



**COMMONWEALTH OF PENNSYLVANIA**  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
COMMONWEALTH KEYSTONE BUILDING  
400 NORTH STREET  
HARRISBURG, PENNSYLVANIA 17120

IN REPLY PLEASE  
REFER TO OUR FILE

February 15, 2024

A-2019-3011890

**TO ALL PARTIES OF RECORD**

Application of the Commonwealth of Pennsylvania, Department of Transportation for approval to alter two (2) public at-grade crossings by the installation of new warning devices where State Route 1041 (DOT 145 463 A) in Lower Tyrone Township, and where State Route 0819 (DOT 145 459 K) in Dawson Borough, cross, at grade, two (2) tracks of CSX Transportation Inc., in Fayette County all in accordance with the Federal Grade Crossing Program and the allocation of costs incident thereto.

To Whom It May Concern:

On June 1, 2023, CSX Transportation Inc., (CSXT) submitted preliminary situation plans and preliminary circuitry plans for the subject crossings where State Route (SR) 1041 (DOT 145 463 A) in Lower Tyrone Township, and where SR 0819 (DOT 145 459 K) in Dawson Borough, cross, at grade, two (2) tracks of CSXT, both in Fayette County. The plans detail the proposed work within the limits of the Commission's jurisdiction. The plans were submitted in accordance with Numbered Paragraph 3 of the Commission's Secretarial Letter dated August 3, 2022, in the above-captioned proceeding.

The situation plan for SR 0819 consists of one (1) sheet entitled "STREET NAME: SR 819 (LAUGHLIN ST.)" The preliminary situation plan for SR 1041 consists of one (1) sheet entitled, "STREET NAME: SR 1041 (RIVER RD.)". The preliminary circuitry plans for both subject crossings consist of sixty-five (65) sheets entitled "DETAILED CIRCUITRY PLANS". The Commission reviewed the situation and circuitry plans and issued a review letter on June 26, 2023.

On January 8, 2024, CSXT submitted a letter responding to the Commission's plan review letter and submitted a revised preliminary situation plan for SR 0819, consisting of one (1) sheet, that shows guiderail and curbing being placed around the warning devices in the northwest quadrant. CSXT states in the letter that they will install the guiderail and curbing and that Pennsylvania Department of Transportation will pay for their installation. In addition, CSXT states that after they receive authorization for construction that CSXT will issue a final plan set, consisting of final situation and circuitry plans for both of the subject crossings, to the Commission.

The parties have not agreed as to which party will be responsible for the maintenance of the guiderail and curbing being placed around the warning devices in the northwest quadrant of the SR 0819 crossing. On December 22, 2023, CSXT asked the Commission if the maintenance of the curbing and guiderail could be left as an open issue and be assigned at a later date.

By electronic mail dated December 26, 2023, the Commission stated that it is agreeable to assign the maintenance of the guiderail and curbing at a later date. In addition, the Commission stated the guiderail and curbing being placed around the warning devices in the northwest quadrant of the SR 0819 crossing shall not block safe pedestrian ingress and egress through the crossing.

CSXT avers that each party to the proceeding was served for review an electronic copy of the preliminary situation and circuitry plans for both of the subject crossings on June 1, 2023, and of the revised preliminary situation plan for the SR 0819 crossing on January 8, 2024. CSXT electronically filed the same preliminary plans with the Commission. None of the parties have advised this Commission that it objects to approval of the preliminary situation and circuitry plans.

The Commission issues this Secretarial Letter in accordance with Section 2702 of the Public Utility Code and approves the preliminary situation plan for SR 1041 and the preliminary detailed circuitry plans for both subject crossings submitted by CSXT on June 1, 2023, and the revised preliminary situation plan for SR 0819 submitted on January 8, 2024.

All formal documents must be filed with the Secretary of the Commission. Documents must be eFiled, mailed or hand delivered. All filings should be addressed to the Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120. The Commission will not accept documents delivered by fax or by e-mail. Parties are encouraged to file formal documents by eFiling with the Secretary of the Commission by opening an Efiling account through the Commission's website (the account is free of charge) and accepting eservice at <https://www.puc.pa.gov/filing-resources/efiling/>.

If your filing contains confidential material, you are required to file by overnight delivery to ensure the timely filing of your submission. There are certain filings that cannot be eFiled, such as filings containing confidential or proprietary material. These must be submitted to the Secretary by overnight delivery, priority, or certified mail to allow tracking of your filing.

If you are dissatisfied with the resolution of this matter, you may, as set forth in 52 Pa. Code §§ 1.31 and 5.44, file a Petition for Reconsideration from Staff Action (Petition) with the Commission within twenty (20) days of the date of this letter. The Petition shall be eFiled with the Secretary of the Commission or sent to: Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120, and must be filed within twenty (20) days, or if no timely request is made, the action will be deemed to be a final action of the Commission.

The Petition MUST include: (1) a written statement (divided into numbered paragraphs) outlining the reasons for the request; (2) the case docket number (it is provided for you at the top right hand corner of this letter); (3) the party on whose behalf the petition is made; (4) a Certificate of Service on the other parties of record; and (5) a Verification with original signature in accordance with 52 Pa. Code § 1.36.

Very truly yours,

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta". The signature is written in a cursive style with a large initial "R".

Rosemary Chiavetta  
Secretary