

TEXAS TRANSPORTATION COMMISSION

DALLAS County

MINUTE ORDER

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DALLAS District

Transportation Code, §191.001 and §191.002 establish height requirements for structures over railroad tracks and distance requirements of structures and materials near railroad tracks. Texas Transportation Code §191.005 establishes that the Texas Transportation Commission (commission), for good cause shown, may, by order, permit a railroad company or other corporation, firm, partnership, or individual or county or municipality to deviate from a provision of the statute.

The Texas Department of Transportation (department) Dallas District has submitted an application requesting a clearance deviation for the construction of a roadway bridge structure in Irving. The department has conducted an investigation to determine whether good cause could be shown and whether the deviation could be operated in a reasonable and safe manner.

In determining whether the facility has demonstrated good cause for the requested clearance deviation, the department considered:

- (1) alternative federal or state requirements on the facility such as the Americans with Disabilities Act (ADA);
- (2) the safety of passengers entering and exiting rail vehicles;
- (3) the safety of railroad and non-railroad workers near railroad tracks;
- (4) limitations impacting loading and unloading commodities transported by rail; and
- (5) limitations of existing equipment and structures near railroad tracks.

In determining whether the requested clearance deviation is reasonable and safe, the department conducted investigations as to whether the facility plans include:

- (1) sufficient warning signs, pavement markings, lighting and/or other control devices to inform rail employees and passengers of the requested clearance deviation; and
- (2) sufficient safety rules and training regarding the requested deviation to address employee safety issues.

Based on the investigations, the department has determined that the clearance deviation as listed in Exhibit A meets the requirements of Transportation Code §191.005.

IT IS THEREFORE ORDERED by the commission that the railroad clearance deviation application from the Texas Department of Transportation Dallas District described in Exhibit A is approved.

Submitted and reviewed by:

Recommended by:

mark a. murk

Interim Director, Traffic Operations Division

James M. Bass

Executive Director

114728 SEPT. 29 '16

Minute
Number

Date
Passed

Number	Location Name	City Location	Structure	Clearance	Required Minimum	Reduced Clearance	RR Stationing
Texas Department of Transportation Dallas District							
1	HWY 114 and Loop 12	Irving	Future Bridge	Vertical	22 Feet	20 Feet	104+73