

MARTIN J. O'BRIEN

209 Diamond Street West
Butler, PA 16001

ORIGINAL

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APR 16 1987

SECRETARYS OFFICE
~~Public Utility Commission~~

April 13, 1987

Commonwealth of Pennsylvania
Pennsylvania Public Utility
Commission
P.O. Box 3265
Harrisburg, PA 17120

ATTENTION: Jerry Rich, Secretary

RE: M-870123

Dear Sir:

Please be advised that I am no longer Solicitor for the City of Butler. Your mailing list should be corrected. The Solicitor for the City of Butler is:

James P. Coulter, Esquire
DILLON, McCANDLESS AND KING
128 West Diamond Street
Butler, PA 16001

Please make this correction on all of your records relating to the City of Butler.

Sincerely yours,

Martin J. O'Brien
Martin J. O'Brien

MJO'B/dlw

INDEXED
FILED
APR 17 1987

APR 17 1987

PETER J. NOLAN

ATTORNEY AT LAW

221 NORTH OLIVE STREET

P. O. BOX 902

MEDIA, PENNSYLVANIA

19063-0902

TELEPHONE
565-3400

April 27, 1987

Commonwealth of Pennsylvania
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

ATTENTION: Mr. Jerry Rich, Secretary

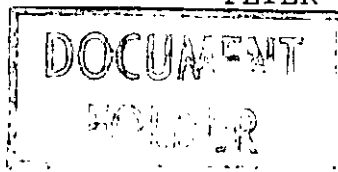
RE: M-870123

Dear Mr. Rich:

Enclosed please find the Exceptions of the Borough of Darby to the Tentative Decision filed in the above matter.

Very truly yours,


PETER J. NOLAN



PJN/gmz

enc.

cc: Borough of Darby
Mr. Lloyd Noll
Chessie System Railroads

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APR 30 1987

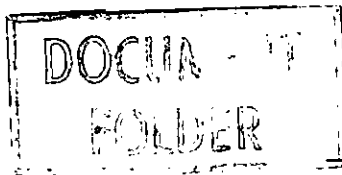
SECRETARYS OFFICE
Public Utility Commission

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APR 30 1987

PENNSYLVANIA PUBLIC UTILITY COMMISSION
SECRETARYS OFFICE
Public Utility Commission

ASSIGNMENT OF RESPONSIBILITY FOR MAINTENANCE OF RAIL HIGHWAY CROSSINGS CARRYING PUBLIC OFFSTAGE SYSTEM HIGHWAYS (LOCAL HIGHWAYS) OVER AND ABOVE THE GRADE OF THE TRACKS OF CSX TRANSPORTATION, INC., IN SIXTEEN MUNICIPALITIES, IN TEN COUNTIES OF THE COMMONWEALTH OF PENNSYLVANIA



M-870123

DOCKETED

MAY 5 - 1987

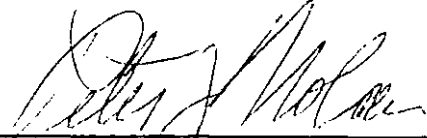
EXCEPTIONS

The Borough of Darby hereby files Exceptions to the Order entered on April 8, 1987 in regard to Bridge No. 86-A on Pine Street in the Borough of Darby, as follows:

1. The Borough of Darby excepts to that portion of the tentative decision entered in the above matter which provides that the Borough of Darby is responsible for the maintenance of the highway approaches to the said Pine Street Bridge and which requires it to furnish all material and perform all work required to maintain the surface thereof, and the Borough further asserts that the railroad has indicated to the Borough that it would maintain and repair the surface of the bridge and all approaches thereto until a major reconstruction or resurfacing of the bridge occurred. Such major repaving or reconstruction of the bridge has not occurred and the said railroad has assumed the responsibility for maintenance and repair in accordance with its assertion and guarantee.

WHEREFORE, the Borough of Darby requests that said tentative decision in regard to the Pine Street Bridge be amended to read that the applicable railroad authority will continue with its guarantee

and promise that said maintenance of the bridge and approaches shall be done by said railroad until such time as there is a major repair or renovation of said bridge.



PETER J. NOLAN, Esquire
Solicitor for the Borough of Darby

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APR 30 1987

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

SECRETARYS OFFICE
Public Utility Commission

RE: Assignment of responsibility for maintenance of rail-highway crossings carrying public off-state system highways (local highways) over and above the grade of the tracks of CSX Transportation, Inc., in sixteen municipalities, in ten counties of the Commonwealth of Pennsylvania.

M-870123

EXCEPTIONS TO TENTATIVE DECISION

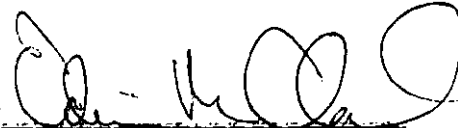
West Mahoning Supervisors do hereby file exceptions to the Tentative Decision of the Pennsylvania Public Utility Commission Order dated April 8, 1987, based upon the following:

1. That Bridge No. 238.97 located in West Mahoning Township, Indiana County, Pennsylvania, presently has a wooden deck and any order placing a duty upon the Township to construct a bituminous surface is improper.

2. That the wooden deck of Bridge No. 238.97 is not conducive to a bituminous surface and the responsibility for placing or maintaining said surface is improper.

WHEREFORE, it is respectfully requested that the requirement that the Township install and/or maintain a bituminous surface on the wooden bridge be stricken.

HOLSINGER, CLARK & ARMSTRONG

By 
Edwin M. Clark, Jr.

DOCUMENT

5920c

DOCKETED
MAY 5 - 1987

SUCKLING & VALASEK
ATTORNEYS AT LAW
KEYSTONE BUILDING
131 NORTH MCKEAN STREET
P. O. BOX 1003
KITTANNING, PENNSYLVANIA 16201

DAVID C. SUCKLING
KENNETH G. VALASEK

May 8, 1987

(412) 543-2891
(412) 548-7098

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MA

Mr. Jerry Rich, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17120

SEC. OF
Public Utility Commission

IN RE: Your File M-870123

Dear Mr. Rich:

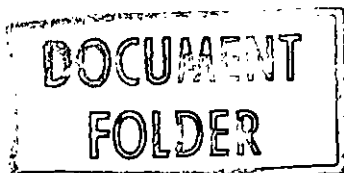
The Supervisors of the Township of East Franklin in Armstrong County, Pennsylvania, received the Tentative Decision of the PUC adopted April 2, 1987, and entered April 8, 1987, which you sent to them, relative to the interim maintenance of certain railroad bridges by CSX Transportation, Inc.

Among the bridges listed in the Tentative Decision was Township Bridge No. 219 in East Franklin Township, designated in the Decision as "Limestone Hill Road T-480" in Armstrong County.

The Tentative Decision lists the posted weight limit at "3 tons". The Township Supervisors have noted that the posted weight limit on that bridge actually is 10 tons at present and we want to call this to your attention.

Please advise if the PUC wants the Supervisors to take any action in this respect.

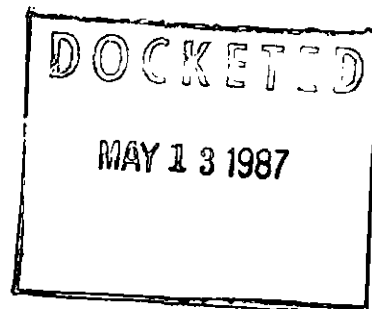
Very truly yours,



David C. Suckling
David C. Suckling

DCS: jm

c.c.: Mrs. Anna M. Smith, Secretary
East Franklin Township Supervisors



LAW OFFICES
HOLSINGER, CLARK AND ARMSTRONG
A PROFESSIONAL CORPORATION
FIRST FEDERAL BUILDING
935 PHILADELPHIA STREET
INDIANA, PENNSYLVANIA 15701
412-463-8791

ALAN HOLSINGER
EDWIN M. CLARK, JR.
JOHN H. ARMSTRONG
MICHAEL J. SUPINKA

EDWIN M. CLARK (1902-1983)

May 14, 1987

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MAY 18 1987

SECRETARYS OFFICE
Public Utility Commission

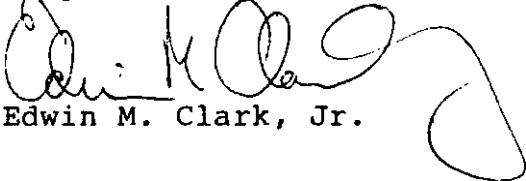
Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, PA 17120

RE: M-870123

Gentlemen:

The West Mahoning Township Supervisors, Indiana County, Pennsylvania, have requested that I inform you that they wish to withdraw the exceptions which they filed April 28, 1987, to the tentative decision of the Pennsylvania Public Utility Commission Order dated April 8, 1987.

Very truly yours,


Edwin M. Clark, Jr.

EMC, JR./clh

cc: Nancy Boddorf, Secretary

