

Decision No. C19-1041

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19A-0617R

IN THE MATTER OF THE APPLICATION OF THE REGIONAL TRANSPORTATION DISTRICT FOR PUBLIC UTILITIES COMMISSION REVIEW AND APPROVAL OF ITS PUBLIC TRANSPORTATION AGENCY SAFETY PLAN.

COMMISSION DECISION GRANTING APPLICATION

Mailed Date: December 30, 2019
Adopted Date: December 27, 2019

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of an application (Application) filed by the Regional Transportation District (RTD) on November 1, 2019, requesting approval of the 2020 Public Transportation Agency Safety Plan (PTASP) for its Rail Fixed Guideway System. RTD noted that documentation showing the PTASP was approved by the RTD Board of Directors is outstanding.

2. The Commission gave ten days' notice of this Application to all interested parties pursuant to § 40-6-108(2), C.R.S., on November 7, 2019.

3. On December 19, 2019, RTD amended the Application to update section I 2 on RTD's goals and objectives, and to provide evidence of approval of the PTASP by the RTD Board of Directors.

4. The Commission has reviewed the record in this matter and deemed the Application complete within the meaning of § 40-6-109.5, C.R.S., by operation of rule on December 3, 2019.

B. Findings of Fact

5. The Commission gave notice of this Application to all interested parties on November 7, 2019. No intervention was received opposing the application.

6. The PTASP submitted by RTD with its application complies with the requirements for PTASPs outlined in Rule 4 *Code of Colorado Regulations* (CCR) 723-7-7345 of the Commission's Rules Regulating Railroads, Rail Fixed Guideways, Transportation by Rail, and Rail Crossings. The PTASP checklist showing compliance is attached as Exhibit A to this Decision.

C. Conclusions

7. The Commission has jurisdiction in this matter under § 40-18-103, C.R.S.

8. Because the Application is unopposed, the Commission will determine this matter on the record, without a formal hearing as provided under § 40-6-109(5), C.R.S., and Rule 1403, 4 CCR 723-1 of the Rules of Practice and Procedure. We find good cause to grant the Application.

II. ORDER

A. The Commission Orders That:

1. The Public Transportation Agency Safety Plan filed by the Regional Transportation District on November 1, 2019, as amended on December 19, 2019, is approved.

2. The 20-day period provided for in § 40-6-114, C.R.S., within which to file applications for rehearing, reargument, or reconsideration, begins on the first day following the effective date of this Decision.

3. The Commission retains jurisdiction to enter further required decisions.

4. This Decision is effective immediately.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
December 27, 2019.**

(S E A L)



ATTEST: A TRUE COPY



Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

FRANCES A. KONCILJA

JOHN GAVAN

Commissioners

COMMISSIONERS JEFFREY P. ACKERMANN
ABSENT.