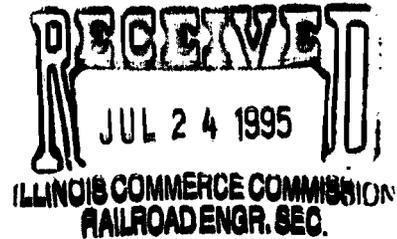


ORIGINAL

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Petition for authorization to)
reconstruct the East Jackson Drive Viaduct)
over the tracks of the I.C. and Metra)
companies in the City of Chicago,)
County of Cook and State of Illinois,)
and for a waiver of the clearance)
requirements of 92 Ill. Adm. Code,)
Section 1500.)

No. T95-0066



PETITION

The City of Chicago ("City") hereby petitions the Illinois Commerce Commission ("Commission") for authority to reconstruct the East Jackson Drive Viaduct over the railroad tracks of the I.C and Metra companies in Chicago, Illinois, and for a waiver of the Commission's clearance requirements set forth in 92 Ill. Adm. Code, Section 1500.

In support of the petition, the City states as follows:

1. The Commission has jurisdiction of the subject matter of this petition and of the petitioner pursuant to Chapter 18 of the Illinois Commercial Transportation Law. 625 ILCS 5/18c-7401.
2. East Jackson Drive is an urban collector in the City of Chicago Central Business District which runs in an east-west direction and, at this location, is a primary mover of vehicular and pedestrian traffic to and from downtown Chicago.
3. That the East Jackson Drive Viaduct is an overhead structure spanning numerous railroad tracks of the I.C and Metra companies.
4. That the City desires to reconstruct the East Jackson Drive Viaduct and hereby seeks authorization from the Commission for this reconstruction project. A drawing of the proposed reconstruction plan has been prepared by H. W. Lochner, Inc., consulting engineers, and is attached as Exhibit A.

DOCKETED

5. The City plans to secure funds for this project (Surface Transportation Program Funds) pursuant to the federal Intermodal Surface Transportation Efficiency Act of 1991 which provides for 80% Federal and 20% State monies.

6. The City does not seek at this time any contribution of funds for this reconstruction project from the I.C., Metra, or from the Grade Crossing Protection Fund.

7. The existing East Jackson Drive Viaduct is supported by two (2) piers and two (2) abutments with vertical clearances of 5.58 meters (18 feet - 3 inches) to 6.25 meters (20 feet - 6 inches).

8. The existing horizontal clearances of the East Jackson Drive Viaduct from face of structure element to centerline of nearest track range from 2.78 meters (9 feet - 1 inch) to 13.88 meters (45 feet - 6 inches).

9. The reconstructed East Jackson Drive Viaduct will be supported by two (2) piers (same as existing) and two (2) vaulted abutments (same location as existing) with vertical clearances from 5.85 meters (19 feet - 2 inches) to 6.49 meters (21 feet - 3 inches).

10. The horizontal clearances of the reconstructed East Jackson Drive Viaduct from face of structure element to centerline of nearest track, will range from 2.78 meters (9 feet - 1 inch) to 17.63 meters (57 feet - 10 inches).

11. The City hereby requests that the Commission waive its clearance requirements of 92 Ill. Adm. Code Section 1500 (formerly General Order 22).

12. The reason that compliance with 92 Ill. Adm. Code Section 1500 cannot be met and a waiver is requested by the City is as follows:

- a) With respect to vertical clearances, the reconstructed East Jackson Drive Viaduct must maintain a profile similar to the existing one in order to meet the existing grade at Michigan Avenue, and the Grant Park underground parking garage,

which is in close proximity to the west viaduct abutment. In addition, since the project is adjacent to the Grant Park Historic District, and the Art Institute, impacts on these properties also prohibit raising the profile of the roadway to an elevation that is in compliance with the Code.

b) With respect to the horizontal clearances, pier placement was dictated by fixed track and catenary structures that require the same or better horizontal clearances.

13. The I.C. and Metra have no objection to this reconstruction plan. The City will be obligated to maintain the new structure.

14. The City expects to complete the reconstruction of the East Jackson Drive Viaduct on or before June 30, 1997.

WHEREFORE, the City of Chicago and the Chicago prays that the Illinois Commerce Commission enter an Order, without hearings, in which it authorizes the reconstruction of the East Jackson Drive Viaduct and waives the clearance requirements of 92 Ill. Adm. Code Section 1500.

Respectfully submitted,

CITY OF CHICAGO



By:

Jack A. Pace
Assistant Corporation Counsel
Public Utilities Division
30 North LaSalle Street, Suite 900
Chicago, Illinois 60602
(312) 744-6997

Dated July 21, 1995

(jmp/Jackson.Pet)

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS.

A F F I D A V I T

JACK A. PACE, being first duly sworn upon his oath, deposes and says that he prepared the foregoing Petition and that he is familiar with the contents thereof; that the matters contained in said Petition are true and correct to the best of his information, knowledge and belief.



Jack A. Pace
Assistant Corporation Counsel
City of Chicago

SWORN AND SUBSCRIBED TO
before me this 21st day
of July, 1995.



Notary Public



**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Petition for authorization to)
reconstruct the East Jackson Drive Viaduct)
over the tracks of the I.C. and Metra)
companies in the City of Chicago,)
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NOTICE OF FILING

PLEASE TAKE NOTICE THAT ON THIS DATE I caused to be mailed to Kevin Sharpe, Director of Processing, Transportation Division, Illinois Commerce Commission, 527 East Capitol Avenue, P.O. Box 19280, Springfield, Illinois 62794-9280, by first class mail, postage prepaid, the original and four (4) copies of the **PETITION OF THE CITY OF CHICAGO**, in the above-captioned docket.

DATED: July 21, 1995



JACK A. PACE
Assistant Corporation Counsel
City of Chicago
Law Department
Suite 900
30 North LaSalle Street
Chicago, Illinois 60602
(312) 744-6997

CERTIFICATE OF SERVICE

I, Jack A. Pace, attorney for the City of Chicago, certify that copies of the foregoing Petition were served on the persons shown on the attached service list by depositing the same in the U.S. Mail on July 21, 1995.



Jack A. Pace

SERVICE LIST

Mr. David Kelly, Chief Engineer
Illinois Central Railroad
455 N. Cityfront Plaza Drive
Chicago, Illinois 60611-5504

Mr. Ken Rusk
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, Illinois 62794-9280

Mr. Jack A. Pace
Assistant Corporation Counsel
City of Chicago
Law Department
30 N. LaSalle, Suite 900
Chicago, Illinois 60602

Mr. Kevin Sharpe
Transportation Division
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, Illinois 62794-9280

James W. Burcham
Metra
Director, Office of Real Estate
and Contract Management
547 West Jackson Blvd.
Chicago, Illinois 60661

Mr. Duane P. Carlson, P.E., District Engineer
Illinois Department of Transportation
201 West Center Court
Schaumburg, Illinois 60196-1096

Mr. Bernard L. Morris
Chief Railroad Engineer
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, Illinois 62794-9280

Mr. Glenn P. Hanck
Chicago Dept. of Transportation
320 N. Clark
Room 700
Chicago, Illinois 60610

Tom Zeinz
Illinois Central Railroad
Engineer - Public Works
17641 South Ashland Avenue
Homewood, Illinois 60430



City of Chicago
Richard M. Daley, Mayor

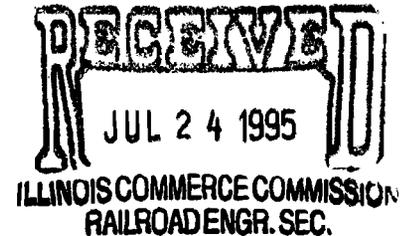
Department of Law

Susan S. Sher
Corporation Counsel

Suite 900
30 North LaSalle Street
Chicago, Illinois 60602
(312) 744-9010
(312) 744-6798 (FAX)

July 21, 1995

Mr. Kevin Sharpe
Director of Processing
Transportation Division
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, Illinois 62794-9280



Re: Petition for authorization to reconstruct the East Jackson Drive Viaduct over the tracks of the I.C. and Metra companies in the City of Chicago, County of Cook and State of Illinois, and for a waiver of the clearance requirements of 92 Ill. Adm. Code, Section 1500

Dear Mr. Sharpe:

Kindly find enclosed herein, one original and four (4) copies of the City of Chicago's Petition, for filing with the Commission. I have advised the Commission's Railroad Engineering Staff of this filing so that this matter can be expedited.

Please return a stamped copy of this filing in the enclosed self addressed envelop.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jack A. Pace".

Jack A. Pace
Assistant Corporation Counsel
City of Chicago

JAP:jmp
Enclosures

(Sharpe.Ltr)

