

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: : Docket No. A-2025-3054059
:
Application of The Municipal Authority of :
the Borough of Portage for approval to :
alter the public crossing (DOT 529 244 :
A) by the installation of an 8-inch PVC :
water line inside a 16-inch steel casing :
pipe where State Route 0164 (Main :
Street) crosses, below grade, three (3) :
tracks of Norfolk Southern Railway :
Company located in Portage Borough, :
Cambria County. :

PETITION FOR EXTENSION OF TIME

To the Pennsylvania Public Utility Commission:

AND NOW, comes The Municipal Authority of the Borough of Portage and submits the following in support of its Petition for Extension of Time to complete certain items of work as required by the Commission’s Secretarial Letter dated April 29, 2025:

1. The name and address of Petitioner is:

The Municipal Authority of the Borough of Portage
606 Cambria Street
Portage, Pennsylvania 15946

2. The name and address of Petitioner’s Solicitor is:

Toby D. McIlwain, Esquire
Spence, Custer, Saylor, Wolfe & Rose, LLC
1067 Menoher Boulevard
Johnstown, Pennsylvania 15905

3. The Commission granted The Municipal Authority of the Borough of Portage (“Authority”) approval to perform the installation of an 8-inch polyvinyl chloride water line inside a 16-inch steel casing pipe where State Route 0164 crosses – below grade – three (3) tracks of Norfolk Southern Railway Company in Portage Borough, Cambria County, Pennsylvania.

4. The Commission's April 29, 2025 Secretarial Letter requires that construction/alteration at the crossing must be completed on or before April 30, 2026.
5. The Authority has experienced delays due to the fact that the borings are pending the approval of Norfolk Southern Protection Services.
6. Due to this unforeseen circumstance encountered by the Authority, it is just and reasonable for the Commission to grant an extension of time within which to complete the work.
7. The Authority respectfully requests a one (1) year extension of time in which to complete the work.

WHEREFORE, The Municipal Authority of the Borough of Portage respectfully requests that the Commission grant the Authority's Petition for Extension of Time and modify the Commission's Secretarial Letter of April 25, 2029 to read as follows:

FROM:

8. The alteration of the crossing be completed on or before ~~April 30, 2026~~, and that on or before said date the Municipal Authority of the Borough of Portage, report in writing the date of actual completion of the work to this Commission and certify to the parties of record and this Commission that the work has been satisfactorily completed in accordance with the approved plans and this Secretarial Letter.

TO:

8. The alteration of the crossing be completed on or before **April 30, 2027**, and that on or before said date the Municipal Authority of the Borough of Portage, report in writing the date of actual completion of the work to this Commission and certify to the parties of record and this Commission that the work has been satisfactorily completed in accordance with the approved plans and this Secretarial Letter.

Respectfully submitted,

SPENCE, CUSTER, SAYLOR, WOLFE & ROSE, LLC

/s/ Toby D. McIlwain

Toby D. McIlwain, Esquire

I.D. No. 316074

tmcilwain@spencecuster.com

*Solicitor for Petitioner,
The Municipal Authority of the Borough of Portage*

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 4th day of May, 2026, I served a true copy of the foregoing document upon the participants, listed below, in accordance with the requirements of § 1.54 (*relating to service by participant*).

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*Solicitor for Petitioner,
The Municipal Authority of the Borough of Portage*