



STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



2800 BERLIN TURNPIKE, P.O. BOX 317546  
NEWINGTON, CONNECTICUT 06131-7546

Phone:

**NOTICE OF HEARING  
PETITION NO. 0606-R-50-R**

**PETITIONER:** Office of Rail  
Bureau of Public Transportation  
Department of Transportation

**HEARING ASSIGNED:** Thursday, October 27, 2011 at 10:00 AM

**LOCATION:** Connecticut Department of Transportation  
2800 Berlin Turnpike  
Newington, Connecticut 06131-7546  
Conference Room A

Pursuant to the provisions of Section 13b-270, of the Connecticut General Statutes (C.G.S.), the petitioner seeks authorization to allow for the permanent closure of the original North Main Street crossing at Milepost 12.1 in order to maintain the schedule of installing a new Centralized Traffic Control (CTC) system for the Danbury Branch passenger trains. The Georgetown Development plans are currently on hold due to economic constraints of the investment group. The Central Traffic Control Signal Project cannot move forward without the old electronics being removed from the original North Main Street crossing.

The Office of Rail is requesting a revision to Docket No. 0606-R-50-R, Section IV (order), paragraph 4, stating that the existing crossing will not be taken out of service until the relocated crossing is operational and approved by the Department of Transportation's Rail Regulatory and Compliance Unit.

Georgetown Land Development Company owns the private property east of the subject crossing, and the crossing is closed to the public. Therefore, the original North Main Street crossing is of no use to the traveling public.

In order to obtain party status:

1. A written petition must be submitted to the agency;
2. A copy of such petition must be mailed to all known parties (usually Petitioner); and
3. The petition must state facts that demonstrate that the petitioner's LEGAL RIGHTS, DUTIES OR PRIVILEGES will be SPECIALLY AFFECTED by the agency's decision.

In order to obtain intervenor status:

1. A written petition must be submitted to the agency;
2. A copy of such petition must be mailed to all known parties (usually Petitioner); and
3. The petition must state facts that demonstrate that the Petitioner's participation is in the INTEREST OF JUSTICE AND WILL NOT IMPAIR ORDERLY CONDUCT OF THE PROCEEDING.

All petitions and certifications of party notification must be received by this agency five (5) days prior to the date of hearing, otherwise, such requested status shall be subject to denial.

Also, the five-day requirement, as stated above, may be waived at any time before or after commencement of the hearing on a showing of GOOD CAUSE.

Finally, it shall be noted that the revised Uniform Administrative Procedures Act delegates authority to this agency to promulgate regulations relative to the above subject matter. Therefore, the scope of criteria for accepting petitions for party or intervenor status may change upon adoption of new procedural regulations.

An original and FOUR (4) copies of all prepared documents and exhibits intended to be introduced as evidence in this matter by the Petitioner or any other party or intervenor must be filed with the Department not less than SEVEN (7) days prior to the date of the hearing. All filings must be mailed to:

**CONNECTICUT DEPARTMENT OF TRANSPORTATION**  
**2800 Berlin Turnpike**  
**P.O. Box 317546**  
**Newington, CT 06131-7546**  
**Attn: Cynthia Baigert**

Deaf and hearing impaired persons wishing to attend this public hearing or requiring an interpreter may make arrangements by contacting the Department of Transportation's Office of Communications at (860) 594-3062 **(VOICE ONLY)** at least five (5) working days prior to the hearing.

Parties and intervenors requiring an interpreter (translator) for this public hearing must provide a court certified interpreter and must notify the Department of Transportation by contacting the Department's Administrative Law Unit at (860) 594-2875 at least five (5) working days prior to the hearing.

Date at Newington, Connecticut, this 12<sup>th</sup> day of October, 2011.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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Linda Dillon, Secretary  
Administrative Law Unit  
Bureau of Finance and Administration