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July 3, 2023

**Via Electronic Filing**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

**Re:    Application of CSX Transportation, Inc. for approval to abolish four (4) at grade crossings where East Bayfront Parkway (DOT # 918 322 D); Ore Dock Road (DOT # 976 924 B and 932 473 C); and East Bay Drive (DOT # 918 325 Y) cross at-grade the tracks of CSX Transportation, Inc. in the City of Erie, Erie County, Pennsylvania  
Docket No. A-2023-**

Dear Secretary Chiavetta:

Enclosed for filing please find the Application on behalf of CSX Transportation, Inc. r. A copy has been served upon all interested parties of record. Thank you.

Sincerely yours,

A handwritten signature in blue ink that reads 'Benjamin C. Dunlap, Jr.'.

Benjamin C. Dunlap, Jr.

BCDjr/ino  
Enclosure  
cc:    All Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of CSX Transportation, Inc. : Docket No. A-2023-  
for approval to abolish four (4) at grade :  
crossings where East Bayfront Parkway :  
(DOT # 918 322 D); Ore Dock Road :  
(DOT # 976 924 B and 932 473 C); and :  
East Bay Drive (DOT # 918 325 Y) cross :  
at-grade the tracks of CSX : Filed Electronically  
Transportation, Inc. in the City of Erie, :  
Erie County, Pennsylvania :**

**To the Pennsylvania Public Utility Commission:**

CSX Transportation, Inc. (“CSXT”), by and through its attorneys, NAUMAN, SMITH, SHISSLER & HALL, LLP, files this Application, pursuant to the provisions of 66 Pa.C.S. § 2702 and 52 Pa. Code § 5.13, for approval to formally abolish four at-grade public rail crossings where its tracks cross East Bayfront Parkway (DOT # 918 322 D); Ore Dock Road (DOT # 976 924 B and DOT # 932 473 C); and East Bay Drive (DOT # 918 325 Y) in the City of Erie, Erie County, Pennsylvania, based upon the following:

1. The name and address of Applicant is CSX Transportation, Inc., 500 Water Street, Jacksonville, Florida 32292.
2. The name and address of the attorney for CSXT is Benjamin C. Dunlap, Jr., Esquire, Nauman, Smith, Shissler & Hall, LLP, 200 North Third Street, 18<sup>th</sup> Floor, Harrisburg, PA 17101.
3. CSXT is a Virginia corporation authorized to transact business in the Commonwealth of Pennsylvania, and CSXT is a common carrier railroad engaged in the business of the transportation of freight.

4. The subject crossings are located on CSXT's Erie West Secondary Line in the City of Erie, Erie County. Maps of the project locations are attached hereto as Exhibits "A" – "D".

5. The purpose of abolition of the crossings is to formally abolish the subject crossings, as CSXT no longer uses these crossings to service any rail customers.

6. CSXT proposes that the subject crossings be abolished by PennDOT removing the rails, all warning devices and resurfacing the roadway surface at the crossings.

7. A list of all concerned municipal and governmental entities as well as public utilities which are or may be concerned by the project is attached hereto as Exhibit "E".

8. All work indicated in Paragraph 6 will be performed by PennDOT at its sole cost and expense.

9. The resources necessary to abolish the crossings are not currently available and PennDOT is not able to provide an anticipated start or completion date. Therefore, PennDOT requests that the Commission issue an open Order so that they may begin the process of abolishing the crossings once the resources are available.

10. CSXT requests that PennDOT maintain the roadways at the former crossings at its sole cost and expense following the completion of project work.

WHEREFORE, CSX Transportation, Inc. respectfully requests that the Commission approve the Application for the abolition of the four crossings in the City of Erie, Erie County as described herein.

Respectfully submitted,

**NAUMAN, SMITH, SHISSLER & HALL, LLP**



**Benjamin C. Dunlap, Jr., Esquire**

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*Counsel for CSX Transportation, Inc.*

Date: July 3, 2023

**VERIFICATION**

I, Michael Sliper, Project Manager II, CSX Transportation, Inc., in the foregoing proceeding, do make the following statement subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsifications to authority, and do state that as Project Manager II for CSX Transportation, Inc., I am authorized to make this statement on behalf of CSX Transportation, Inc., and that the facts set forth in the foregoing **Application to Abolish** are true and correct to the best of my knowledge, information and belief. To the extent that the contents of the pleading are that of counsel, verifier has relied upon counsel in making this verification.



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Michael Sliper, Project Manager II

Dated: 6-30-23

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of CSX Transportation, Inc. : Docket No. A-2023-  
for approval to abolish four (4) at grade :  
crossing at Bayfront Parkway (DOT # :  
918 322 D), Ore Dock Road (DOT #976 :  
924 B and 932 473 C) and East Bay :  
Drive ( DOT # 918 325 Y) cross at-grade :  
the tracks of CSX Transportation, Inc. : Filed Electronically  
located in the City of Erie, Erie County, :  
Pennsylvania :**

**CERTIFICATE OF SERVICE**

I hereby certify that I served one (1) copy of the Application of CSX Transportation, Inc., this day, via electronic mail addressed to:

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*/s/ Ijeoma Okereke*

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Ijeoma Okereke, Paralegal to  
Benjamin C. Dunlap, Jr.

Date: July 3, 2023

**EXHIBIT "A"**

**MAP OF CROSSING DOT 918 322 D**



**EXHIBIT "B"**

**MAP OF CROSSING DOT 976 924 B**



# EXHIBIT "C"

## MAP OF CROSSING DOT 932 473 C



**EXHIBIT "D"**

**MAP OF CROSSING DOT 918 325 Y**



## EXHIBIT "E"

### LIST OF ALL CONCERNED PERSONS, PARTIES AND ENTITIES

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