

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of)	DOCKET TR-132170
)	
CLARK COUNTY,)	ORDER 03
)	
Applicant,)	ORDER GRANTING EXTENSION OF
)	TIME TO COMPLETE PROJECT AND
)	SUBMIT REQUEST FOR
Requesting Extension of Time to)	REIMBURSEMENT
Complete Project funded from the)	
Grade Crossing Protective Fund)	USDOT: 852350U
.....)	

BACKGROUND

- 1 On November 21, 2013, Clark County (Clark County or the Applicant) filed with the Commission an application requesting a disbursement of \$20,000 from the Grade Crossing Protective Fund (GCPF) to pay for a portion of a project related to crossing surface improvements at East Main Street in Battle Ground, Washington. Clark County owns the rail line and the Portland Vancouver Junction Railroad is the operator. The total estimated project cost is \$184,502.34 with Clark County paying for all costs exceeding \$20,000.
- 2 On January 16, 2014, the Commission issued an Order approving the request for disbursement from the GCPF for the proposal to improve the crossing surface. The Order required Clark County to complete the project and submit the associated request for reimbursement by October 1, 2014.
- 3 On August 7, 2014, Clark County submitted a request for an extension of time until December 15, 2014, to complete the project and submit the request for reimbursement. The project involves crossing surface reconstruction and replacement of concrete panels, and the estimated material procurement lead times changed Clark County's timeline for construction. On August 13, 2014, the Commission issued Order 02 granting an extension of the project completion date to March 31, 2015.
- 4 On March 3, 2015, Clark County submitted a request for an additional extension of time to June 15, 2015, to complete the project. County staff indicates that there was a delay associated with the design and specification of the project, which has pushed the timeline out. The lead time associated with certain construction materials was also longer than originally anticipated. Staff recommends that the Commission extend the project

completion date until June 15, 2015, to provide additional time for all aspects of the project to be completed within the GCPF project completion deadline.

FINDINGS AND CONCLUSIONS

- 5 (1) After reviewing Clark County'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, 2015.

ORDER

THE COMMISSION ORDERS:

- 6 The request of Clark County for an extension of time to complete the crossing surface improvements is granted, subject to the following conditions:
- (1) 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) Clark County must sign and return the attached revised project agreement by April 6, 2015.
 - (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, 2015. No additional extensions of time to complete the project will be considered.

The Secretary of the Commission has delegated authority of this matter pursuant to Order 04 in Docket A-090485. The Secretary finds this Order to be consistent with the public interest.

DATED at Olympia, Washington, and effective March 6, 2015.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION



STEVEN V. KING, 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).