

**BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of	)	DOCKET TR-100191
	)	
MOSES LAKE SCHOOL DISTRICT,	)	ORDER 02
	)	
Applicant,	)	ORDER GRANTING EXTENSION OF
	)	TIME TO COMPLETE A SAFETY
	)	PROJECT AND SUBMIT REQUEST
Requesting Extension of Time to	)	FOR REIMBURSEMENT
Complete Project funded from the	)	
Grade Crossing Protective Fund	)	
.....	)	

**BACKGROUND**

- 1 On January 28, 2010, the Moses Lake School District (School District or the Applicant) filed an application with the Commission, requesting disbursement of \$38,844 from the Grade Crossing Protective Fund (GCPF) to pay for a project related to installation of 3,000 feet of heavy gauge, six foot high chain-link fencing near Longview Elementary School in Moses Lake. The fencing is intended to deter elementary school aged children from unsafe access to railroad tracks at this location. The total cost of the fencing is \$38,844.
  
- 2 On March 25, 2010, the Commission issued an Order approving the request for disbursement from the GCPF for the proposal to install fencing on the south side of Columbia Basin Railroad’s tracks near Longview Elementary School. Columbia Basin Railroad supports the fencing project, including installing the fence on the railroad right-of-way. The School District will be responsible for long term maintenance. The Order required the School District to complete the project and submit the associated request for reimbursement by December 31, 2010.
  
- 3 On September 30, 2010, the School District submitted a request for an extension of time until June 15, 2011, to complete the project and submit the request for reimbursement. Staff recommends that the Commission grant the request until this date, to provide additional time for all aspects of the project to be completed within the GCPF project completion deadline.

**FINDINGS AND CONCLUSIONS**

- 4 (1) After reviewing the Moses Lake School District's request, and giving due consideration to all relevant matters and for good cause shown, the Commission grants the extension of time to June 15, 2011.

**ORDER**

**THE COMMISSION ORDERS:**

- 5 The request of the Moses Lake School District for an extension of time to complete the fencing project near Longview Elementary School is granted, subject to the following conditions:
- (1) Expenditure from the Grade Crossing Protective Fund must not exceed \$38,844.
  - (2) The work for which the Grade Crossing Protective Fund disbursement was approved must conform to the project description specified in the application.
  - (3) The Moses Lake School District must sign and return the attached revised project agreement.
  - (4) Payment will be made upon presentation of claim for reimbursement and verification by Commission Staff that the work has been satisfactorily completed.
  - (5) The project must be completed and the associated request for reimbursement from the Grade Crossing Protective Fund must be filed with the Commission no later than June 15, 2011.

The Commissioners have delegated authority to the Executive Secretary to enter this Order pursuant to RCW 80.01.030 and WAC 480-07-904((1)(a)).

DATED at Olympia, Washington, and effective October 8, 2010.

**WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

**DAVID W. DANNER, Executive Director and Secretary**

**NOTICE:** This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least fourteen (14) days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Web site. The Commission will schedule your request for review for consideration at a regularly scheduled open meeting. The Commission will notify you of the time and place of the open meeting at which the Commission will review the order.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Web site.

This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(2) and (3).