



CITY OF PHILADELPHIA

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RECEIVED PROTHONOTARY'S OFFICE

REP
LAW DEPARTMENT
1600 Arch Street
Philadelphia, PA 19103-2081

Stephanie Franklin-Suber
City Solicitor

Gerald T. Clark
Senior Attorney

August 4, 1997

DOCKETED

AUG 07 1997

H00114082

Karen Koster-Burr, Esquire
CSX Transportation
500 Water Street J150
Jacksonville Florida 32202

Re: Applications of CSX to the Pennsylvania Public Utility Commission for the alteration of certain rail/highway crossings in the City of Philadelphia. PA PUC Docket Numbers: A-114083, A-114084, A-114085, A-114086, A-114089, and A-114090

Dear Ms. Koster-Burr:

As a result of the PA PUC field conference on July 15, 1997, the Philadelphia Water Department (an operating department of the City of Philadelphia responsible for the water and sewer utilities) has provided me with the following information.

1. 68th Street (A-114083); There are no Philadelphia Water Department water or drainage facilities in the track area.
2. 65th Street (A-114084); The Philadelphia Water Department maintains a 16 inch water main in 65th Street which crosses below the railroad tracks

This water main was constructed in 1908 and the cover is unknown. The water main is considered in the public right of way.

To lower the tracks at this site, CSX must locate the existing 16 inch diameter water main using test pits. CSX must show the water main on the cross sections and submit them to the Philadelphia Water Department for review.

If it is determined that the water main must be lowered, CSX must design and construct the water main relay at the railroad's sole cost in accordance with Philadelphia Water Department standards. The design proposal must be submitted to the Philadelphia Water Department for review and approval.

If the water main is relayed, the work must be performed by a Philadelphia Water Department approved contractor and in the presence of a Philadelphia Water Department inspector. CSX must pay the cost of the inspector.

3. Cemetery Lane (A-1104085); There are no drainage or water facilities in the track area.
4. Lindbergh Boulevard (A-114086); There are no drainage or water facilities in the track area.
5. Woodland Avenue at 60th Street (A-114089); The Philadelphia Water Department maintains a 12 inch water main in the bridge structure and an 8 inch concrete sewer in the right of way. These facilities will not be affected by track lowering.
6. 61st Street (A-114090); There are no Philadelphia drainage or water facilities in the track area.

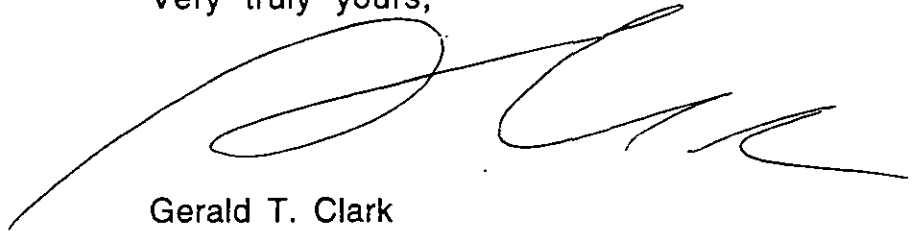
The contact engineers in the Philadelphia Water Department are Mark Waas or PJ Dhillon, (215) 685-6309 or (215) 685-6332.

The Water Department has not reviewed the pedestrian bridge crossing on line with 66th Street because no PA PUC Application for this site has been received.

The above information does not address the concerns with the drainage ditch parallel to the tracks and the necessity to insure that water is not left standing in the ditch. The City of Philadelphia believes that if water remains in the ditch, it creates a health hazard and a potential liability risk for CSX. It is important that these matters be satisfactorily resolved before the rail highway crossings are altered.

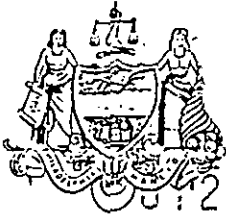
If I can be of any additional assistance in these matters, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'G. Clark', written over a large, loopy flourish.

Gerald T. Clark
Senior Attorney
City of Philadelphia
10th Floor
1600 Arch Street
Philadelphia, PA 19103-2081
(215) 686-7692

cc. Stephen J. Furtek, P.E., Chief Design Branch, Phila. Water Department
John T. Fenn, P.E., P.L.S., Vandemark & Lynch, Inc.
John F. Lutz, P.E., Chief Bridge Engineer, Streets Department
Ron Hull, P.E., PA PUC



09:2720

97 OCT 15 PM 4:08 PA PUBLIC UTILITY COMMISSION

CITY OF PHILADELPHIA
PROTHONOTARY'S OFFICE

WATER DEPARTMENT
ARA Tower at Reading Center
1101 Market Street
Philadelphia, Pennsylvania 19107-2994

OCT 14 1997
KUMAR KISHINCHAND, P.E.
WATER COMMISSIONER
BUREAU OF TRANSPORTATION & SAFETY
RAIL SAFETY DIVISION

September 8, 1997

Ronald J. Hull, P. E.
Rail Safety Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

Subject: Address Correction for Correspondence with City of Philadelphia Water Department

Dear Mr. Hull:

It is noticed from your letter dated July 1, 1997 as referenced that your office did not have the correct address for City of Philadelphia Water Department. Please update the change for any future correspondence to the Philadelphia, Water Department as follows:

City of Philadelphia Water Department
ARAMARK Tower
1101 Market Street, 5th Floor
Philadelphia, PA 19107-2994

If you have any questions, please contact Mark Waas, or PJ Dhillon at 215-685-6309/6332 at your earliest convenience.

Sincerely,

Stephen J. Furtek P. E.
Chief, Design Branch

SJF/MW/PJ
cc: M Waas ✓
file

A- 114080
A- 00114081
A- 00114082
A- 00114083
A- 00114084
A- 00114085
A- 00114086
A- 00114087
A- 00114088
A- 00114089
A- 00114090

DJH

COMMONWEALTH OF PENNSYLVANIA
Public Utility Commission

DATE: October 14, 1997
SUBJECT: Change of address - City of Philadelphia - Water Department
TO: Agnes Brewster, Supervisor
FROM: David C. Hart, P.E., Manager
Rail Safety Division
Bureau of Transportation & Safety

DCH

Please change the address on all of the following cases:

- A-00114080
- A-00114081
- A-00114082
- A-00114083
- A-00114084
- A-00114085
- A-00114086
- A-00114087
- A-00114988
- A-00114089
- A-00114090

To DOCUMENT
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City of Philadelphia Water Department
ARA Tower at Reading Center
1101 Market Street, 5th Floor
Philadelphia, PA 19107-2994

DCH:lg

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PROTHONOJANT'S OFFICE

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NOV 04 1997

100 N. Charles Street
Suite 200
Baltimore, MD 21201
Telephone: (410) 613-8112
Facsimile: (410) 613-8214
Wandaleen_Poynter-Cole@CSX.com

081786

Wandaleen Poynter-Cole
Senior Counsel
Admitted in Kentucky only

RECEIVED
SECRETARY'S BUREAU

RECEIVED

January 12, 1999

JAN 15 1999

Mr. James J. McNulty
Secretary
PA Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

DOCUMENT
FOLDER

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

KJR

Re: Docket No. A-00114082
Docket No. A-00140083
Docket No. A-00140084
Docket No. A-00140085
Docket No. A-00140086

Docket No. A-00140087
Docket No. A-00140088
Docket No. A-00140089
Docket No. A-00140090 A-00114090

Dear Mr. McNulty:

Enclosed for filing with the Commission in the highlighted captioned matter are the original and four copies of CSX Transportation, Inc. Petition for Extension of Time to Complete Work. This petition combines the ten dockets listed above into one petition because the grounds for the request for extension of time is the same in each matter. This document is being served in each of the dockets listed upon the persons and in the manner set forth in the Certificate of Service which will be filed separately.

The signed original of this Application is to be lodged in Docket No. A-00140082. Unsigned duplicate originals which will arrive under separate cover have been mailed to lodge in the remaining docket files. The docket number for the file in which a set of documents should placed has been highlighted in yellow.

A self addressed stamped envelope accompanies this letter. Please file stamp the extra copy of this letter and the extra copy of the Application and return to complete my file.

Very truly yours,

Wandaleen Poynter-Cole

Enclosures

s:\staff\dwm\wp\pac\McNulty DoubleStack 99Jan12

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DOCKETED
MAR 04 1999

**BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: CSX Double Stack Clearance Project

ORIGINAL

- A-00114082, Chester Pike, Borough of Darby, (SR 0013)
- A-00114083, 68th Street, Philadelphia, (AAR 140 637 C)
- A-00114084, 65th Street, Philadelphia, (AAR 140 635 N)
- A-00114085, Cemetery Street, Philadelphia, (AAR 140 634 G)
- A-00114086, Lindbergh Boulevard, Philadelphia, (AAR 140 629 K)
- A-00114087, Pine Street, Borough of Darby, (AAR 140 643 F)
- A-00114088, Clifton Avenue, Borough of Collingdale, (AAR 140 645 U)
- A-00114089, Woodland Avenue, Philadelphia, (AAR 140 632 T)
- A-00114090, 61st Street, Philadelphia, (AAR 140 633 A)

001715

**CSX TRANSPORTATION, INC.
PETITION FOR EXTENSION OF TIME
TO COMPLETE WORK**

**DOCUMENT
FOLDER**

COMES NOW, CSX TRANSPORTATION, INC. ("CSXT"), by and through its authorized counsel, and requests an extension of time to complete the work ordered to be done in each of the captioned dockets. Under Orders entered in these dockets, CSXT was allowed, after application, to progress these projects with a completion date in each of December 30, 1998. CSXT encountered construction difficulties, that could not have been anticipated at the time the applications were filed, and has been and will be unable to complete the listed projects on schedule.

As verified by Joseph S. Lovetro, project engineer on all of the projects, unforeseen residual soil composition in the initial stages of construction will require special equipment and

SECRETARY OF PUBLIC UTILITIES
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additional manpower which rendered the original construction schedules unrealistic. This resulted in a domino effect impacting each of the succeeding construction deadlines.

Mr. Lovetro holds a Bachelor Degree in Civil Engineering from Point Park College which was awarded on December 19, 1991. He has been with CSXT, or one of its predecessor companies, for twenty (24) years performing engineering duties. He is a fully qualified railroad engineer in CSXT's Design and Construction Department who has a working knowledge of each of these projects.

Mr. Lovetro reports that the Philadelphia Subdivision is a high density rail line requiring improved vertical clearance to expedite the movement of modern rail equipment. The original plan was to lower the track with an on track undercutter. The use of this type of equipment would facilitate the track lowering without breaking the track and would have allowed the track to be placed back in service in a short period of time. The subsurface materials that were found foreclosed the use of this type of equipment to accomplish the roadbed modifications approved by this Commission. The use of off track excavation equipment is required. This generally means that the track must be panelized and disassembled to allow excavation of subsurface materials. Without outlining in detail all of the complications, Mr. Lovetro offers the following example:

Lindbergh Avenue - A-00114086. A twenty (20") inch layer of rip rap was discovered under the main tracks. This material was apparently placed during the original construction of the track. Also at this site an elevated area of bedrock was discovered.

Woodland Avenue - A-00114089. An old bridge pier foundation was uncovered adjacent to and partially under the CSXT double main track.

Pine Street - A-00114087 to Chester Pike - A-00114082. An elevated area of bedrock was uncovered

Clifton Avenue - A-00114088. A layer of rip rap was discovered under the track.

WHEREFORE, CSX Transportation, Inc. requests this Commission to extend the completion deadline for the work ordered to be done in each of the captioned cases for a period of one full year from the initially ordered date or until December 30, 1999. Further, CSXT requests the privilege of seeking additional extensions of time, if necessary, based on the circumstances associated with construction conditions during the extended time period.

CSX TRANSPORTATION, INC.

/s/ Wandaleen Poynter-Cole
Wandaleen Poynter-Cole
Senior Counsel
CSX Transportation, Inc.
100 N. Charles Street, Suite 200
Baltimore, Maryland 21201
Telephone: 410-613-6112
Fax: 410-237-2914

STATE OF WEST VIRGINIA
COUNTY OF WOOD

AFFIDAVIT

Joseph S. Lovetro (Affiant) being duly sworn according to law, deposes and says that he is Project Engineer of CSX Transportation, Inc. that he is authorized to and does make this affidavit for it and that the facts set forth above are true and correct and he expects the said CSX Transportation, Inc. to be able to prove the same at any hearing thereof.

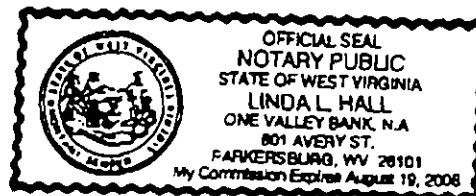
Joseph S. Lovetro

(Signature of Affiant)

Sworn, and described before me on this 11th day, of January 1999
by Joseph S. Lovetro

Linda L. Hall

Notary Public
My Commission Expires: 8-19-2008



**BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: CSX Double Stack Clearance Project

A-00114082, Chester Pike, Borough of Darby, (SR 0013)
A-00114083, 68th Street, Philadelphia, (AAR 140 637 C)
A-00114084, 65th Street, Philadelphia, (AAR 140 635 N)
A-00114085, Cemetery Street, Philadelphia, (AAR 140 634 G)
A-00114086, Lindbergh Boulevard, Philadelphia, (AAR 140 629 K)
A-00114087, Pine Street, Borough of Darby, (AAR 140 643 F)
A-00114088, Clifton Avenue, Borough of Collingdale, (AAR 140 645 U)
A-00114089, Woodland Avenue, Philadelphia, (AAR 140 632 T)
A-00114090, 61st Street, Philadelphia, (AAR 140 633 A)

CERTIFICATE OF SERVICE

This certifies that a true copy of CSX Transportation, Inc. Petition for Extension of
Time to Complete work was served this 12th day of January 1999 upon the following:

Mr. William D. Pickering, P.E.
Chief, Right of Way & Utilities Division
Pennsylvania Department of Transportation
Room 509, Transportation & Safety Building
Harrisburg, PA 17120

Mr. Donald W. Dunlevy
State Legislative Director
United Transportation Union
2401 North Front Street
Harrisburg, PA 17110-1110

Bell Atlantic
c/o Scott T. Wyland, Esq.
Malatesta Hawke & McKeon
100 North Tenth Street
Harrisburg, PA 17101

Vincent Walsh, Esquire
Southeastern Pennsylvania Transportation Authority
Legal Department
1234 Market Street, 5th Floor
Philadelphia, PA 19107

Karyn Gordon, Esquire
PECO Energy
2301 Market Street
P. O. Box 8699
Philadelphia, PA 19101-8699

AT&T Communications, Inc.
FLOC 21W54
Promenade 2
1200 Peachtree Street, NE
Atlanta, GA 30309

Worldcom Network Services, Inc.
37 Hobbs Road
Trenton, NJ 08619

Philadelphia Suburban Water Co.
Attention: Thomas Kiely
762 West Lancaster Avenue
Bryn Mawr, Pennsylvania 19010

Suburban Cable
2319 York Road
Jamison, Pennsylvania 18929

Gerald T. Clark, Esquire
Office of City Solicitor
City of Philadelphia
1600 Arch Street, 8th Floor
Philadelphia, PA 19103-628

MCI Telecommunications Corporation
7000 Western Pkwy.
Cherry, NC 27513
Attn: Fiber Security

Water Revenue Bureau
City of Philadelphia
Municipal Services Building
1401 John F. Kennedy Blvd.
Philadelphia, PA 19102-1663

Glen C. Romano, Esq.
Philadelphia Gas Works
800 West Montgomery Avenue
Philadelphia, PA 19122

Gina M. D'Alfonso, Esquire
Assistant Counsel
Pennsylvania Department of Transportation
Office of Chief Counsel
9th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17101-1900

Borough of Darby
Henry J. Lunardi, Esquire
2002 Sproul Road
Broomall, PA 19008

Borough of Sharon Hill
Richard C. Tinucci, Esq.
P. O. Box 81
Media, PA 19063

Borough of Collingdale
Barry Dozor, Esq.
725 MacDade Blvd.
Collingdale, PA 19023



Donna W. Melton
CSX Transportation, Inc.

SUPERSEDING MEMO

DATE: March 2, 1999

DOCKETED

MAR 04 1999

KJK

SUBJECT: A-00114083 thru A-00114090

TO: Bureau of Transportation and Safety-Rail Division

FROM: *WJZ* James J. McNulty, Secretary

**DOCUMENT
FOLDER**

CSX DOUBLE STACK CLEARANCE PROJECT

A-00114083 68th STREET, PHILADELPHIA (AAR 140 637 C)
A-00114084 65th STREET, PHILADELPHIA (AAR 140 635 N)
A-00114085 CEMETARY STREET, PHILADELPHIA (AAR 140 634 G)
A-00114086 LINDBERGH BOULEVARD, PHILADELPHIA (AAR 140 629 K)
A-00114087 PINE STREET, BOROUGH OF DARBY (AAR 140 643 F)
A-00114088 CLIFTON AVE, BOROUGH OF COLLINGDALE
(AAR 140 645 U)
A-00114089 WOODLAND AVENUE, PHILADELPHIA (AAR 140 632 T)
A-00114090 61st STREET, PHILADELPHIA (AAR 140 633 A)

Attached is copy of a Petition for Extension of Time to Complete Work of CSX Transportation, Inc. filed in connection with the above docketed proceedings.

The above listed docket numbers were to be included on the February 9, 1999 assignment at docket no. A-00114082 and were omitted in error.

This matter is assigned to your Bureau for appropriate action.

Attachment

cc: TSL

wjz