

# Memo

To: Docketing Division  
From: Jill Henry, Rail Specialist, Rail Division  
Cc: PUCO Legal Department  
Date: 11/28/2018

Re: PUCO Case No. 17-2292 -RR-FED- In the Matter of a Request for the Installation of New Active Warning Devices at the CSX Transportation Inc. Grade Crossing, DOT# 155-116F, on Washington Street in Montgomery County, Ohio.

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On November 28, 2016, the Ohio Rail Development Commission (ORDC) authorized funding for CSX Transportation, Inc. to install new lights and gates at Washington Street (DOT#155-116F) in Montgomery County, Ohio. The crossing was surveyed on May 3, 2011 and September 27, 2016 and was found to warrant the upgrade.

This project is tied in with the Norfolk Southern (NS) light and gate project in Case#16-2181-RR-FED. This is because both railroads have adjacent tracks at this location. The NS project is on hold until CSX completes their project work at Washington Street.

On December 20, 2017, the Commission approved the project and ordered completion by September 20, 2018.

On July 19, 2018, CSX filed for a 90 day extension (see attached). In the request, CSX states that they have limited crew availability while PTC (Positive Train Control) projects are being completed. Staff and ORDC supported the request and the extension was granted until December 20, 2018.

On November 13, 2018, CSX filed for an additional 90 days stating that they were not aware of NS completing their project work and that the project is scheduled for construction on January 14, 2019. Staff informed CSX when the project was approved in December 2017 that NS work was stalled until CSX completed their work. Additionally, our extension Staff response from August 2018 stated that CSX must complete their work before NS can finish their portion of the project.

ORDC is not opposed to another extension request, but feels that it should only be enough time to allow for material delivery and construction, since NS still has another 60 days beyond that until this crossing will be complete. Staff recommends that the Commission grant a 60 day extension to CSX to complete their work for this project.



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November 13, 2018

Mr. Don Damron, ORDC  
Ms. Jill Henry, PUCO  
Ms. Cathy Stout, ORDC

RE: Case # 17-2292-RR-FED REQUEST FOR 90 DAY EXTENSION

Crossing Location: Dayton, Montgomery County, OH  
Crossing Name: Washington Street – 155116F – BE-58.38 – Installation of FLS&G  
PID: 104038  
CSXT OP #: OH1150

REQUEST FOR 90 DAY EXTENSION - Installation of Flashing Lights, Signals and Gates – ORDERED  
completion date December 20, 2018

Project was to be completed in conjunction with Norfolk Southern's ordered work. CSX Transportation, Inc. had reached out to the NS several times during the course of 2018 for a status on their portion of the work, and in May 2018 it was noted that the NS would not be back to the area to finish until early 2019. CSX has recently been informed by ORDC and the PUCO that the NS work is complete. CSX was not notified of this completion. Upon becoming aware of the completion of work by the NS, the project has been placed on the construction schedule to begin on January 14, 2019. Project is anticipated for completion within approximately 37 team days from 1/14/2019. Material for the job is currently in the process of being ordered.

CSX formally requests approval of a 90 day extension making the new deadline date March 20, 2019.

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**Case No(s). 17-2292-RR-FED**

Summary: Response In the Matter of an Extension Request for the Installation of New Active Warning Devices at the CSX Transportation Inc. Grade Crossing, DOT# 155-116F, on Washington Street in Montgomery County, Ohio. electronically filed by Mrs. Jill A Henry on behalf of PUCO/Rail Division