

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

In the Matter of the Application of)	DOCKET TR-061654
)	
Tri-City and Olympia Railroad)	ORDER 01
Company,)	
)	
Petitioner,)	
)	ORDER GRANTING REQUEST FOR
Requesting Disbursement from the)	DISBURSEMENT FROM THE GRADE
Grade Crossing Protective Fund)	CROSSING PROTECTIVE FUND
.....)	

BACKGROUND

- 1 On September 1, 2006, Washington Utilities and Transportation Commission (Commission) sent a “Notice of Opportunity to Apply for Grant Monies from the Grade Crossing Protective Fund” in Docket TR-051633 to various interested parties eligible to apply for Grade Crossing Protective Fund (GCPF) grants.

- 2 On October 30, 2006, the Tri-City and Olympia Railroad Company (Tri-City) filed an application with the Commission, requesting a disbursement of \$20,000 from the GCPF to pay for crossing surface improvements at their grade crossing on SR-240 in the city of Richland.

- 3 Tri-City seeks to install new cross ties and correct the highway to rail grade mismatch. This will make the rail even with the highway surface, creating a smooth crossing. The entire cost of the project is approximately \$26,200. Washington State Department of Transportation will contribute \$5,000 and Tri-City will contribute the balance of approximately \$1,200.

- 4 A site visit by Commission Staff in December 2006 confirmed the cross ties need replacement and there is a rail to highway grade mismatch.

FINDINGS AND CONCLUSIONS

- 5 (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 and RCW 81.53.281.*

- 6 (2) The project for which disbursement from the Grade Crossing Protective Fund is sought is eligible for funding consideration under Commission rules and complies with the requirements of RCW 81.53.271 and RCW 81.53.281.
- 7 (3) Commission Staff investigated the request based on the review criteria specified in the rules and recommended that it be granted.
- 8 (4) This matter was brought before the Commission at its regularly scheduled meeting on March 28, 2007.
- 9 (5) After examination of the application filed by Tri-City on October 30, 2006, and giving consideration to all relevant matters and for good cause shown, the Commission grants the request for disbursement of funds.

ORDER

THE COMMISSION ORDERS:

- 10 The request of the Tri-City and Olympia Railroad Company proposing to improve crossing surface at their grade crossing on SR-240, Washington, 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) Payment will be made upon presentation of claim for reimbursement for costs incurred and verification by Commission Staff that the work has been satisfactorily completed.
 - (4) Sign and return the attached project agreement.
 - (5) The project must be completed no later than June 30, 2007.

The Commissioners, having determined that this filing complies with the requirements of WAC 480-62-150, RCW 81.53.030, and RCW 81.53.271 directed the Secretary to enter this order.

DATED at Olympia, Washington, and effective March 28, 2007.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Executive Secretary