

[Service Date December 9, 2005]

December 9, 2005

**NOTICE OF OPPORTUNITY TO SUBMIT WRITTEN COMMENTS  
ON PROPOSED RULES  
(By Wednesday, December 28, 2005)  
and  
NOTICE OF PROPOSED RULE ADOPTION HEARING  
(Set for Wednesday, January 25, 2006)**

RE: Rulemaking to Consider Processes to Implement the Grade Crossing  
Protective Fund Grant Program, Docket No. TR-051060

TO ALL INTERESTED PERSONS:

This letter is to inform you of the progress made toward the Commission's rulemaking to consider rules in Chapter 480-62 WAC, Railroad Companies - Operations rules relating to point protection. This letter also provides notice of an opportunity to file written comments on the proposed rules and to participate in the formal rule adoption hearing.

On December 7, 2005, the Commission filed a Notice of Proposed Rulemaking (CR-102) in this docket with the Code Reviser. This action begins the final part of the rulemaking process, which includes a written comment period, a public adoption hearing, and a decision by the Commission.

**NOTICE is hereby given of the opportunity to submit written comments on the proposed rules to the Commission by filing with the Commission Secretary either by electronic transmission as described below, or by physical delivery to 1300 S. Evergreen Park Drive S.W., P.O. Box 47250, Olympia, Washington, 98504-7250, no later than 5:00 p.m., Wednesday, December 28, 2005. The proposed rules, as filed with the Code Reviser, are available for**

inspection on the Commission's web site at [www.wutc.wa.gov/051060](http://www.wutc.wa.gov/051060). The Commission will send you a paper copy of the proposed rules or will send the proposal via electronic mail, if you ask.

**Electronic copies:** The Commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted by electronic mail to the Commission's Records Center at [records@wutc.wa.gov](mailto:records@wutc.wa.gov). Please include:

- The docket number of this proceeding (TR-051060)
- The commenting party's name
- The title and date of the comment or comments

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a 3 ½ inch, IBM-formatted, high density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The Commission will post on the Commission's web site all comments that are provided in electronic format. The web site is located at <http://www.wutc.wa.gov/051060>. If you are unable to file your comments electronically or to submit them on a disk, the Commission will always accept a paper document.

**NOTICE is also hereby given of the opportunity to attend the public hearing and make oral comments about the proposal for the adoption of the proposed rules at 9:30 a.m., Wednesday, January 25, 2006. This public hearing will be held in the Commission's Hearing Room, Second Floor, Chandler Plaza, 1300 S. Evergreen Park Drive, S.W., Olympia, Washington.**

Information about schedule and other aspects of the rulemaking, including comments, will be posted on the Commission's web site as it becomes available. If you wish to receive further information on this rulemaking you may 1) call the Commission's Records Center at 360-664-1234, 2) e-mail the Commission at [<records@wutc.wa.gov>](mailto:records@wutc.wa.gov), or 3) mail written comments to the address below. When contacting the Commission, please refer to Docket No. TR-051060 to ensure that you are placed on the appropriate service list. The Commission's mailing address is:

Secretary  
Washington Utilities and Transportation Commission  
1300 South Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, Washington 98504-7250

Questions: If you have questions about this Notice, about the rulemaking process, or this rulemaking in particular, you may contact Vicki Elliott. She may be reached by mail at the address on this Notice, or by e-mail at [velliott@wutc.wa.gov](mailto:velliott@wutc.wa.gov) or by calling 360-664-1100.

Sincerely,

CAROLE J. WASHBURN  
Executive Secretary