

# Memo

To: Docketing Division

From: Jill Henry, Rail Specialist, Rail Division

Date: 9/18/17

Re: PUCO Case No. 16-1946-RR-RCP- In the Matter of a Request by the City of Tallmadge for an Exemption from the Requirement Under R.C. 4511.63 for School Buses and Hazardous Materials Vehicles at the Middlebury Road in the City of Tallmadge, Ohio.

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## **BACKGROUND**

On September 27, 2016, the City of Tallmadge filed a request for exemption from stopping for school buses and hazardous material vehicles at the Middlebury Road (DOT#264-889X) METRO Regional Transit Authority (METRO) Crossing in Mahoning County, Ohio.

On December 2, 2016, Staff filed an investigative report that recommended the exemption be granted. On December 7, 2016, a local public hearing was held on the matter. Representatives from the City of Tallmadge and Kent City schools testified in support of the exemption. On February 23, 2017, the Commission granted the exemption request. The Commission further ordered the City of Tallmadge to place exempt signage at the crossing and that METRO place a derail device at the crossing, place a stop and flag order on the crossing, and notify the Commission if rail traffic resumes at the crossing.

## **FINDINGS**

PUCO Rail Inspector Randy Johr visited the crossing. According to Mr. Johr, the exemption signage is in place (see attached pictures).

## **SUMMARY AND CONCLUSIONS**

Mahoning County has complied with the Commission Order by installing the exemption signage. Accordingly, the case should be closed.

**Middlebury Road (DOT# 264-889X)  
City of Tallmadge, Portage County, Ohio**

Looking South from the North side of the crossing.



Looking North from the South side of the crossing.



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

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**in**

**Case No(s). 16-1946-RR-RCP**

Summary: Memo Closing Case In the Matter of a Request by the City of Tallmadge for an Exemption from the Requirement Under R.C. 4511.63 for School Buses and Hazardous Materials Vehicles at the Middlebury Road in the City of Tallmadge, Ohio. electronically filed by Mrs. Jill A Henry on behalf of PUCO/Rail Division