



March 10, 2010

David Danner, Executive Director and Secretary
Washington State Utilities and Transportation Commission
PO Box 47250
1300 Evergreen Park Drive, SW
Olympia, Washington 98504-7250

RE: Docket No. TR-100131 – Petition from the Washington State Department of
Transportation to Modify the Barksdale Avenue Highway-Rail Grade Crossing

Dear Mr. Danner:

On February 4, 2010, the City of DuPont received a notice of petition to the WUTC for approval to modify at at-grade railroad crossing at Barksdale Avenue in the City of Dupont as part of the Point Defiance Bypass project. A presentation and discussion on the project and proposed modifications was heard at the February 23rd DuPont City Council meeting, and contact with WUTC was made to request additional time for response to the petition. The City's position on the project and subject proposal was held and scheduled for further City Council discussion and deliberation on March 9th, and additional time for response was requested and granted.

Following their discussion at the March 9, 2010 meeting, the DuPont City Council adopted Resolution No. 10-388, a copy of which is attached hereto, setting forth the City's objection to the at-grade rail crossing modifications, as proposed under WUTC Docket No. TR-10031.

Sincerely,

A handwritten signature in blue ink, appearing to read "Peter L. Zahn".

Peter L. Zahn
Public Works Director

CC: Kevin Jeffers, WSDOT
Bill McDonald, City Administrator
Steve Victor, City Attorney

CITY OF DuPONT

WASHINGTON

RESOLUTION NO. 10-388

A RESOLUTION OF THE CITY OF DuPONT, PIERCE COUNTY, WASHINGTON, RELATING TO THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION'S POINT DEFIANCE BYPASS PROJECT, REGARDING MODIFICATIONS TO THE EXISTING AT-GRADE RAILROAD CROSSING AT BARKSDALE AVENUE, AS CURRENTLY PROPOSED.

WHEREAS, the Washington State Department of Transportation (WSDOT) is actively pursuing enhancement of existing intercity passenger rail services along the Pacific Northwest Rail Corridor (PNWRC) by incrementally upgrading and improving existing rail infrastructure to support enhanced high-speed passenger rail service in Western Washington; and

WHEREAS, the Point Defiance Bypass Project seeks to implement infrastructure and safety improvements to the existing rail system within the Corridor to support these efforts, and

WHEREAS, as a component of the Point Defiance Bypass Project, WSDOT proposes to complete modifications and project improvements to the existing at-grade railroad crossing at Barksdale Avenue to support high-speed passenger rail, which will also serve to benefit long-term plans for extension of commuter rail service to the DuPont community, and

WHEREAS, on January 19, 2010, WSDOT filed a petition to with the Washington Utilities and Transportation Commission (WUTC), seeking approval to modify and improve the at-grade railroad crossing at Barksdale Avenue in DuPont, Docket No. TR-100131; and

WHEREAS, on February 23, 2010, WSDOT representatives provided a presentation on to City Council on the project and proposed modifications to the rail crossing at Barksdale Avenue, and requested City support for the proposal.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DuPONT, WASHINGTON, DOES RESOLVE AS FOLLOWS:

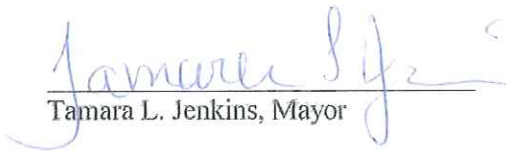
Section 1. While supportive of the State's goals and efforts to enhance intercity passenger rail services within the PNWRC, the DuPont City Council sets forth its opposition to the Point Defiance Bypass Project's planned modifications to the existing at-grade railroad crossing at Barksdale Avenue, as currently proposed and filed with the WUTC, Docket No. TR-100131.

Section 2. The DuPont City Council questions the project impacts DuPont and adequacy of the means for project mitigation to address safety and traffic concerns, as currently proposed.

Section 3. The City of DuPont requests a full review by WSDOT of alternate safety mitigation measures such as grade separation between trains and vehicular traffic for the existing at-grade railroad crossing located at Barksdale Avenue.

Section 5. The DuPont City Council authorizes the Public Works Director to respond to the WUTC on behalf of the City indicating its position regarding modifications to the at-grade crossing, as proposed, and requesting a hearing on the matter with the WUTC.

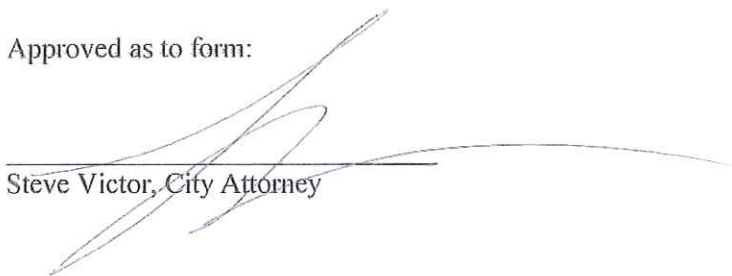
RESOLVED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 9 DAY OF March, 2010.


Tamara L. Jenkins, Mayor

ATTEST/AUTHENTICATED:


Erin Larsen, City Clerk

Approved as to form:


Steve Victor, City Attorney

Filed with the City Clerk: 3-10-10

Passed by the City Council: 3-9-10

Date of Publication: N/A

Effective Date: 3-9-10