

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

In the Matter of the Application of	)	DOCKET NO. TR-040287
	)	
THE CASCADE AND COLUMBIA	)	ORDER NO. 01
RIVER RAILROAD COMPANY	)	
	)	
Petitioner,	)	
	)	ORDER GRANTING REQUEST FOR
Requesting Disbursement from the	)	DISBURSEMENT FROM THE GRADE
Grade Crossing Protective Fund	)	CROSSING PROTECTIVE FUND
.....	)	

**BACKGROUND**

- 1     On December 12, 2003, the Washington Utilities and Transportation Commission (Commission) sent a “Notice of Opportunity to Apply for Grant Monies from the Grade Crossing Protective Fund” to various interested parties from the public and private sectors that were either directly eligible to apply for Grade Crossing Protective Fund (GCPF) grants, or represented local agencies that were eligible. The notice directed interested parties to submit applications for funding consideration to the Commission by February 17, 2004.
- 2     On February 17, 2004, the Cascade and Columbia River Railroad Company (CCRR) filed an application with the Commission, requesting disbursement from the GCPF to pay for a project related to trespass prevention.
- 3     CCRR seeks to install new “Danger-No Trespassing” signs along its right-of-way between Omak, Washington and Pateros, Washington at locations that it has identified as high trespass areas. The primary areas include the CCRR railroad yard in Omak, a city park abutting the railroad tracks in Omak, and at least three other locations where prominent trespasser trails cross the CCRR tracks. The signs are intended to warn and educate would-be trespassers about the illegality and hazards associated with the railroad trespassing.

4 The application requests \$1,200 to pay for the cost of 30 signs that would be installed by CCRR. During Commission Staff's investigation, CCRR representatives agreed that 20 signs would be sufficient to cover the problem areas, while leaving an adequate number of replacement signs. Based on this information, Commission Staff recommended funding 20 signs at a cost of \$800. There are currently funds available to pay for the project.

### FINDINGS AND CONCLUSIONS

- 5 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington having authority to approve and administer disbursements from the Grade Crossing Protective Fund. *Chapter 81.53.271 RCW and 81.53.281 RCW.*
- 6 (2) The project for which disbursement from the Grade Crossing Protective Fund is sought is eligible for funding consideration under the Grade Crossing Protective Fund Policy and Interpretive Statement in Docket No. TR-031384, and complies with the requirements of RCW 81.53.271 and RCW 81.53.281.
- 7 (3) Commission Staff investigated the request based on the review criteria specified in the Grade Crossing Protective Fund Policy and Interpretive Statement in Docket No. TR-031384, and recommended that it be granted, subject to specified conditions.
- 8 (4) This matter was brought before the Commission at its regularly scheduled meeting on June 9, 2004.
- 9 (5) After examination of the application filed by the Cascade and Columbia River Railroad Company on February 17, 2004, and giving consideration to all relevant matters and for good cause shown, the Commission grants the request for disbursement of funds.

## ORDER

### THE COMMISSION ORDERS:

10 The request of the Cascade and Columbia River Railroad Company seeking disbursement from the Grade Crossing Protective Fund for the installation of "Danger-No Trespassing" signs at high trespass locations along its right-of-way is granted, subject to the following conditions:

- (1) Expenditure from the Grade Crossing Protective Fund must not exceed \$800.
- (2) The work for which the Grade Crossing Protective Fund disbursement was approved must conform to the project description specified in the application.
- (3) Payment will be made upon presentation of claim for reimbursement for materials, and verification by Commission Staff that the work has been satisfactorily completed.
- (4) The project must be completed, and the associated request for reimbursement from the Grade Crossing Protective Fund must be on file with the Commission no later than May 31, 2005.

The Commissioners, having determined this Order to be consistent with the public interest, direct the Secretary to enter this Order.

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DATED at Olympia, Washington, and effective this 9<sup>th</sup> day of June, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary