

TR-072166



**Washington State
Department of Transportation**
Douglas B. MacDonald
Secretary of Transportation

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November 8, 2007

Kathy Hunter, Transportation Safety Compliance Manager
Washington Utilities and Transportation Commission
PO Box 47250
Olympia, WA 98504-7250

Subject: Petition for Disbursement from GCPF

Dear Ms. Hunter:

Please docket and initiate proceedings for the enclosed petition for disbursement from the Grade Crossing Protective Fund for a railroad grade crossing safety improvement at SR-241 in Mabton, Washington. **I am also copying Megan McIntyre of the BNSF Railway Company to handle the railroad's review and waiver of hearing in this matter.**

I am available to meet with you at any time to discuss this project or petition. Please contact me at (360) 705-7271 if I can be of any assistance.

Sincerely,

Ahmer Nizam
WSDOT Railroad Liaison

cc: Megan McIntyre, BNSF
Jamil Anabtawi, WSDOT
Rick Gifford, WSDOT

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

Washington State Department of Transportation)	DOCKET NO. TR-
)	
Petitioner)	PETITION FOR DISBURSEMENT OF FUNDS FROM THE GRADE CROSSING PROTECTIVE FUND
)	
BNSF Railway Company)	
)	
Respondent)	WUTC No. 1C 52.20
)	DOT No. 104534G
.....)	

Petitioner requests the Washington Utilities and Transportation Commission to enter an order disbursing funds from the Grade Crossing Protective Fund to pay for a highway-rail grade crossing safety improvement as follows:

1. Identifying information for the crossing:

Existing highway, street road, county: SR-241
Existing railway: BNSF Railway Company
WUTC Crossing Number: 1C 52.20
DOT Number: 104534G

2. Description of current signals and/or gates at the crossing: Shoulder-mounted flashing lights.



3. Type of current crossing circuitry: Constant Warning

4. Project description and justification:

(a) Proposed changes: Install gate assembly (surplus gate assembly from the BNSF system to be used).

(b) Justification for changes: Crossing was the scene of two fatality collisions since August of 2005. Diagnostic review resulted in recommendation for gates.

(c) Affects of proposed changes on warning devices and warning times for drivers: Gate will effectively close the roadway during signal activation.

5. Project Cost: See Attached BNSF Signal Estimate

BNSF is estimate: \$32,469. This petition requests disbursement of \$20,000, with the balance of the project to be paid for by WSDOT South Central Region Safety Funds.

I certify under penalty of perjury that the foregoing is true and correct.

Dated at Olympia, Washington this 8th day of November, 2007.

Wa. State Dept. of Transp.
Petitioner

Thomas Ryan
By

Po Box 47329
(Address)

Olympia WA 98504

WAIVER OF HEARING BY RESPONDENT

The respondent has investigated the conditions existing at and in the vicinity of the grade crossing described herein and is satisfied that such conditions are substantially as described in the petition. Respondent consents to the modification of the signal system circuitry as described in the petition. Hearing in this proceeding is hereby waived.

Dated at _____, Washington, on the _____ day of _____, 2007.

Respondent

By

Address

INSTRUCTIONS

Petitioner can be the railroad, the road authority or the Washington Utilities and Transportation Commission. If the railroad is the petitioner, the road authority will be the respondent. If the road authority is the petitioner, the railroad will be the respondent.

The original and two copies of the petition must be filed with the Washington Utilities and Transportation Commission.

If the waiver of hearing is executed, the petition will be investigated and a decision made within approximately two weeks from receipt of the documents.

If the waiver of hearing is not executed on the petition filed, a copy of the petition will be served upon the respondent by the Commission for answer within 20 days. Upon receipt of respondent's answer or after the 20 day period has elapsed, the application will be processed. Time for making a decision will depend on whether an answer is filed and the content of the answer.

