

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. R-180
of the Department of Roads,)
Lincoln, Nebraska, seeking a) GRANTED
clearance waiver for five tracks in)
the reconstruction of the Inter-)
state 180 bridges in Lincoln.) ENTERED: MARCH 7, 1996

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed February 12, 1996, the State of Nebraska Department of Roads requests a waiver of the Commission clearance requirements for replacement of Interstate 180 bridges in Lincoln. The Burlington Northern track under the bridge can be operated over with 21'-6" and 21'-2" clearances, according to the railroad. The track which serves the Journal Star would have a clearance of 20'-4". The proposed overhead clearance on that track has been approved by Union Pacific.

Notice of the waiver requests were conveyed to the railroads and the United Transportation Union. The railroads have confirmed by letter that the clearance would be adequate for their operations. The United Transportation Union has not objected to the requested variance.

From the evidence adduced and being fully informed in the premises, the Commission is of the opinion and finds:

1. No apparent reason has been shown why a clearance waiver should not be granted as requested by the Department of Roads for the Interstate 180 bridges being reconstructed over tracks in Lincoln, Nebraska.
2. It does not appear that the grant of a waiver as requested by the Department of Roads would endanger the railroad crews or the public.
3. The application should be granted.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that the application for a clearance waiver in R-180 of the State of Nebraska Department of Roads for reduction in clearance over the Burlington Northern and Union Pacific tracks from the required 22'-6" to 21'-6" over spur track 205 and 21'-2" over spur track 266 and 20'-4" on the northbound bridge of Interstate 180 in Lincoln, Nebraska, be, and it is hereby, GRANTED.

APPLICATION NO. R-180

PAGE TWO

MADE AND ENTERED at Lincoln, Nebraska, this 7th day of March, 1996.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Forrest J. Hruska

//s//Rod Johnson
//s//Frank E. Landis
//s//James F. Munnelly
//s//Daniel G. Urwiller

Chairman

Forrest J. Hruska

ATTEST:

Robert H. Logsdon
Executive Director