



ILLINOIS COMMERCE COMMISSION

October 14, 2008

Illinois Department of Transportation,
Petitioner,

v.

Fischer Farmers Grain and Coal Company, the City of
Rantoul and Harwood Township,
Respondents.

T08-0138

Petition to designate the following crossings as exempt
pursuant to 625 ILCS 5/11-1202; all situated in the City
of Rantoul, Harwood Township in Champaign County,
Illinois. (1) DOT/AAR 289 251V which traverses
Century Boulevard; (2) DOT/AAR 289 252C which
traverses High Street; (3) DOT/AAR 289 253J which
traverses Oak Crest Drive; (4) DOT/AAR 289 255X
which traverses Maplewood Drive; (5) DOT/AAR 289
256E which traverses TR 234A (1800 E); (6) DOT/AAR
289 259A which traverses TR 252 (1900E); and (7)
DOT/AAR 289 260U which traverses TR 264 (2000E)
(Dillsburg).

Mr. Lawrence D. Parrish
Special Assistant Attorney General
Illinois Department of Transportation
300 West Adams Street, 2nd Floor
Chicago, IL 60606



ILLINOIS COMMERCE COMMISSION

T08-0138

Dear Mr. Parrish:

Receipt is acknowledged of the original and one (1) copy of the Petition filed October 14, 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 and apply for an E-docket account.

Processing and Information

Section

KI

Cc: Staff: Mr. Joseph VonDeBur
Ms. Christine Reed, IDOT
Ms. Ellen Schanzle-Haskins, IDOT
Mr. Lance T. Jones, IDOT
Mr. Darrell Busboom, Harwood Township
Mr. Jack Murray, FCGZ
Mr. John Heiser, FCGZ
Mr. Neil Williams, City of Rantoul
Mr. Jeremy Reale, City of Rantoul

A). Century Boulevard is a public roadway under the jurisdiction of the City of Rantoul which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 251 V Century Boulevard is an undivided urban four lane highway consisting of two southbound and two northbound lanes of traffic. The average daily traffic over this crossing is 6200 vehicles at a posted speed limit of 35 mph. This crossing is currently protected by crossbucks, advanced warning signs and pavement markings. Photographs of the crossing are attached hereto as group Exhibit 'B'.

B). High Street is a public roadway under the jurisdiction of the City of Rantoul which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 252 C High Street is an undivided urban two lane street consisting of one south bound and one north bound lane of traffic. The average daily traffic over this crossing is 250 vehicles at a posted speed limit of 20 mph. This crossing is currently protected by crossbucks, advanced warning signs and pavement markings. Photographs of the crossing are attached hereto as Group Exhibit 'C'.

C). Oakcrest Drive is a public roadway under the jurisdiction of the City of Rantoul which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 253 J. Oakcrest Drive is an undivided urban two lane road consisting of one southbound and one northbound lane of traffic. The average daily traffic over this crossing is 3150 vehicles at a posted speed limit of 30 mph. This crossing is currently protected by crossbucks, advanced warning signs and

pavement markings. Photographs of the crossing are attached hereto as Group Exhibit 'D'.

D). Maplewood Drive is a public roadway under the jurisdiction of the City of Rantoul which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 255 X Maplewood Drive is an undivided urban two lane road consisting of one southbound and one northbound lane of traffic. The average daily traffic over this crossing is 9500 vehicles at a posted speed limit of 30 mph. This crossing is currently protected by crossbucks, advanced warning signs and pavement markings. Photographs of the crossing are attached hereto as Group Exhibit 'E'

E). T.R. 234A (1800 E) is a public roadway under the jurisdiction of Harwood Township which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 256E. T.R. 234A (1800 E) is an undivided rural two lane road consisting of one southbound lane and one northbound lane of traffic. The average daily traffic over this crossing is 200 vehicles at a posted speed limit of 55 mph. Photographs of the crossing are attached hereto as Group Exhibit 'F'.

F). T.R. 252 (1900E) is a public roadway under the jurisdiction of Harwood Township which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 259A. T.R. 252 (1900 E) is an undivided rural two lane road consisting of one southbound lane and one northbound lane of traffic. The average daily traffic over this crossing is 175 vehicles at a posted speed limit of 55 mph. The Photographs of the crossing are attached hereto as Group Exhibit 'G'.

G). T.R. 264 (2000E) (Dillsburg) v is a public roadway under the jurisdiction of Harwood Township which crosses the aforesaid line of railroad at grade. Said crossing is identified as DOT/AAR 289 260 U TR 264 (2000f) (Dillsburg) is an undivided rural two lane road consisting of one southbound lane and one northbound lane of traffic. The average daily traffic over this crossing is 125 vehicles at a posted speed limit of 55 mph. Photographs of the crossing are attached hereto a Group Exhibit 'H'.

4. The vehicular traffic which travels over the aforementioned crossings includes school buses, hazardous waste vehicles and other vehicles required to stop at all railroad grade crossings.
5. There is no railroad traffic on the rail line over the aforesaid crossings as said rail line has been dismantled.
6. By reason of the lack of railroad traffic and the frequency of road traffic over the aforesaid crossings, stopping at the crossings is an unnecessary restriction on certain aforementioned vehicles according to the provisions of Section 18c-7401 et seq of the Illinois Commercial Transportation Law (625 ILCS 5/18C-7403).
7. The installation of "EXEMPT" signage on either side of the railroad tracks of the at-grade crossing is necessary in the interest of public safety.
8. It is requested that this Petition be granted without hearing as all respondents are in agreement with the requested relief.
9. The Department agrees to bear the cost for the requested relief.

WHEREFORE, Petitioner, State of Illinois, Department of Transportation, respectfully requests that the Commission enter an Order as follows:

1. Designating the aforesaid grade crossings as "EXEMPT" within the meaning of Section 18c-7401 of the Illinois Commercial Transportation Law.
2. Directing the Petitioner to install and maintain "EXEMPT" (Manual on Uniform Traffic Control Devices type R15-3) signs upon the sign posts at its own cost;
and
3. Providing for such other or further relief as the Commission may deem appropriate.

Respectfully submitted,
ILLINOIS DEPARTMENT OF TRANSPORTATION

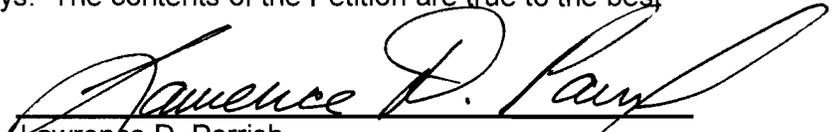
By: Lisa Madigan
Attorney General

A handwritten signature in black ink, reading "Lawrence D. Parrish". The signature is written in a cursive style with a horizontal line underneath the name.

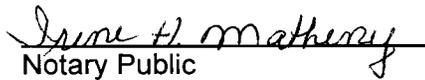
Lawrence D. Parrish
Special Assistant Attorney General

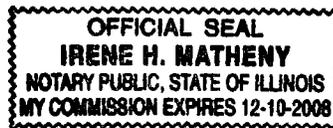
Verification

I, Lawrence Parrish, first being duly sworn, say that I have read the above Petition and know what it says. The contents of the Petition are true to the best of my knowledge.


Lawrence D. Parrish
Special Assistant Attorney General

Subscribed and sworn/affirmed to before me this 30th day of September, 2008.


Notary Public



Service List

**Neal Williams
Mayor
City of Rantoul
333 S. Tanner Street
Rantoul, ILL. 61866**

**Jeremey Reale
Village Clerk
City of Rantoul
333 S. Tanner Street
Rantoul, ILL. 61866**

**C. Pius Weibel
Chairman
Champaign County Board
1776 E. Washington St.
Urbana, ILL. 61802**

**Jack Murray
President
Fischer Farmers Grain and Coal Company
1 Main Street
P.O. Box 7
Dewey, ILL. 61840**

**John Heiser
Secretary
Fischer Farmers Grain and Coal Company
1 Main Street
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LOCATION MAP

