

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of the)
Cleveland Commercial Railroad to Begin a) Case No. 10-821-RR-FED
Consolidation Project in the City of Bedford,)
Cuyahoga County.)

ENTRY

The Commission finds:

- (1) By entry of June 30, 2010, the Commission ordered Cleveland Commercial Railroad (CCR) to close to vehicular and pedestrian traffic the grade crossings located at Monroe Street (475-968S) and the South Park Street (475-969Y) and to upgrade, with new mast-mounted flashing lights and roadway gates, the grade crossings located at Powers Street (524-342Y), Willis Street (475-971A), and North Park Street (475-970T) in the City of Bedford. CCR was ordered to complete these projects by June 30, 2011.
- (2) On June 2, 2011, CCR filed a request for an extension of the construction deadline. CCR states that it will not be able to complete the project due to a delay in the project start authorization from the Ohio Rail Development Commission (ORDC).
- (3) On June 16, 2011, ORDC filed a request to modify the due date of the project. ORDC states that the Ohio Department of Transportation and the Ohio Division of the Federal Highway Administration are currently performing an extensive program review of all ORDC safety projects. As a result, a delay has occurred in the federal authorization of many ORDC safety projects, and an extension of time to complete the projects in this case is necessary and reasonable.
- (4) On June 20, 2011, staff filed a memorandum recommending that the Commission grant a six-month extension of time to CCR to complete the projects. In addition, staff recommended that CCR file monthly status updates which communicate the progress on the projects.

- (5) Upon review, good cause exists to grant CCR's request for an extension of time until December 31, 2011, to complete the projects. Further, during this time period, CCR should provide monthly progress reports to staff on the status of these projects. In addition, Commission staff should continue to monitor the projects to ensure they are completed within the Commission's newly ordered time frame.

It is, therefore,

ORDERED, That CCR's request for an extension of time until December 31, 2011, to complete the projects be granted. It is, further,

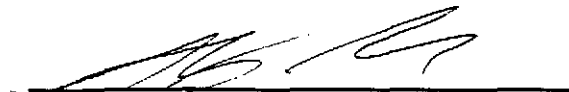
ORDERED, That CCR provide monthly progress reports to staff detailing the status of the projects. It is, further,

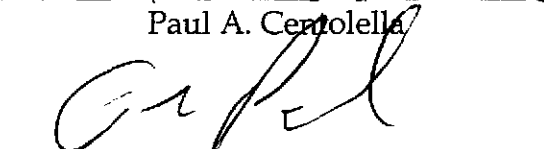
ORDERED, That copies of this entry be served upon CCR, W&LE, ORDC, Bedford City Manager, CEL, and any other interested person of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Todd A. Snitchler, Chairman


Paul A. Centolella


Steven D. Lesser


Andre T. Porter


Cheryl L. Roberto

SEF/sc

Entered in the Journal

JUN 29 2011



Betty McCauley
Secretary