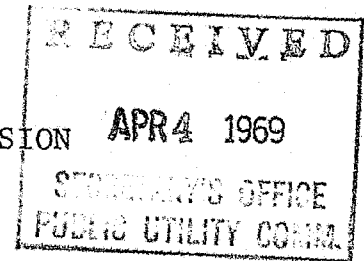


ORIGINAL
Before the

PENNSYLVANIA PUBLIC UTILITY COMMISSION



Application of the Reading Company and :
Penn Central Company for approval of the :
abolition of the crossings at grade where :
Township Road No. 699 crosses the tracks :
of applicants and the construction of a :
crossing where a new highway constructed :
as proposed will cross above grade of :
applicants' tracks located partly in :
Manheim Township and partly in the City :
of Lancaster, Lancaster County, and the :
allocation of the costs thereof. :

Application Docket

No. **A95245**

1969

TO THE HONORABLE PENNSYLVANIA PUBLIC UTILITY COMMISSION,
Harrisburg, Pa.

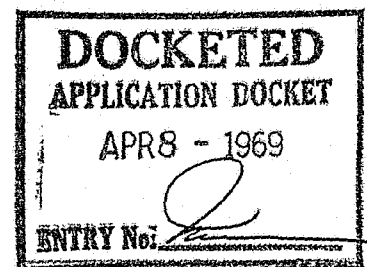
1. Applicants are Reading Company and Penn Central Company, both interstate railroads operating in Pennsylvania and inter alia operating in Manheim Township near the City of Lancaster in Lancaster County.

2. Applicants' attorneys are:

James E. Frick, Esq.
415 Reading Terminal
Philadelphia, Pa. 19107

and

Harris J. Latta, Jr., Esq.
1138 Six Penn Center Plaza
Philadelphia, Pa. 19104



3. Manheim Township Road No. 699 presently crosses a single track of the Lancaster Branch of Reading at grade



(No. 1028 on list of public crossings filed by Reading with the Commission) and crosses two tracks of the Penn Central main line above grade as shown on Plan L.A. 588-2 dated July 7, 1967, attached hereto and made part hereof as Exhibit "A". The Reading operates freight service over its track and Penn Central operates both passenger and freight service over its tracks.

4. Applicants propose to abolish the present crossings at grade and above grade and, in lieu thereof, to construct a crossing above the grade of both railroads. The proposed overhead crossing will be located approximately 530 feet westwardly of the existing Penn Central crossing.

5. Plan L.A. 588-10, Sheet No. 1, shows the location of major utility installations other than railroad, and shows railroad alignment in more detail than Exhibit "A"; and is attached hereto and made part hereof as Exhibit "B".

6. Plan L.A. 588-5, undated, shows a plan and profile of the proposed new highway and a typical roadway section. It is attached hereto and made part hereof as Exhibit "C".

7. Drawing (DWG) PS-1 shows the preliminary plan of the proposed bridge structure and indicates the proposed clearances meet or exceed the minimum clearance requirements of the Commission under its Railroad Regulations. It is attached hereto and made part hereof as Exhibit "D".

8. All Exhibits, i.e., plans, noted as attached, are enclosed in a separate folder and physically attached only to the original.

9. The construction of the proposed overhead crossing is contingent on the abolition of the two existing crossings hereinbefore described.

10. Approval of this application will effectuate the prevention of accidents and promote the safety of the public.

11. Approval of this application will permit the development of a new shopping center within the City of Lancaster and benefit both the City and the adjoining communities.

12. The proposed shopping center as shown on Plan Exhibit "A", is located in the northwest extremity of the City of Lancaster and is designed to serve adjacent communities including Manheim Township.

13. As shown on Exhibit "A", the southern approach to the proposed bridge is located entirely in the City of Lancaster. The existing crossings, proposed bridge and the access road on the northern approach thereto are located in Manheim Township.

14. All construction of the approaches, access roads and the bridge structure is to be at the developer's expense.

15. Penn Central Company and Reading Company are willing to be made responsible for construction over their tracks within the limits of their rights-of-way and removal of railroad facilities at the existing crossings provided they are permitted to recover their respective costs from the developer in accordance with existing or other valid contracts or understandings.

16. Applicants believe and aver that the City of Lancaster is a necessary party to this proceeding in that (1) the entire shopping development is within the City limits; and (2) the approaches to the proposed structure from the south lie entirely within City limits.

17. Applicants believe and aver that the City of Lancaster is willing to assume responsibility for construction and maintenance of all necessary highways and all maintenance of the proposed bridge subject to its agreement with the developer of the shopping center.

18. Applicants believe and aver that Manheim Township is agreeable to the proposed construction provided all work is done by and at the expense of others, and in accordance with usual standards of construction for similar highways.

19. All property damages will be assumed by Penn Central Company with the proviso that it recover from the developer. It is not contemplated that any property damages other than operating right-of-way of the applicants will be incurred and each applicant agrees to waive damages to its operating right-of-way.

20. In the event that traffic control signals are required at the intersection of the proposed new access road and L.R. 138 in Manheim Township, they shall be installed and paid for by either the Department of Highways or the City of Lancaster subject to reimbursement, if any, from the developer. Future maintenance of such signals should be assessed either to Manheim Township or Pennsylvania Department of Highways in accordance with usual practices.

21. Township Road No. 699 should be permanently barricaded at the north right-of-way line and the portion beyond, which includes the existing crossings, vacated. Future maintenance of the barricade should be placed on Manheim Township.

22. All public utility crossings other than rail carriers should be retained or relocated without expense to the applicants and without future charges to said utilities by way of rent or use and occupancy charges by the rail carriers involved.

23. All permits, if any, from Water and Power Resources Board and such other licenses and permits as may be required shall be obtained by the City of Lancaster and/or the developer.

WHEREFORE, applicants pray your Honorable Commission to approve the abolition of the grade crossings aforesaid and to authorize the construction of a new crossing above grade, and to allocate the costs thereof.

Reading Company

By 

E. C. Lawson

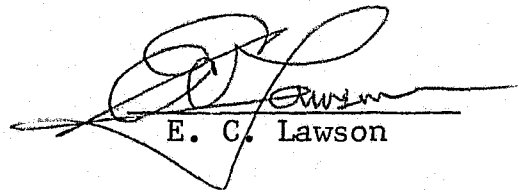
Penn Central Company

By 

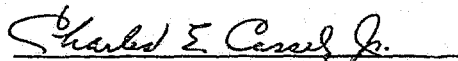
S. G. Wintoniak

COMMONWEALTH OF PENNSYLVANIA :
: SS
COUNTY OF PHILADELPHIA :

E. C. LAWSON, being duly sworn according to law,
deposes and says that he is Manager-Engineering Department -
Design and Construction of Reading Company; that he is
authorized to and does make this foregoing application for
it; and that the facts set forth therein are true and correct
to the best of his knowledge, information and belief.


E. C. Lawson

Sworn to and subscribed
before me this 2nd day
of April, 1969.


Notary Public
Philadelphia, Philadelphia County
My Commission Expires ~~January 17, 1970.~~
July 10, 1971.

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