

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Application of)	DOCKET TR-144056
)	
CLARK COUNTY CHELATCHIE)	ORDER 01
PRAIRIE RAILROAD,)	
)	ORDER GRANTING REQUEST FOR
Applicant,)	DISBURSEMENT FROM THE GRADE
)	CROSSING PROTECTIVE FUND
Requesting Disbursement from the)	
Grade Crossing Protective Fund)	USDOT 852429T
.....)	

BACKGROUND

- 1 On July 1, 2013, the Washington Utilities and Transportation Commission (Commission) sent to various interested parties a “Notice of Opportunity to Apply for Grant Monies from the Grade Crossing Protective Fund.”
- 2 On December 8, 2014, Clark County Chelatchie Prairie Railroad (CCPR) 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 crossing surface improvements. The crossing is identified as USDOT 852429T and is located at the intersection of NE 78th Street and the CCPR’s tracks in Clark County. Northeast 47th Avenue is in close proximity and part of a larger project at this location.
- 3 CCPR seeks to excavate and remove the tub-style concrete crossing panels, the old rail, the subgrade and ballast. The replacement crossing will consist of new mainline rail (136 lb. weight), new hardwood crossties (10 foot length), new concrete surface panels and rehabilitated subgrade and ballast. The drainage mechanism has failed and upgrades are needed. Approximately 33,200 vehicles travel over the crossing on a daily basis.
- 4 CCPR seeks \$20,000 to pay for the cost of the materials. CCPR will contribute labor costs. This project is part of a larger project in Docket TR-143416 to improve the operational safety and efficiency of truck movements in the adjacent industrial area, as well as improve crossing protection by adding traffic signals to the NE 47th Avenue intersection. There currently are funds available to pay for the project.
- 5 Discussion with Commission Staff confirmed that these upgrades will improve safety at the crossing and are necessary with the larger planned project at this location.

FINDINGS AND CONCLUSIONS

- 6 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington having authority to approve and administer disbursements from the Grade Crossing Protective Fund. RCW 81.53.271; RCW 81.53.281.
- 7 (2) The project for which CCPR seeks disbursement from the Grade Crossing Protective Fund is eligible for funding consideration under Commission rules and complies with the requirements of RCW 81.53.271, RCW 81.53.281, and WAC 480-62.
- 8 (3) Commission Staff investigated the request based on the review criteria specified in the Commission's rules and recommended that it be granted, subject to specified conditions for administering the grant.
- Expenditure from the Grade Crossing Protective Fund must not exceed \$20,000.
 - The work for which the Grade Crossing Protective Fund disbursement was approved must conform to the project description specified in the application.
 - CCPR must sign and return the attached project agreement.
 - Payment will be made upon presentation of claim for reimbursement and verification by Commission Staff that the work has been satisfactorily completed.
 - 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.
- 9 (4) This matter came before the Commission at its regularly scheduled meeting on February 12, 2015.
- 10 (5) After reviewing Clark County Chelatchie Prairie Railroad's application filed on December 8, 2014, and giving due consideration to all relevant matters and for good cause shown, the Commission grants the request for disbursement of funds.

ORDER

THE COMMISSION ORDERS:

- 11 Clark County Chelatchie Prairie Railroad's application for disbursement from the Grade Crossing Protective Fund for grade crossing surface improvements in Clark County, Washington, on NE 78th Street, 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 Chelatchie Prairie Railroad must sign and return the attached 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 June 15, 2015.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective February 12, 2015.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

STEVEN V. KING, Executive Director and Secretary