



Transportation
Security
Administration

Ray Saikus, President
Citizens Vision
P.O. Box 32700
Cleveland, Ohio 44132

JAN 6 2010

Dear Mr. Saikus:

In regards to your inquiry about existing regulations governing the construction of structures above or adjacent to railroad tracks, the Department of Homeland Security does not have regulations at this time that would restrict or limit construction over or adjacent to railroad tracks.

The Federal Railroad Administration (FRA) is the primary Federal agency with oversight of railroad construction and safety standards. You may wish to inquire with the FRA to determine what, if any, standards are applicable to the situation you described in terms of minimum clearances and other safety considerations. Ed Pritchard is the Director of the Office of Safety Assurance and Compliance at the FRA and can be reached at Federal Railroad Administration, RRS-10 Mail Stop 25, 1200 New Jersey Avenue, SE Washington, DC 20590 or by phone at 202-493-6247.

The FRA website may provide information that you will find useful, their website address is <http://www.fra.dot.gov/>.

I hope you find this information useful.

Sincerely,

A handwritten signature in black ink, appearing to read "Gil Kovar".

Gil Kovar
General Manager
Freight Rail Security
TSA Office of Transportation Sector Network Management