

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of the )  
Columbus & Ohio River Railroad to Install )  
New Active Grade Crossing Warning ) Case No. 10-2787-RR-RCP  
Devices in the City of Newark, Licking )  
County. )

ENTRY

The attorney examiner finds:

- (1) By entry of December 8, 2010, the Commission ordered the Columbus & Ohio River Railroad (CUOH) to replace the existing mast-mounted flashing lights and roadway gates at the Cedar Street/State Route 79 grade crossing (517-478U), located in the city of Newark, Licking County, with a new traffic signal assembly. The project was to be completed by September 8, 2011.
- (2) On September 7, 2011, the Commission granted a 30-day extension of the completion date until October 10, 2011. CUOH requested the extension as a result of the Ohio Department of Transportation (ODOT) not having completed the roadway portion of the project.
- (3) On October 20, 2011, CUOH filed a further request for a nine-month extension of the completion date. CUOH indicated that ODOT has now estimated that the roadway construction will not be completed until the late spring of 2012 and, therefore, CUOH is unable to start the relocation of the flasher/gate or the addition of the third gate/flasher. CUOH also noted that all work that it can complete, leading up to the relocation and addition of the third flasher/gate, has been done.
- (4) On October 20, 2011, staff filed a memo requesting that the attorney examiner grant a 30-day extension of the completion date in order to allow the Commission time to consider CUOH's request. The attorney examiner finds good cause to grant a 30-day extension of time in order that the Commission has sufficient time to consider CUOH's nine-month extension request. Accordingly, the deadline for completion of this project should be extended to November 10, 2011. Staff should

monitor the work at this crossing to insure that the project is completed with as little delay as possible.


It is, therefore,

ORDERED, That a 30-day extension of time of the completion date be granted in order that the Commission have sufficient time to consider CUOH's nine-month extension request. It is, further,

ORDERED, That CUOH complete the project by November 10, 2011. It is, further,

ORDERED, That copies of this entry be served upon CUOH, ORDC, Newark city Engineer, American Electric Power, and any other interested person of record.

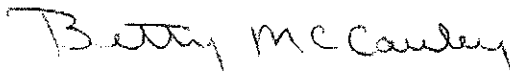
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: Scott Farkas  
Attorney Examiner

  
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Entered in the Journal

OCT 21 2011

  
Betty McCauley  
Secretary