

FILE

Public Utilities  
Commission of Ohio

# Memo

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2010 MAY 26 PM 4: 14

PUCO

**To:** Docketing Division  
**From:** Jill Henry, Rail Specialist, Rail Division *JH*  
**Cc:** PUCO Legal Department  
**Date:** 5/26/2010  
**Re:** PUCO Case No. 09-1990 -RR-STP- In the matter of a request for CSX Transportation, Inc. to install active grade crossing warning devices in Darke County, Wayne Township at HB Hole Rd. (DOT#538-785B) and Wolf Rd. (DOT#538-798C).

On December 23, 2009, Commission Staff, The Ohio Rail Development Commission (ORDC), CSX Transportation, Inc. (CSX), and Wayne Township, Darke County, Ohio entered into an agreement (attached) whereby active grade crossing warning devices would be installed at HB Hole Rd. (DOT#538-785B) and Wolf Rd. (DOT#538-798C).

On January 20, 2010, the Commission issued a Finding and Order approving the project and requiring the submission of plans and estimates by April 20, 2010.

On April 12, 2010, CSX filed with the Rail Division plans and estimates for both projects. PUCO Staff granted construction authorization on May 10, 2010.

Attached is the ORDC construction authorization for both crossings. (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.  
Technician Am Date Processed 5/27/10



*Jill Henry (PUCO)*

## Ohio Rail Development Commission

1980 West Broad Street • Columbus, Ohio 43223  
614-644-0306 (telephone) • 614-728-4520 (fax) [www.dot.state.oh.us/ohiorail](http://www.dot.state.oh.us/ohiorail)

May 26, 2010

Ben Biesterveld  
Principal Engineer  
CSX Transportation  
500 Water Street, J301  
Jacksonville, FL 32202

Re: Grade Crossing Warning Project  
Darke County - T.R. 176, Wolf Road  
AAR No. 538 798 C  
OP No. OH0779  
PID No. 87816  
**PUCO Case No. 09-1990-RR-STP**

Dear Mr. Biesterveld:

The CSX Transportation, Inc. (CSX) plan and estimate transmitted April 12, 2010 in the amount of \$189,410.00 for this PUCO administered project has been reviewed and is acceptable. CSX may proceed with the construction of the proposed grade crossing warning system in accordance with the abbreviated plan and the provisions set forth in General Agreement No. 5590 dated April 19, 1988. This authorization is made with the stipulation and understanding that the approved estimate may contain entries for items or activities that may be cited and found to be ineligible for federal participation during the project audit.

This authorization is contingent upon CSX accepting the following instructions:

1. CSX will furnish notification five (5) working days prior to the date work will start at the project site to Jill Henry, PUCO Railroad Division, at 180 East Broad Street, Columbus, Ohio 43215-3793, Telephone Number (614)466-0435, FAX (614)995-5535 or e-mail at [Jill.Henry@puc.state.oh.us](mailto:Jill.Henry@puc.state.oh.us);
2. CSX'S project foreman will furnish notification five (5) working days prior to the date work will start at the project site to Tim Perkins of the Ohio Rail Development Commission at 50 West Broad Street, Columbus, Ohio 43215, Telephone Number (614)644-0284, FAX (614)728-4520, Mobile (614)580-7749 or e-mail at [Tim.Perkins@dot.state.oh.us](mailto:Tim.Perkins@dot.state.oh.us). CSX's project foreman will notify the same of any stops and re-starts of the work activity and of the date work was completed for the project;

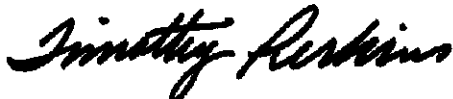
B. Biesterveld

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3. CSX 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 service must be contacted directly by CSX;
4. CSX's project foremen will notify Tim Perkins of any changes in the scope of work, cost overruns, material changes, etc. which are not included in the approved plan and estimate and secure approval of same before the work is performed;
5. CSX will furnish two (2) copies of each partial bill to the Ohio Rail Development Commission. Please find the enclosed Encumbrance Estimate to reference when billing;
6. CSX will furnish two (2) copies of the final all - inclusive bill to the Ohio Rail Development Commission stating the exact dates of starting and completing work, the initial and final dates of construction and location where the accounts may be audited; and

Thank you for your assistance with these matters.

Respectfully,



Timothy Perkins  
Grade Crossing Specialist

TP:tp

Enclosure

c: S. Kirkland - Jill Henry (PUCO) - File w/attach.

*Jill Henry (PUCO)*



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May 26, 2010

Ben Biesterveld  
Principal Engineer  
CSX Transportation  
500 Water Street, J301  
Jacksonville, FL 32202

Re: Grade Crossing Warning Project  
Darke County - C.R. 303, Hole Road  
AAR No. 538 785 B  
OP No. OH0778  
PID No. 87815  
PUCO Case No. 09-1990-RR-STP

Dear Mr. Biesterveld:

The CSX Transportation, Inc. (CSX) plan and estimate transmitted April 12, 2010 in the amount of \$189,410.00 for this PUCO administered project has been reviewed and is acceptable. CSX may proceed with the construction of the proposed grade crossing warning system in accordance with the abbreviated plan and the provisions set forth in General Agreement No. 5590 dated April 19, 1988. This authorization is made with the stipulation and understanding that the approved estimate may contain entries for items or activities that may be cited and found to be ineligible for federal participation during the project audit.

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