



Public Service Commission

State of North Dakota

COMMISSIONERS

Randy Christmann
Julie Fedorchak
Brian Kroshus

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

11 July 2017

Jim Chase
United Transportation Union
1910 N. 11st St. Suite 17
Bismarck, ND 58501
utu4nd@gmail.com

via e-mail only

Re: Mid America Steel, Inc.
Rail Clearance Variance – Mid America Steel
Application
Case No. RR-17-260

Dear Mr. Chase:

Attached is a request for a rail clearance variance regarding the Mid America Steel facility in Fargo, North Dakota. Your input concerning this request would be greatly appreciated.

Best regards,

A handwritten signature in black ink, appearing to read "Konrad Crockford".

Konrad Crockford
Director of Compliance

attachment

Mid America Steel INC.

FARGO, ND 58108 • BOX 2807 • 92 N.P. AVENUE • 701/232-8831 • FAX 701/280-0103
BISMARCK, ND 58502 • BOX 2299 • 700 SO. 26TH ST. • 701/258-9600 • FAX 701/222-4546



June 27th, 2017

Darrell Nitschke, Executive Secretary
ND Public Service Commission
State Capitol
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

Dear Mr. Nitschke:

Mid America Steel, Inc. of Fargo, ND hereby applies for a variance from rail clearance standards as prescribed by Section 49-10.1-13 of the North Dakota Century Code. This variance request is due to our overhead doors having 16'-0" clearance from top of rail.

A detail of the rail car pass-thru is enclosed. "No Clearance" signs will be posted above the doorway as shown.

The structure will not create a safety hazard to our employees. It is to be noted that BNSF employees and locomotives do not operate on this track at any point during operation.

If you have any questions regarding this submission, please feel free to contact me at (701) 232-8831 ext 202. My email address is lholschuh@midamsteel.com.

Sincerely,

A handwritten signature in black ink that reads "Lee Holschuh".

Lee Holschuh
President / CEO
Mid America Steel, Inc.

Enclosed:

1 Copy: Rail Car Pass-Thru Detail

1 **RR-17-260** Filed: 6/29/2017 Pages: 2
Request for variance from rail clearance standards

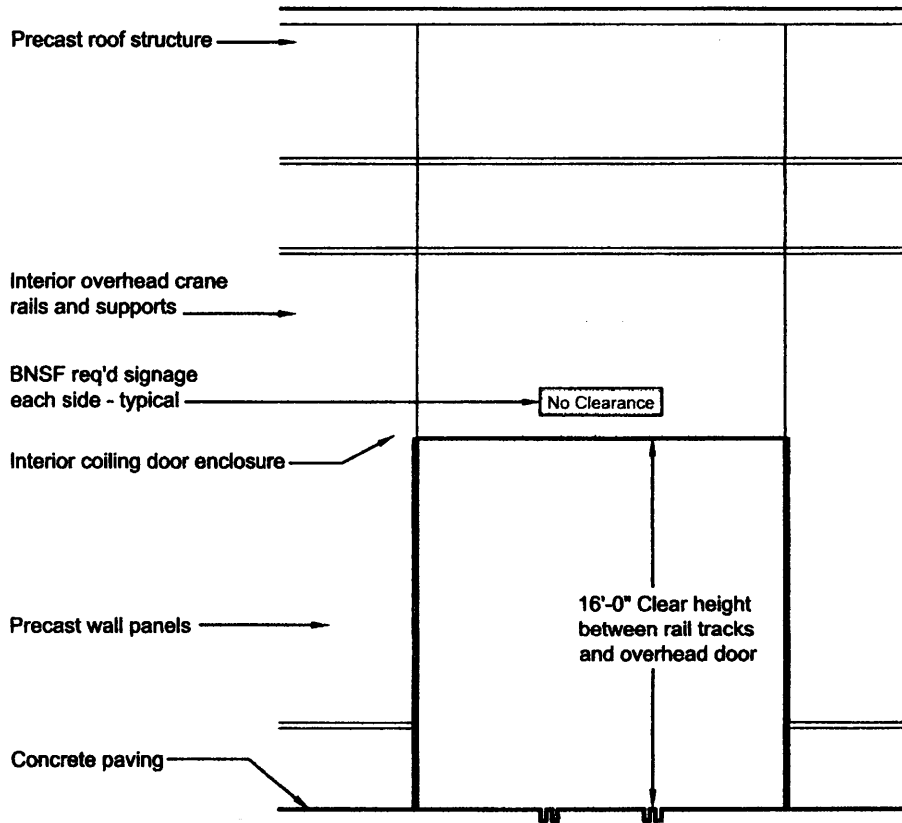
Mid America Steel, Inc.

Lee Holschuh, President / CEO

STRUCTURAL STEEL – PLATE WORK – TANKS – A.S.M.E. VESSELS – MACHINING – REINFORCING STEEL

QUALITY CONTROL: AISC CERTIFIED CATEGORY II
MEMBER OF: Central Fabricators Association • American Welding Society





6 Rail Car Pass-Thru

1/8" = 1'-0"

Crockford, Konrad S.

From: Crockford, Konrad S.
Sent: Wednesday, July 05, 2017 17:09
To: 'lholschuh@midamsteel.com'
Subject: Rail Clearance Variance Request

Mr. Holschuh,

Thank you for your request for variance from NDCC 49-10.1-13 overhead height clearance standards received on Jun 29, 2017. I oversee railroad matters on behalf of the Commission and will be handling your request going forward. After reviewing your request, I noted that there is a reference to multiple doors and that the area is called a "rail car pass through." To eliminate any confusion, can you please provide some additional detail on how many doors there are that require a variance and the name of the structure? An overhead picture or schematic detailing the track and structure it will move through would be greatly appreciated.

Thanks,

Konrad Crockford
Director of Compliance
North Dakota Public Service Commission
701-328-4097 kcrockford@nd.gov



Crockford, Konrad S.

From: Aric Rude <aric@midamsteel.com>
Sent: Monday, July 10, 2017 17:17
To: Crockford, Konrad S.
Cc: lholschuh@midamsteel.com
Attachments: Rail Overhead View - Mid America Steel.pdf

CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

Konrad,

You are correct. There are 2 doors. One on the north side and another on the south side of our building. See attached for better clarification. If you have any other questions, feel free to contact myself or Lee.

Thank you,

Aric Rude
Mid America Steel, Inc.
Ph: 701-232-8831 Ext. 201
Fax: 701-280-0103
aric@midamsteel.com

From: Crockford, Konrad S. [<mailto:kcrockford@nd.gov>]
Sent: Wednesday, July 05, 2017 5:09 PM
To: lholschuh@midamsteel.com
Subject: Rail Clearance Variance Request

Mr. Holschuh,

Thank you for your request for variance from NDCC 49-10.1-13 overhead height clearance standards received on Jun 29, 2017. I oversee railroad matters on behalf of the Commission and will be handling your request going forward. After reviewing your request, I noted that there is a reference to multiple doors and that the area is called a "rail car pass through." To eliminate any confusion, can you please provide some additional detail on how many doors there are that require a variance and the name of the structure? An overhead picture or schematic detailing the track and structure it will move through would be greatly appreciated.

Thanks,

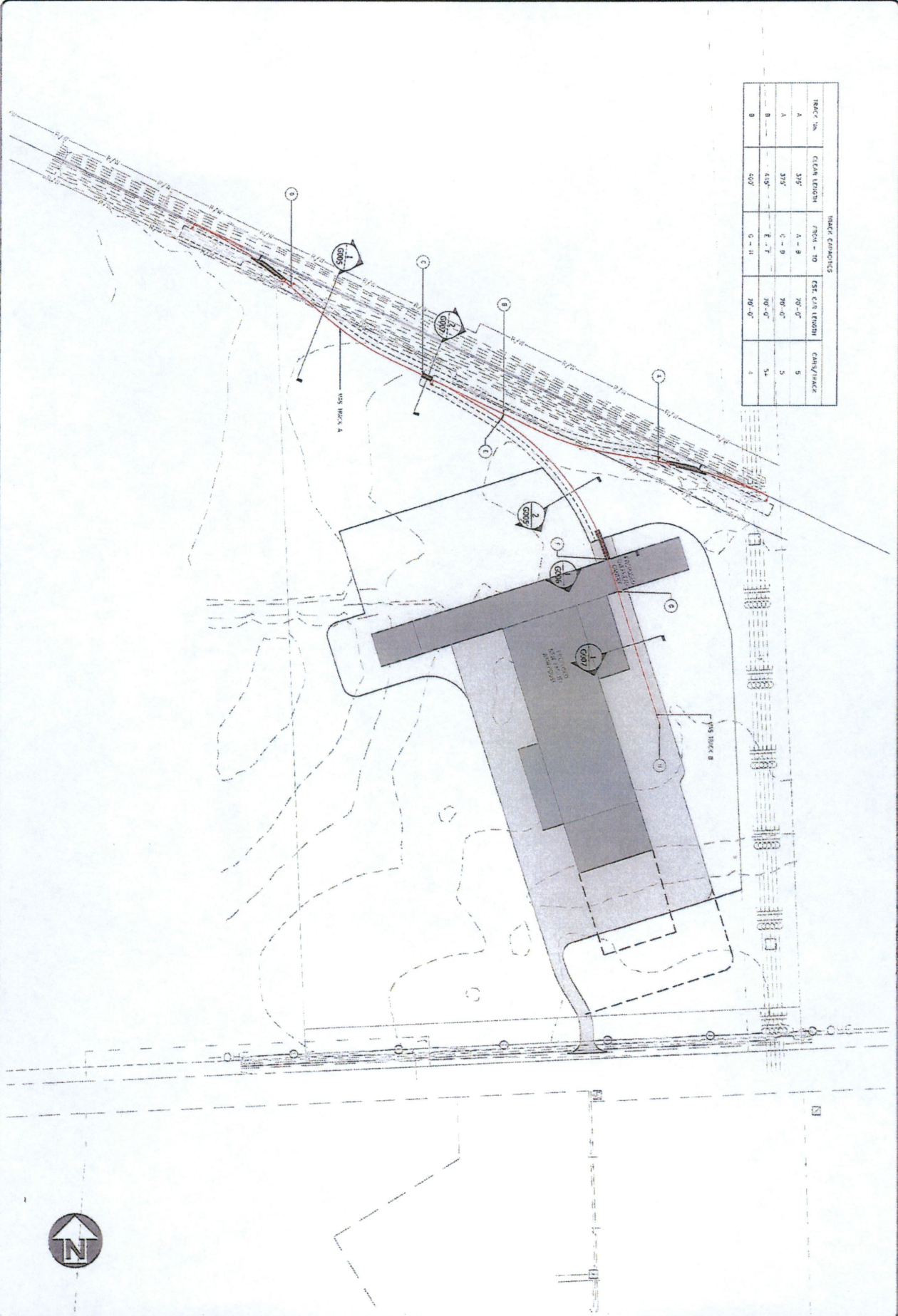
Konrad Crockford
Director of Compliance
North Dakota Public Service Commission
701-328-4097 kcrockford@nd.gov



3 **RR-17-260** Filed: 7/10/2017 Pages: 2
Response to 5 July 2017 request for additional information

Mid America Steel, Inc.

Aric Rude



| TRACK CHARACTERISTICS | | | | |
|-----------------------|--------------|-------------|-------------------|------------|
| TRACK No. | CLEAR LENGTH | TRUCK - 10' | FEET CLEAR LENGTH | CARS/TRACK |
| A | 315' | A - B | 70'-0" | 5 |
| A | 315' | C - D | 70'-0" | 5 |
| B | 450' | E - F | 70'-0" | 5 |
| B | 450' | G - H | 70'-0" | 5 |

G004

OVERSIGHT ENGINEER
DATE: 03/25/2017
JOB NO. 1701918
SCALE: AS SHOWN

**INDUSTRY TRACK EXPANSION
MID AMERICA STEEL, INC.
FARGO, ND
PROJECT OVERVIEW**

| REV. NO. | DATE - DESCRIPTION |
|----------|--|
| 01 | 03-15-2016 - ISSUED FOR PRELIMINARY REVIEW |
| 02 | 10-07-2016 - MODIFIED ALL TURNOUT LOCATIONS (ADDED PROJECT EAST) |
| 03 | 03-02-2017 - OPPOSED TRACK C TO EAST |
| 04 | 03-23-2017 - ISSUED FOR HIGHWAY APPROVAL |

R&R Contracting
CONSTRUCTION | DESIGN | REPAIR
Tel: (701) 395.572.5778 - www.rircontracting.com