BEFORE THE WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Petition of)	DOCKET TR-112044
)	
CITY OF WASHOUGAL,)	ORDER 02
)	
Petitioner,)	ORDER GRANTING EXTENSION OF
)	TIME TO COMPLETE PROJECT AND
)	SUBMIT REQUEST FOR
)	REIMBURSEMENT
Requesting Extension of Time to)	
Complete Project funded from the)	
Grade Crossing Protective Fund)	USDOT: 090117D
-)	

BACKGROUND

- I On November 28, 2011, the City of Washougal (City or Petitioner) filed with the Washington Utilities and Transportation Commission (Commission) a petition seeking approval to install sidewalks at a railroad-highway grade crossing. The City filed revisions to the petition on February 9, 2012. The crossing is identified as USDOT 090117D and is located at the intersection of 32nd Street and the BNSF Railway Company's (BNSF) tracks in the City of Washougal. The Petitioner further requested that the Commission authorize an expenditure of \$20,000 from the Grade Crossing Protective Fund (GCPF) to pay for a portion of the upgrades. The total approximate cost of the project is \$76,094.
- 2 On February 27, 2012, the Commission issued an Order approving the request for disbursement from the GCPF for the proposal to install sidewalks at the 32nd Street crossing. The Order required the City to complete the project and submit the associated request for reimbursement by February 1, 2013.
- On January 22, 2013, the City submitted a request for an extension of time until May 1, 2013, to complete the project and submit the request for reimbursement. The City states that changes to BNSF's construction timetable have caused delays in completing the project. Staff recommends that the Commission extend the project completion date until June 1, 2013, 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 City's request, and giving due consideration to all relevant matters and for good cause shown, the Commission grants the extension of time to June 1, 2013.

O R D E R

THE COMMISSION ORDERS:

- 5 The request of the City of Washougal for an extension of time to complete the crossing safety upgrades is granted, subject to the following conditions:
 - Expenditure from the Grade Crossing Protective Fund must not exceed \$20,000.
 - (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 City of Washougal must sign and return the attached revised project agreement by March 1, 2013.
 - (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 1, 2013.

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 January 25, 2013.

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).