

September 5, 2023

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17105-3265

Re: Application of the Department of Transportation of the Commonwealth of Pennsylvania for the abolition of sixteen (16) grade-separated crossings, including two (2) overhead crossings and fourteen (14) undergrade crossings on the former Morrisville Line between M.P. 45.69 and M.P. 54.02 in Chester County and the allocation of costs incident thereto

Dear Secretary Chiavetta:

Enclosed for filing, please find the Application of the Department of Transportation.

A copy of this Application and Exhibits has been served upon the parties in the Certificate of Service to the Application.

Sincerely,

/s/ Mary Ann Lang

Mary Ann Lang, District Utility Manager
Engineering District 6-0
Department of Transportation

Attachments

cc: Parties of Record

M. J. Chappell, P.E., Chief, Right-of-Way, Utilities and Grade Crossing Division, 7th Floor, CKB

K. L. Cummings, Senior Counsel, Office of Chief Counsel, 9th Floor, CKB

W. M. Sinick, P.E., Rail Safety Engineering Section, PUC, 3rd Floor, CKB

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of the Department of Transportation of the Commonwealth of Pennsylvania for the abolition of sixteen (16) grade-separated crossings, including two (2) overhead crossings and fourteen (14) undergrade crossings on the former Morrisville Line between M.P. 45.69 and M.P. 54.02 in Chester County and the allocation of costs incident thereto.

Application
Docket No. _____

Electronically Filed

APPLICATION OF THE DEPARTMENT OF TRANSPORTATION OF THE
COMMONWEALTH OF PENNSYLVANIA

Applicant, Department of Transportation of the Commonwealth of Pennsylvania, files this Application pursuant to the provisions of 66 Pa.C.S § 2702 and 52 Pa. Code § 5.13 for the abolition of sixteen (16) crossings, including two (2) overhead crossings and fourteen (14) undergrade crossings on the former Morrisville Line between M.P. 45.69 and M.P. 54.02 in Chester County, as described below:

1. The name and address of Applicant are Commonwealth of Pennsylvania, Department of Transportation, Charles H. Davies, P.E., Assistant District Executive, Engineering District 6-0, 7000 Geerdes Boulevard, King of Prussia, PA 19406.
2. The name and address of the attorney for the Applicant are Karen L. Cummings, Senior Counsel, Commonwealth of Pennsylvania, Department of Transportation, Office of Chief Counsel, PO Box 8212, Harrisburg, PA 17105-8212.
3. The Applicant is an agency of Commonwealth of Pennsylvania, organized and existing under the Administrative Code of 1929, 71 P.S. § 511, et seq. and generally 36 P.S. § 670 - 401 et seq.

4. The names and addresses of the persons, parties and entities concerned in, or affected by the proposed construction, to the best of the applicant's knowledge, are shown in the certificate of service. In addition to those served, the applicant requests that the following also receive service of all documents in this matter:

Mark J. Chappell, P.E., Chief
Right of Way, Utilities, and Grade Crossing
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Karen Cummings
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5. It is desirable to abolish the subject crossings by removing the railroad facilities from the public right-of-way. A Crossing List and Location Map is attached hereto and marked as Exhibit "A".
6. Applicant acquired the subject crossings from Norfolk Southern Railway Company on July 25, 2022.
7. The Applicant is aware of prior Public Utility Commission order for these crossings at Docket Numbers: A-00094686, A-00106753, and A-00111272.
8. The Applicant does not have an average daily traffic count for these crossings.
9. The estimated total cost for the project subject to the application and described above is \$0. The railroad facilities are already removed.
10. This project is necessary and proper for the safety and convenience of the public.

11. A conference of all parties of interest should be held to discuss the proposed abolishments.

Wherefore, Applicant respectfully requests that the Public Utility Commission approve this application.

Respectfully Submitted:

/s/ Charles H Davies

Charles H. Davies, P.E.
Assistant District Executive
Engineering District 6-0
Department of Transportation
7000 Geerdes Boulevard
King of Prussia, PA 19406
Phone (610) 205-6671
Fax (610) 205-6903
cdavies@pa.gov

Dated: September 5, 2023

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of 52 Pa. Code § 1.54, by first class mail, postage prepaid:

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Dated this 5th Day of September 2023

/s/ Mary Ann Lang
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610-205-6530
malang@pa.gov

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VERIFICATION

I, Mary Ann Lang hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. §4904 (relating to unsworn falsification to authorities).

Date: September 5, 2023

/s/ Mary Ann Lang
District Utility Manager

EXHIBIT A

NO.	RR M.P.	LOCATION	TOWNSHIP	TYPE	DOT Number
1.	45.69	Ravine Rd. (T-368)	East Whiteland	Highway Under	531 226 C
2.	46.09	Phoenixville Pk. (SR 2001)	West Whiteland	Highway Under	531 223 G
3.	46.22	US 202	West Whiteland	Highway Over	531 221 T
4.	47.41	Ship Rd. (SR 1001)	West Whiteland	Highway Under	531 218 K
5.	Unknown	Crest Rd. (T-475)	West Whiteland	Highway Under	Unknown
6.	48.19	PA 100	West Whiteland	Highway Under	531 217 D
7.	49.11	Whitford Rd. (SR 3069)	West Whiteland	Highway Under	531 216 W
8.	49.71	Burgoyne Rd. (T-444)	West Whiteland	Highway Under	531 212 U
9.	49.89	Burgoyne Rd. (T-444)	West Whiteland	Highway Under	531 211 M
10.	50.51	Boot Rd. (SR 2020)	East Bradford	Highway Under	531 215 P
11.	50.72	Valley Creek Rd. (SR 3061)	East Caln	Highway Under	531 214 H
12.	52.03	Skelp Level Rd. (T-438)	East Caln	Highway Over	531 209 L
13.	52.66	US 322	East Caln, West Bradford	Highway Under	531 208 E
14.	52.76	Bradford Rd. (SR 3057)	West Bradford	Highway Under	531 204 C
15.	53.33	Glenside Rd. (SR 3053)	West Bradford	Highway Under	531 205 J
16.	54.02	Poorhouse Rd.	Caln	Highway Under	541 196 P

