

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of a Request for an Exemption )  
From Stopping for School Buses and Other )  
Motor Vehicles at the Raymond Road Grade ) Case No. 10-1250-RR-UNC  
Crossing (903-791K), in Union County, )  
Ohio. )

ENTRY

The attorney examiner finds:

- (1) On August 26, 2010, First Student Transportation filed a request, pursuant to Section 4511.63, Revised Code, to exempt school buses from stopping at a grade crossing located on Raymond Road (903-791K), near the city of Marysville, in Union County, Ohio.
- (2) On September 10, 2010, Jeff Stauch, Union County Engineer, filed a letter stating that his office supports, in principle, the proposed change at the Raymond Road crossing, which will allow school buses, placarded vehicles, and other buses to cross without stopping at the crossing before proceeding. Mr. Stauch also stated that, before offering complete support, his office is interested in hearing feedback from the railroad, CSX Transportation, Inc. (CSX). Further, he noted the his office would like to determine whether the tracks at the crossing see any use at all, and whether CSX would have any interest in removing the rails or abandoning the right of way.
- (3) Commission staff filed a report of its investigation in this case on September 17, 2010.
- (4) The attorney examiner finds that, in order for the public to have an opportunity to comment on the exemption request, a local hearing should be scheduled. Accordingly, a public hearing on this matter should be held on October 28, 2010, at 1:30 p.m., at the Union County Office Building, Auditorium, 233 West 6<sup>th</sup> Street, Marysville, Ohio 43040.
- (5) The secretary of the Commission should cause publication of the following legal notice in a newspaper of general circulation

in Union County, Ohio once, not less than seven days prior to the scheduled hearing:

#### LEGAL NOTICE

The Public Utilities Commission of Ohio has scheduled a public hearing on a request for an exemption from stopping for school buses and other motor vehicles at the Raymond Road grade crossing (903-791K), in Union County, Ohio, Case No. 10-1250-RR-UNC. The purpose of the hearing will be to take public comment and receive evidence regarding the exemption request. The hearing will be held on October 28, 2010, at 1:30 p.m., at the Union County Office Building, Auditorium, 233 West 6<sup>th</sup> Street, Marysville, Ohio 43040. For additional information regarding this matter, contact the Commission's Hotline at 1-800-686-7826. The hearing impaired can reach the Commission via TTY at 1-800-686-1570 or, in Columbus, at 466-8180.

- (6) Pursuant to Section 4511.63, Revised Code, the Commission shall authorize a limited period for the filing of comments by any interested person regarding the application. Therefore, any interested person may file comments on this exemption request by October 15, 2010.

It is, therefore,


ORDERED, That a hearing be held in this case as set forth in Finding (4). It is, further,


ORDERED, That the secretary of the Commission cause publication of the legal notice in accordance with Finding (5). It is, further,

ORDERED, That comments on the exemption request be filed as set forth in Finding (6). It is, further,

ORDERED, That a copy of this entry be served by certified mail on CSX Transportation and its council, and by regular mail on First Student Transportation, the Union County Engineer, the Liberty Township Trustees, and all other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: Kerry K. Sheets  
Attorney Examiner

  
/vrm

Entered in the Journal

**SEP 21 2010**



Renee J. Jenkins  
Secretary