

1. <u>REPORT DATE:</u>	April 24, 1984	:	2. <u>BUREAU AGENDA NO.</u>
3. <u>BUREAU:</u>	Rail Transportation	:	MAY-84-TR-125*
4. <u>SECTION(S):</u>		:	5. <u>PUBLIC MEETING DATE:</u>
6. <u>APPROVED BY:</u>		:	May 11, 1984
<u>Director:</u>	Peteritas 3-5941	:	
<u>Supervisor:</u>		:	
7. <u>MONITOR:</u>	Chairman Taliaferro	:	
8. <u>PERSON IN CHARGE:</u>		:	
	Fleisher 7-5936	:	
9. <u>DOCKET NO:</u>		:	
	C-80092154	:	

10. (a) CAPTION (abbreviate if more than 4 lines)  
 (b) Short summary of history & facts, documents & briefs  
 (c) Recommendation

(a) GLENFIELD BOROUGH  
 v.

CONRAIL, PENN CENTRAL COMPANY, ALLEGHENY COUNTY AND PENNSYLVANIA DEPARTMENT  
 OF TRANSPORTATION

(b) Complaint filed September 9, 1980. Field conference held September 24, 1980. Initial hearing held January 28, 1981. Initial order adopted May 29, 1981, directed Conrail to determine whether the bridge should be rehabilitated or replaced. Conrail submitted its report January 22, 1982. Further hearing held August 24, 1982. Second order adopted and entered December 3, 1982, directed Department to prepare plans to either rehabilitate or replace the structure within fourteen (14) months after date (December 13, 1984) order was entered. Department filed petition February 29, 1984, requesting an extension of time to complete the ordered plans.

(c) The Bureau of Rail Transportation recommends that the Commission grant the petition and direct that the plans be completed on or before December 1, 1984.

DRF:llr

11. MOTION BY: Commissioner Chm. Taliaferro Commissioner Johnson - Absent  
 Commissioner Fischl - Yes  
SECONDED: Commissioner Cawley Commissioner Shane - Yes

CONTENT OF MOTION: Staff recommendation adopted.

DOCUMENT  
 FOLDER

DOCKETED  
 MAY 17 1984



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, Pa. 17120

May 17, 1984

IN REPLY PLEASE  
REFER TO OUR FILE  
C-80092154

Spencer A. Manthorpe, Chief Counsel  
Pennsylvania Dept. of Transportation  
Room 521, Transportation & Safety Bldg.  
Harrisburg, PA 17120

Glenfield Borough  
v.  
Consolidated Rail Corporation,  
Penn Central Company,  
Allegheny County and  
Pennsylvania Department of Transportation

To Whom It May Concern:

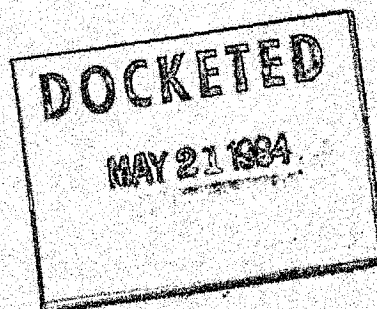
This is to advise you that an Order has been adopted  
by the Commission in public meeting held May 11, 1984.

An Executed Order and three copies have been enclosed  
for your records.

Very truly yours,

Jerry Rich, Secretary

lg  
Encls.  
Cert. Mail  
Receipt Req.

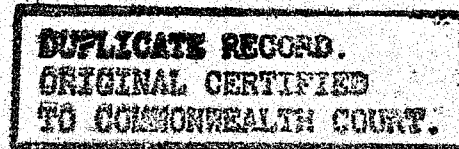


PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17120

Public Meeting held May 11, 1984

Commissioners Present:

Linda C. Taliaferro, Chairman  
James H. Cawley  
Frank Fischl  
Bill Shane

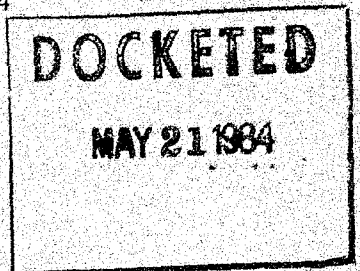


Glenfield Borough

C-80092154

v.

Consolidated Rail Corporation,  
Penn Central Company,  
Allegheny County and  
Pennsylvania Department of Transportation.



O R D E R

BY THE COMMISSION:

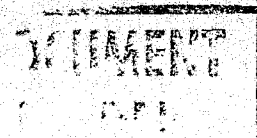
This matter is before us by reason of a petition filed by Pennsylvania Department of Transportation on February 29, 1984. The petitioner requests modification of the order adopted December 3, 1982, so as to extend the time to complete plans for replacement of the Glenfield Viaduct until December 1, 1984.

In Paragraph 5 of the aforementioned order, this Commission directed the Department to complete plans within fourteen (14) months after the date the order was entered (December 13, 1984).

The Department avers that due to delays in authorization and approval to use Federal funds, an agreement with a consultant for the design of the replacement structure was not executed until January 3, 1984. The scheduled completion date for the design in the consultant's agreement is December 1, 1984.

Proof of service of the petition on all parties in interest has been received. More than 20 days have elapsed since the petition was filed and none of the parties has advised that it has any objection to the granting of the petition as presented or desires to be heard in this matter.

We find that the date has passed when the ordered plan preparation was to have been completed. Since the work has not been completed and an agreement with a consultant for design of the project has just recently been executed, an extension of time is necessary to permit the work to be done.



Upon full consideration of the matters involved, we determine that the request for extension of time is reasonable and should be granted; THEREFORE,

IT IS ORDERED:

A. That the petition filed by Pennsylvania Department of Transportation on February 29, 1984, requesting an extension of time to complete the plan preparation, be and is hereby granted.

B. That Paragraph 5 of the order adopted December 3, 1982 (entered December 13, 1982), which reads as follows:

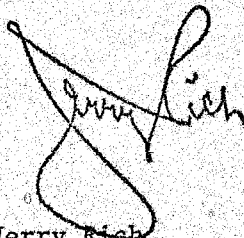
"5. That the evaluation and preparation of plan directed in Paragraph 4 above is to be completed within fourteen (14) months after service of this Order."

be and is hereby modified to read as follows:

5. That the evaluation and preparation of plan directed in Paragraph 4 above is to be completed on or before December 1, 1984.

C. That in all respects not inconsistent herewith, our order adopted December 3, 1982, remain in full force and effect.

BY THE COMMISSION,

A handwritten signature in dark ink, appearing to read "Jerry Rich", written over a large, stylized, looped flourish.

Jerry Rich  
Secretary

(SEAL)

ORDER ADOPTED: May 11, 1984

ORDER ENTERED: May 17, 1984