

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Request of Norfolk)
Southern Railway Company to)
Downgrade the Existing Warning) Case No. 10-574-RR-RCP
Devices at the Sylvania Avenue Grade)
Crossing (508-865M), in Sylvania)
Township, Lucas County.)

ENTRY

The attorney examiner finds:

- (1) On April 27, 2010, as amended on April 29, 2010, Norfolk Southern Railway Company (NS) filed a request that the Commission issue an order granting a temporary downgrade of the existing warning devices at the Sylvania Avenue grade crossing (508-865M), located in Sylvania Township, Lucas County. NS states that Lucas County has begun an extensive roadway improvement project in the vicinity of the crossing that will change the road configuration from one lane in each direction to two lanes east and westbound. According to NS, the project will require the removal of the existing warning devices at the crossing. NS further notes that, during the project work, the county will be issuing a restricted speed advisory for vehicular traffic traveling through the construction zone and that NS will have an existing stop and flag order at the crossing. NS indicates that upon completion of the project, the warning devices all would be reinstalled.
- (2) The attorney examiner directs staff to file a response to NS's request by June 1, 2010.
- (3) The attorney examiner also finds it appropriate that the Sylvania Township Trustees and Lucas County should have the opportunity to file comments on NS's downgrade request. Accordingly, Sylvania Township Trustees and Lucas County should file any comments on NS's request by June 1, 2010.


It is, therefore,

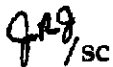
ORDERED, That staff file a response to NS's request by June 1, 2010. It is, further,

ORDERED, That Sylvania Township Trustees and Lucas County file any comments on NS's downgrade request by June 1, 2010. It is, further,

ORDERED, That a copy of this entry be served on NS, Ohio Rail Development Commission, Lucas County engineer, Sylvania Township Trustees, and all other parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Scott Farkas
Attorney Examiner



Entered in the Journal

MAY 03 2010



Renee J. Jenkins
Secretary