

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of a Request of Norfolk )  
Southern Railway for a Downgrade of )  
Warning Devices at West Mill Street ) Case No. 14-790-RR-RCP  
Grade Crossing DOT#481-419L in )  
Pickaway County, Ohio. )

ENTRY

The attorney examiner finds:

- (1) On April 28, 2014, Norfolk Southern Railway (NS) filed a request to downgrade the warning devices at the West Mill Street grade crossing (DOT#481-419L) in Pickaway County, Ohio. NS states that the West Mill Street crossing is a public crossing over NS's double mainline tracks that is protected by two mast-mounted crossbuck and flashing light assemblies. In addition, NS states that there is a third mast-mounted crossbuck and flashing light assembly at a spur track which NS owns and leases to Cargill. NS explains that Cargill is making improvements to its facility, which include removal of the spur track crossing and crossing surface. As a result, NS asserts, the crossbuck at the spur track and flashing light assembly are no longer necessary and should be removed. In addition, NS requests that the sign on the mast protecting westbound traffic at the double mainline tracks, which reads "3 tracks," should be replaced with a sign indicating "2 tracks." According to NS, the city of Circleville has been advised of, and consents with, NS's request.
- (2) In light of the foregoing, the attorney examiner directs Staff to review NS's request and file an investigative report on or before May 30, 2014.
- (3) The attorney examiner also finds it appropriate that the city of Circleville, as the local highway authority for this crossing, should have the opportunity to file comments on NS's request. Accordingly, the city of Circleville and any other interested party should file comments in response to NS's request by May 30, 2014.

It is, therefore,

ORDERED, That Staff investigate NS's request and file its investigative report on or before May 30, 2014. It is, further,

ORDERED, That the city of Circleville and any other interested party file comments by May 30, 2014. It is, further,

ORDERED, That a copy of this Entry be served upon NS, the Director of Public Service for the city of Circleville, the Ohio Rail Development Commission, Cargill, and all interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/James Lynn

By: James M. Lynn  
Attorney Examiner

JRJ/sc

**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 14-0790-RR-RCP**

Summary: Attorney Examiner Entry orders Staff to investigate NS's request and to file its report on or before 05/30/2014 and orders the city of Circleville and other interested parties to file comments by 05/30/2014. - electronically filed by Sandra Coffey on behalf of James Lynn, Attorney Examiner, Public Utilities Commission of Ohio