



APPLICATION FOR AUTHORITY FOR VARIANCE FROM STANDARD WALKWAY

ODOT USE ONLY
DOCKET NO.
INDUSTRY NO.

Please read instructions before completing this form.

In the matter of the application of _____ for authority for
(NAME OF APPLICANT)
a variance from the provision for standard walkways as set out in the rules of the Oregon Department of Transportation, Oregon Administrative Rules 741-320-0010 through 741-320-0170.
If additional space is required for any question on Page 1-3, continue the answer on Page 4, and note the question number.

1. Applicant hereby requests authority from the Oregon Department of Transportation (ODOT) to permit the railroad(s) named in Item 8 to operate over trackage with nonstandard walkways as described in OAR 741-320-0010 through 741-320-0170. Variance is requested from Walkway Standard (check applicable):

☐ No. 1 ☐ No. 2 ☐ No. 3 ☐ Other:

DESCRIBE

2. General information

APPLICANT NAME		PHONE
APPLICANT ADDRESS		FAX
CITY, STATE, ZIP	E-MAIL ADDRESS	
NATURE OF APPLICANT BUSINESS		
ADDRESS OF FACILITY WHERE VARIANCE IS REQUESTED (STREET ADDRESS, CITY, STATE, ZIP)		

3. Describe the exact location(s) where variance from standard walkways is requested, including milepost locations where applicable (if applicant is a railroad) and identify tracks by name or number and describe in Item 4 below.

DESCRIPTION

4. Describe in detail the nonstandard conditions for which a variance is sought; include a drawing of the area involved (drawing should show track layout in detail, including length of nonstandard walkway and the maximum deviation, i.e., length, width, deviation above or below top of ties, adjacent structures, and connecting tracks and switches in the vicinity of the involved trackage):

DESCRIPTION

- 5a. For what reason(s) do you request authority for a variance from standard walkways?

REASON(S)

- 5b. Explain why your facility should not be brought into compliance with the Department's walkway rules.

EXPLANATION

5c. Describe what modifications would be necessary to meet standard walkways.

DESCRIPTION

5d. What would be the cost to bring your facility into compliance with standard clearances?

COST \$

6. Who owns (or will own) the trackage involved?

OWNER

7. Who maintains (or will maintain) the trackage and walkways involved?

MAINTAINER

8. Who operates (will operate) on this trackage?

NAME OF RAILROAD(S)

9. What is the length of track prior to and beyond the portion of trackage involved in the variance request?

LENGTH

10. Describe typical train movements on this trackage:

MOVEMENTS

11a. Average number per day, and speed, of train movements

MOVEMENTS

SPEED

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

☐ Check here if more than one impaired track, and provide this information for each track on Page 3.

12. Describe typical railroad employee activities in the area involved in this request.

DESCRIPTION

13. What form of warning is proposed for railroad employees for each nonstandard walkway and where will it be installed? (Normally, illuminated signs should be placed not more than 50 feet in advance of the nearest nonstandard walkway when entering the impaired track. If such placement is not feasible, please explain why and specify where each placement will be made.)

DESCRIPTION

14. Who will bear the costs of installation, maintenance, and illumination of the nonstandard walkway warning signs?

COSTS WILL BE BORNE BY

15. Provide this office with one copy of all track agreements with the railroad(s).

16. Provide this office with an original and five copies of the application and the required drawings.

Applicant requests an order granting the variance in accordance with this application, or for such other and further order as may be proper under the circumstances as developed in this case.

Note: Application must be signed by two officials, or one official and one attorney, of the railroad or industry.

PRINT NAME	TITLE	SIGNATURE X	DATE
PRINT NAME	TITLE	SIGNATURE X	DATE

Item 11, *continued*

Complete this page if more than one impaired track is included in this application. If one track only, complete Item 11a on Page 2 and discard this page.

11b. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11c. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11d. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11e. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11f. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11g. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11h. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

11i. Average number per day, and speed, of train movements

Type of movements:..... ☐ Switch ☐ Through

Time of day ☐ Daylight ☐ Darkness ☐ Both

Use this space to complete answers from previous pages. Please note the question number of each continued response.

APPLICATION FOR AUTHORITY FOR VARIANCE FROM STANDARD WALKWAY

INSTRUCTIONS FOR FILING THIS APPLICATION

- Item 1 Check the appropriate box for this application. If other is marked, describe.
- Item 2 Show name of business, its address, and the nature of the business (such as plywood plant, warehouse, etc.). If walkway is at a location different than business address, include that address. Contact person should be someone familiar with the matter involved.
- Item 3 Provide a detailed written location of the nonstandard walkway with milepost location and/or name or number of track.
- Item 4 Provide a detailed written description of the nonstandard condition(s) and include drawings showing details (See sample illustration).
- Item 5 State the reason for requested variance. Explain why nonstandard walkway(s) should not be brought into compliance at the location(s) involved, what modifications would be necessary, and the costs to bring your facility into compliance.
- Item 6 State if the trackage involved is owned by the railroad, owned by the railroad and leased to your firm, or owned by your firm.
- Item 7 State if your firm or the railroad will maintain the trackage and walkways.
- Item 8 State the name of the operating railroad(s), which provide service on the trackage, involved. Also, indicate if your firm provides any of its own switching service.
- Item 9 Answer fully.
- Item 10 Show one movement for each time an engine or train passes the area of the nonstandard walkway(s).
- Item 11 Indicate the type and speed of train activity in the area of nonstandard walkway(s); for instance, where the movement is made past the area without stopping should be listed as a “through” movement. Also, show average speed for each type of movement (normally, engines using spur tracks operate at from 4 to 7 miles per hour). Check all appropriate boxes.
- Item 12 Answer fully.
- Item 13 State the type of sign protection proposed. The Department normally investigates each application and may stipulate what protection for railroad employees is required, based on circumstances. The minimum protection required is a 16 inch x 20 inch sign, bearing the inscription “IMPAIRED WALKWAY” or “NONSTANDARD WALKWAY” in letters at least 3 inches in height, immediately followed by the letters “ODOT” and the number of the order granting the variance. Placement of the sign must not create an impairment.
- Item 14 In most instances, applicant bears the cost of signing. However, circumstances might warrant a cooperative effort on the part of the applicant and the operating railroad. In such instances, agreement between the parties must be arrived at prior to the submission of the variance request, in order to expedite processing.
- Item 15 Provide this office with a copy of all track agreements with the railroad(s).
- Item 16 Provide this office with an original and five copies of the application and the required drawings.

APPLICATION FOR AUTHORITY FOR VARIANCE FROM STANDARD WALKWAY

SAMPLE

FORM 734-2459

