Z. Haque  
Lynn Slaby  
M. Beth Trombold

October 24, 2013

Mr. Dan Reinsel  
Wheeling & Lake Erie Railway Company  
Chief, Signals & Communications  
100 E. First Street  
Brewster, Ohio 44613

Re: SR 212 (DOT#473-080B)

Mr. Reinsel:

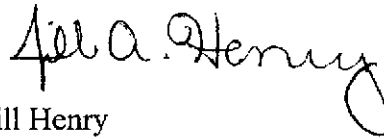
Wheeling and Lake Erie Railroad (WE) is now authorized to proceed with field construction for the above referenced project. This authorization is contingent upon accepting the following:

- 1) WE will make any adjustments to the plans noted in the field report docketed October 24, 2013. (Attached).
- 2) WE will provide PUCO Staff with the final estimates and the material package itemization once bidding for the material package is complete.
- 3) WE will furnish e-mail, fax, or phone notification five (5) working days prior to the date work will start at the project site. Notification to be made to Jill Henry, PUCO, at E-MAIL [jill.henry@puc.state.oh.us](mailto:jill.henry@puc.state.oh.us), FAX 614-995-5535, or PHONE 614-466-0435 **and** Mike Forte, ORDC, at E-MAIL [mike.forte@dot.state.oh.us](mailto:mike.forte@dot.state.oh.us), or PHONE 614-374-9287.
- 4) WE will arrange for utilities to be relocated and/or dropped (as soon as possible) at the project site through the applicable utility company.
- 5) WE will arrange for utilities to be located at the project site by the Ohio Utilities Protection Service (OUPS) prior to any construction activities at the site. Utilities that are not participating members of the OUPS service must be contacted directly by WE.
- 6) WE's project foreman will notify the PUCO Railroad Inspector and ORDC's Mike Forte of any changes in the scope of work, cost overruns, material changes, etc. which are not included in the approved plan and estimates and secure approval of same before the work is performed.
- 7) WE will furnish three (3) copies of each partial bill to the PUCO and ORDC.

- 8) WE will furnish three (3) copies of the final-inclusive bill to PUCO and ORDC stating that exact dates of starting and completing work, the initial and final dates of construction and location where the accounts may be audited.
- 9) WE will furnish as-built detailed circuit plans directly to the PUCO and ORDC.
- 10) WE is to schedule and complete the subject project by June 12, 2014. If any extraordinary circumstances unique to this project occur, please notify the Commission's rail staff and ORDC immediately.

Thank you for you cooperation in this matter.

Sincerely,

A handwritten signature in black ink that reads "Jill A. Henry". The signature is written in a cursive style with a large, looped "H" at the end.

Jill Henry  
Rail Specialist  
PUCO Rail Division

Enclosure

cc: File

**PUBLIC UTILITIES COMMISSION OF OHIO  
TRANSPORTATION DEPARTMENT  
RAIL DIVISION**

**Date of Assignment:** September 6, 2013

**Date of Inspection:** September 6, 2013, September 30, 2013, October 8, 2013

**Subject:** Plans and estimates review for active warning devices at rail grade crossings SR 212 (DOT#473-080B), Wheeling and Lake Erie Railroad (WE), Leesville, Ohio, Carroll County

**DOT #: 473-080B**

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**FINDINGS**

On September 6, 2013, the plans and estimates for the above mentioned crossings were received from Wheeling & Lake Erie Railroad. They were reviewed by Shawn Zurfley, PUCO/FRA Rail Inspector, Mike Forte, Project Manager Ohio Rail Development Commission, and Jill Henry, PUCO Rail Specialist.

**SR 212**

SR 212 is a 2-lane roadway traveling North/South and intersecting a single track of WE traveling at an angle across SR 212. Existing warning devices consist of advanced warning signs, pavement markings, flashers, and crossbucks.

In reviewing the site plans & estimates, Staff requested the following additional information from WE and received the responses as noted below.

- 1) The crossing has a drainage issue that needs to be corrected with this project. We don't see a specific line item for that issue in the estimates.

**Answer:** Material and labor to fix the drainage issue are part of the Crosier job estimate. The issue will be fixed during project construction.

**SUMMARY AND CONCLUSIONS**

We reviewed the plans and preliminary estimates for the proposed project. The plans appear to be fundamentally correct. WE will need to provide Staff with a finalized copy of the project estimates and material package itemization once bidding for the material package is complete. Construction authorization should be granted for this project.

Jill Henry  
PUCO Rail Specialist  
Date: October 8, 2013