



ILLINOIS COMMERCE COMMISSION

May 15, 2008

City of Greenville, Illinois, by its Mayor, Alan Gaffner,  
Petitioner,

Vs.

CSX Corporation, Inc. and State of Illinois Department of Transportation.  
Respondents.

T08-0079

Petition for permission to construct a new overhead grade separation crossing  
of Andrews Drive, Section #99-00036-00-BR, Structure #003-6000, over the  
tracks of the CSX Corporation, Inc. at Milepost QS-188.2 and U.S. Route 40  
located approximately 3/4 mile east of Illinois Route 127, Greenville, Bond  
County, Illinois.

Mr. Patrick F. Schaufelberger  
Schaufelberger Law Offices, Ltd.  
105 North Third Street, Suite 201  
Greenville, IL 62246-1034

Dear Mr. Schaufelberger:

Receipt is acknowledged of the original and three (3) copies of the Petition filed May 15, 2008 in  
the above matter.

**All future correspondence/pleadings should be filed and addressed to: Mr. Dave  
Lazarides, Director of Processing, Illinois Commerce Commission, 527 East Capitol Avenue,  
Springfield, IL 62701 or you may file the original electronically through E-docket if you have an  
account. To apply for an account, please log on to [www.icc.illinois.gov](http://www.icc.illinois.gov) and apply for an E-docket  
account.**

Processing and Information Section

KI

Cc: Staff: Mr. John Saladino  
Ms. Christine Reed, IDOT  
Ms. Ellen Schanzle-Haskins, IDOT  
Mr. Lance T. Jones, IDOT  
Mr. Hal Gibson, CSX Transportation, Inc.  
Mr. Tom Livingston, CSX Transportation, Inc.  
Mr. Alan Gaffner, Mayor-City of Greenville

**ORIGINAL**

**PETITION  
STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

**RECEIVED**  
MAY 15 2008

Illinois Commerce Commission  
RAIL SAFETY SECTION

**City of Greenville, Illinois, by its Mayor,  
Alan Gaffner** )

**Petitioner,** )  
**VS** )

T 08-0079

**CSX Corporation, Inc. and State of  
Illinois Department of Transportation,** )

**Petition for permission to construct a new  
overhead grade separation crossing of  
Andrews Drive, Section #99-00036-00-  
BR, Structure #003-6000, over the tracks  
of the CSX Corporation, Inc. at Milepost  
QS-188.2 and U.S. Route 40 located  
approximately ¼ mile east of Illinois  
Route 127, Greenville, Bond County,  
Illinois** )

**TO THE ILLINOIS COMMERCE COMMISSION:**

Now comes Mayor Alan Gaffner, of the CITY OF GREENVILLE, by  
Patrick F. Schaufelberger, of THE SCHAUFELBERGER LAW OFFICES, its City  
Attorney, and for its Petition does state:

1. That Andrews Drive, to be maintained by Petitioner, is to be constructed  
along an alignment which would extend over the tracks of the CSX Corporation, Inc. and  
U.S. Route 40 at a location approximately ¼ mile east of Illinois Route 127, Greenville,  
Bond County, Illinois.

2. That the Petitioner proposed to construct a highway overpass structure to a  
standard suitable for a two lane roadway, in accordance to the plans marked Exhibit "A"

**DOCKETED**

and at the location at the place shown in Exhibit "B", attached hereto and made part hereof.

3. That the Greenville Industrial Park is situated southeast of the City of Greenville. This 900-acre site is currently serviced by only one access point that connects to IL-127 by way of a two-lane local road (Idler Lane). The intersection with IL-127 is in the middle of a horizontal curve and with the anticipated increase in truck and industrial traffic, could pose safety concerns for traffic traveling along that route.

4. That this improvement aims to create an independent and dedicated entrance to the industrial park off of US Route 40. This intersection provides adequate site distance for turning movements and incorporates turning lanes on US Route 40 to maintain the east-west traffic flow. This improvement also creates a grade separation over US Route 40 and the CSX and Illinois Western Railroads to provide safe movements into and out of the industrial park.

5. That it is necessary, to preserve or promote the safety of the public and for public convenience and necessity, to separate the grade by the construction of the overpass substantially as proposed herein.

6. That the newly constructed Andrews Drive will aid in the industrial redevelopment of the surrounding area. Which, upon completion of roadway improvement, will increase the amount of vehicular traffic accessing the industrial park, a portion of said traffic will be State-Wide in nature.

7. Than an engineering study made by Petitioner estimates the cost of construction with a two (2) lane concrete and steel structure, including roadway approaches and intersections to be \$6.75 million.

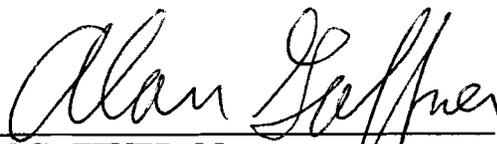
8. That Petitioner is willing to contribute towards the expenses of constructing the overpass Bridge, but it is unable to defray costs which should be borne by respondent department, on behalf of the statewide public. The Illinois Department of Transportation has programmed a total of \$5,588,000 over multiple fiscal years for preliminary engineering, right-of-way acquisition, utility relocation, construction costs and construction engineering. An additional \$1,000,000 in federal funding is available for construction costs.

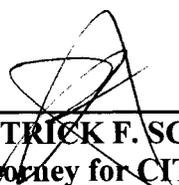
**WHEREFORE**, Petitioner prays that the Illinois Commerce Commission conduct a hearing on this petition, and after the hearing, provide by order the construction of the overpass bridge, directing an appropriate portion thereof to be borne for the benefit of the statewide traveling public by the Grade Crossing Protection Fund and directing disbursements thereto, all as may be necessary to preserve, promote and protect the safety and convenience of the public in the premises herein described.

The Petitioner further specially requests that all necessary steps be taken by the Illinois Commerce Commission to expedite, accelerate and advance upon its docket for immediate consideration, the matter of this Petition.

DATED at Greenville, Illinois, this 12 day of May, 2008.

**CITY OF GREENVILLE, ILLINOIS**

By:   
ALAN GAFFNER, Mayor

  
PATRICK F. SCHAUFELBERGER,  
Attorney for CITY OF GREENVILLE

**PETITION  
STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

**City of Greenville, Illinois, by its Mayor,     )**  
**Alan Gaffner   )**

**Petitioner,     )**

**VS   )**

**T 08-\_\_\_\_\_**

**CSX Corporation, Inc. and State of     )**  
**Illinois Department of Transportation,     )**

**Petition for permission to construct a new     )**  
**overhead grade separation crossing of     )**  
**Andrews Drive, Section #99-00036-00-     )**  
**BR, Structure #003-6000, over the tracks     )**  
**of the CSX Corporation, Inc. at Milepost     )**  
**QS-188.2 and U.S. Route 40 located     )**  
**approximately ¼ mile east of Illinois     )**  
**Route 127, Greenville, Bond County,     )**  
**Illinois**

**CERTIFICATE OF SERVICE**

I, ALAN GAFFNER, the duly elected Mayor of the City of Greenville, certify that I served a true and correct copy of the foregoing PETITION FOR NEW OVERHEAD GRADE SEPARATION CROSSING upon the Respondents made parties to this proceeding via first class mail, postage prepaid, and depositing the same in the United States Mail, Greenville, Illinois or alternatively by electronic means as provided for in Section 200.1050, this 14 th day of May 2008 addressed as follows:

**Via Mail or Electronic Mail to:**

Mr. Hal Gibson  
CSX Transportation, Inc.  
500 Water Street – J301  
Jacksonville, FL 32202

Ms. Ellen J. Schanzle-Haskins  
Chief Counsel - IDOT  
2300 South Dirksen Parkway, Room 300  
Springfield, IL 62764

Larry J. Shaw, P.E.  
Program Manager  
URS Corporation  
One Indiana Square, Suite 2100  
Indianapolis, IN 46204

A handwritten signature in cursive script that reads "Judy Roberts". The signature is written in black ink and is positioned to the right of the typed address.

**EXHIBIT A**

**Type, Size and Location Drawing  
General Plan**



**EXHIBIT B**

**Andrews Drive Development**

