

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

In the Matter of the Application of)	DOCKET NO. TR-040196
)	
WASHINGTON STATE PARKS)	ORDER NO. 02
AND RECREATION)	
COMMISSION)	
)	
Petitioner,)	
)	ORDER RESCINDING GRADE
Requesting Disbursement from the)	CROSSING PROTECTIVE FUND
Grade Crossing Protective Fund)	GRANT
.....)	

BACKGROUND

- 1 On June 9, 2004, the Washington Utilities and Transportation Commission (Commission) entered an order granting an application by the Washington State Parks and Recreation Commission (State Parks) for a disbursement from the Grade Crossing Protective Fund (GCPF) totaling \$15,000. The grant was to supplement a railroad safety initiative within Horsethief Lake State Park in Klickitat County that included closure and abandonment of the Spearfish Road railroad crossing.
- 2 On February 23, 2005, State Parks filed a statement with the Commission, relinquishing the grant awarded in TR-040196. A larger project that the grade crossing closure is related to was subsequently determined to be infeasible due to unforeseen design and engineering difficulties. As a result, the grade crossing closure will not occur as planned. State Parks has indicated that it may re-apply for future GCPF funding when a feasible alternative safety initiative is developed at this location.

FINDINGS AND CONCLUSIONS

- 3 (1) On June 9, 2004, the Commission approved an application by the Washington State Parks and Recreation Commission for a Grade Crossing

Protective Fund disbursement of \$15,000 in Docket No. TR-040196. The disbursement was approved after considering the relative priorities of all funding applications pending at the time.

- 4 (2) The Commission's approval of the application in Docket TR-040196 included a condition that the funds must be used by May 31, 2005.
- 5 (3) On February 23, 2005, the Washington State Parks and Recreation Commission, having determined that the project would not be completed by the required date, filed a statement relinquishing the grant in TR-040196.
- 6 (4) This matter was brought before the Commission at its regularly scheduled meeting on March 31, 2005.

O R D E R

THE COMMISSION ORDERS:

- 7 (1) The Grade Crossing Protective Fund grant awarded to the Washington State Parks and Recreation Commission in Docket No. TR-040196 is rescinded, thereby returning the amount of \$15,000 to the Grade Crossing Protective Fund account for further disbursement consideration.

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 31st day of March, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary