

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

THE BURLINGTON NORTHERN)	DOCKET NO. TR-040066
SANTA FE RAILWAY)	
COMPANY,)	ORDER NO. 01
)	
Petitioner,)	ORDER GRANTING PETITION TO
)	UPGRADE TRAIN DETECTION
v.)	CIRCUITRY AT LEWIS STREET/ SR-203
)	
THE CITY OF MONROE)	
)	USDOT: 084564R
Respondent.)	WUTC: 2A 1768.60
.....)	

BACKGROUND

- 1 On January 15, 2004, the Burlington Northern Santa Fe Railway Company filed a petition with the Commission, seeking approval to upgrade train detection circuitry at a railroad-highway grade crossing. The crossing is located at the intersection of Lewis Street and the petitioner’s tracks, in SE ¼ of the NE ¼ of Section 1, Township 27 N., Range 6 E., W.M., in Monroe, Washington. Funding for the upgrade is pursuant to the Inter-modal Surface Transportation Efficiency Act, in cooperation with the Washington State Department of Transportation.
- 2 Respondent has consented to an entry of an Order by the Commission without further notice or hearing.
- 3 Railroad warning devices at the Lewis Street grade crossing consist of cantilever-mounted flashing light signals and gates. Train detection circuitry at the crossing includes 1950s era constant-warning equipment. The petitioner proposes to replace the existing circuitry with newer and more reliable constant - warning circuitry. The installations will improve efficiency and reliability of the warning system.

FINDINGS AND CONCLUSIONS

- 4 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington having jurisdiction over public railroad-highway grade crossings within the state of Washington. *Chapter 81.53 RCW.*
- 5 (2) The Lewis Street grade crossing, identified as USDOT 084564R, is a public railroad-highway grade crossing within the state of Washington.
- 6 (3) WAC 480-62-150 (2)(d) requires that the Commission grant approval prior to any changes to train detection circuitry at public railroad-highway grade crossings within the state of Washington.
- 7 (5) Commission Staff investigated the petition and recommended that it be granted, subject to specified conditions.
- 8 (6) This matter was brought before the Commission at its regularly scheduled meeting on February 11, 2004.
- 9 (7) After examination of the petition filed by the Burlington Northern Santa Fe Railway Company on January 15, 2004, and giving consideration to all relevant matters and for good cause shown, the Commission grants the petition.

ORDER

THE COMMISSION ORDERS:

- 10 The petition of the Burlington Northern Santa Fe Railway Company to upgrade train detection circuitry at a railroad-highway grade crossing, located at the intersection of Lewis Street and the petitioner's tracks, in Monroe, Washington, is granted. Approval of the petition is subject to the following conditions:

- (1) Traffic control devices must comply with all applicable standards specified in the U.S. Department of Transportation *Manual on Uniform Traffic Control Devices*.
- (2) Upon completion of the upgrade authorized herein, petitioner must notify the Commission. Acceptance of the changes is subject to inspection by Commission Staff, verifying that the crossing is in full compliance with applicable laws, regulations, and the conditions specified herein.

The Commissioners, having determined that this filing complies with the requirements of WAC 480-62-150 and RCW 81.53.261, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective this 11th day of February, 2004.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary