

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

In the Matter of the Application of)	DOCKET TR-071945
)	
WASHINGTON STATE PARKS)	ORDER 03
and RECREATION COMMISSION,)	
)	ORDER GRANTING SECOND
)	EXTENSION OF TIME TO COMPLETE
Petitioner,)	UPGRADES AND SUBMIT REQUEST
)	FOR REIMBURSEMENT
Requesting Extension of Time to)	
Complete Project funded from the)	
Grade Crossing Protective Fund)	
.....		

BACKGROUND

- 1 On October 1, 2007, the Washington State Parks and Recreation Commission (Parks) filed an application with the Commission, requesting disbursement of \$50,000 from the Grade Crossing Protective Fund (GCPF).
- 2 On December 27, 2007, the Commission issued an Order approving the request for disbursement from the GCPF for the proposal to design, permit and perform a location design study and detailed geotechnical investigation for a pedestrian overpass at Larrabee State Park. The Order required Parks to complete the project and submit the associated request for reimbursement by June 30, 2008.
- 3 On May 27, 2008, Parks submitted a request for an extension of time until September 2008, to complete the project and submit the request for reimbursement. Staff recommends that the Commission extend the project completion date until December 30, 2008, to provide additional time for all aspects of the project to be completed within the GCPF project completion deadline.
- 4 On November 21, 2008, Parks submitted a request for an additional extension of time until June 30, 2009, to complete the project and submit the request for reimbursement. Delays in permitting and staffing changes at the BNSF Railway have significantly impacted the progress of the project. Parks has assured Commission Staff that the project will be completed in a timely manner, if the additional extension is granted.

FINDINGS AND CONCLUSIONS

- 5 (1) After reviewing Washington State Parks and Recreation Commission's request, and giving due consideration to all relevant matters and for good cause shown, the Commission grants the extension of time to May 30, 2009. Granting the extension of time until May 30, 2009, will allow adequate time for Parks to complete the project and submit the required reimbursement request prior to the end of the biennium.

O R D E R

THE COMMISSION ORDERS:

- 6 The request of the Washington State Parks and Recreation Commission for an extension of time to complete the second phase of design, permitting and engineering of the pedestrian overpass at Larrabee State Park is granted, subject to the following conditions:
- (1) Expenditure from the Grade Crossing Protective Fund must not exceed \$50,000.
 - (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 Washington State Parks and Recreation Commission 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 May 30, 2009.

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

DATED at Olympia, Washington, and effective November 25, 2008.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary