

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF A REQUEST BY
TUSCARAWAS TOWNSHIP FOR AN
EXEMPTION FROM STOPPING FOR
SCHOOL BUSES AND HAZARDOUS
MATERIALS VEHICLES AT THE PLEASANT
VALLEY DRIVE GRADE CROSSING IN
TUSCARAWAS TOWNSHIP, COSHOCTON
COUNTY.

CASE NO. 19-844-RR-RCP

ENTRY

Entered in the Journal on April 23, 2019

{¶ 1} R.C. 4511.63 provides that, except where the Commission has granted an exemption, any bus, school vehicle, or vehicle transporting a material that is required to be placarded pursuant to 49 C.F.R. Parts 100-185 must stop before crossing at grade any railroad track.

{¶ 2} On April 9, 2019, Frederick Wachtel, the Coshocton County Engineer, filed a letter on behalf of the Tuscarawas Township Trustees. In the letter, Mr. Wachtel requests an exemption for school buses and motor vehicles carrying certain hazardous materials from stopping at the Pleasant Valley Drive grade crossing (DOT#474190P) in Tuscarawas Township, Coshocton County. Mr. Wachtel notes that the Ohio Central Railroad has recently removed a nearby crossing and the removal prevents trains from traveling through the area.

{¶ 3} The attorney examiner determines that Staff should file a report of investigation regarding the request by June 10, 2019.

{¶ 4} Further, the attorney examiner finds that, in order for the public to have an opportunity to comment on the exemption request, a local hearing should be scheduled. Accordingly, a public hearing on this matter should be held on June 19, 2019 at 6:00 p.m., at the Coshocton Public Library, 655 Main Street, Coshocton, Ohio 43812.

{¶ 5} The Secretary of the Commission should cause publication of the following legal notice in a newspaper of general circulation in Coshocton County, one time, not less than seven days prior to the scheduled hearing:

LEGAL NOTICE

The Public Utilities Commission of Ohio has scheduled a public hearing in Case No. 18-844-RR-RCP regarding a request for exemption for school buses and motor vehicles carrying certain hazardous materials from stopping at the Pleasant Valley Drive grade crossing (DOT#474190P) in Tuscarawas Township in Coshocton County. The purpose of the hearing will be to take public comment regarding the exemption request. The hearing will be held on June 19, 2019, 6:00 p.m., at the Coshocton Public Library, 655 Main Street, Coshocton, Ohio 43812. For additional information regarding this matter, contact the Commission's Hotline at 1-800-686-7826. The hearing impaired can reach the Commission by dialing 7-1-1 (Ohio Relay Service).

{¶ 6} Pursuant to R.C. 4511.63, the Commission shall authorize a limited period for the filing of comments by any interested person regarding the exemption request. Therefore, any interested person may file comments on the exemption request by June 12, 2019.

{¶ 7} It is, therefore,

{¶ 8} ORDERED, That Commission Staff file a report of investigation as set forth in Paragraph 3. It is, further,

{¶ 9} ORDERED, That a hearing be held in this case as set forth in Paragraph 4. It is, further,

{¶ 10} ORDERED, That the Secretary of the Commission cause publication of the legal notice in accordance with Paragraph 5. It is, further,

{¶ 11} ORDERED, That comments on the exemption request be filed as set forth in Paragraph 6. It is, further,

{¶ 12} ORDERED, That a copy of this Entry be served by certified and regular mail on Tuscarawas Township, Coshocton County; Coshocton County Engineer; the Ohio Central Railroad; River View Local Schools; Coshocton City Schools; and all other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Anna Sanyal

By: Anna Sanyal
Attorney Examiner

JRJ/mef

This foregoing document was electronically filed with the Public Utilities

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in

Case No(s). 19-0844-RR-RCP

Summary: Attorney Examiner Entry ordering staff to submit a report of investigation; setting a public hearing for 6/19/19 at 6:00pm in Coshocton, and requiring publication of the same; asking for comments from interested parties to be filed by 6/12/19 electronically filed by Ms. Mary E Fischer on behalf of Anna Sanyal, Attorney Examiner, Public Utilities Commission