

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of)
CSX Transportation, Inc. to Install Active)
Grade Crossing Warning Devices in) Case No. 14-1900-RR-FED
Lorain/Cuyahoga County and Butler)
County.)

ENTRY

The Commission finds:

- (1) R.C. 4905.04 provides that the Commission has statutory authority to regulate and promote the welfare and safety of railroad employees and the traveling public.
- (2) R.C. 4907.471 provides that the Commission shall survey all grade crossings and establish a priority list to determine which grade crossings are in need of additional protective devices.
- (3) CSX Transportation, Inc. (CSX) is a railroad as defined in R.C. 4907.02 and subject to the jurisdiction of the Commission under R.C. 4905.04.
- (4) On November 20, 2014, the Commission issued a Finding and Order authorizing funding for several CSX projects, including installation of mast-mounted flashing lights and roadway gates in Butler County, city of Hamilton, at Rockford Drive, DOT#154060K. CSX was directed to complete the project by August 20, 2015.
- (5) On July 23, 2015, CSX filed a request for a three-month extension of time to complete the project. CSX explains that the due date for the project was mistakenly adjusted in its scheduling system to January 2016. CSX adds that the signal house has been wired and materials have been ordered.
- (6) On August 4, 2015, Staff filed a memorandum recommending that the attorney examiner grant a 30-day extension of time to allow the Commission time to consider the request.

- (7) On August 11, 2015, the attorney examiner issued an Entry extending the project deadline until September 20, 2015, to allow the Commission time to consider the request.
- (8) Staff filed a memorandum on August 20, 2015, recommending that the Commission grant CSX's request.
- (9) The Commission finds that the circumstances described by CSX, in addition to Staff's recommendation, warrant the requested extension. Therefore, we find that the request for additional time to finish the project, which shall be completed no later than November 20, 2015, should be granted.


It is, therefore,

ORDERED, That CSX's request for additional time is granted, with the project to be completed no later than November 20, 2015. It is, further,

ORDERED, That a copy of this Entry be served upon CSX, Ohio Rail Development Commission, city of Hamilton Engineering Department, Dayton Power and Light Company, and any other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO



Andre T. Porter, Chairman

Lynn Slaby


M. Beth Trombold

Asim Z. Haque

Thomas W. Johnson

JML/sc

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Barcy F. McNeal
Secretary