

Decision No. C14-0089

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 13A-0584R

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IN THE MATTER OF APPLICATION OF THE CITY OF FLORENCE FOR THE  
AUTHORITY TO MODIFY AN EXISTING AT GRADE CROSSING AND INSTALL  
NEW FLASHING SIGNALS AND AUTOMATIC GATES ARMS FOR WIDENING  
NORTH FRAZIER AVENUE CROSSING THE UNION PACIFIC RAILROAD.

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**COMMISSION DECISION  
GRANTING MOTION**

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Mailed Date: January 23, 2014  
Adopted Date: January 22, 2014

**I. BY THE COMMISSION**

**A. Statement**

1. This matter comes before the Commission for consideration of a letter from the City of Florence (Florence) filed on December 20, 2013 requesting an additional 180 days from December 29, 2013 to file a copy of the signed Construction and Maintenance Agreement in this matter. We will construe this as a Motion for Extension of Time (Motion).

2. Florence previously requested an additional 90-day extension of time from the original September 30, 2013 required date to file a copy of the signed Construction and Maintenance Agreement in this matter as outlined in Commission Decision No. C13-1016, mailed August 20, 2013. The Commission granted this request by Decision No. C13-1342 mailed October 28, 2013.

3. As grounds, Florence states that the Union Pacific Railroad Company (UPRR) has substantially completed the Construction and Maintenance Agreement in this matter. However, the Colorado Department of Transportation (CDOT) is continuing to work on obtaining the final

required clearances and funding authorization for the project. Florence states that UPRR cannot release and CDOT cannot execute the Construction and Maintenance Agreement until the clearances and funding authorization are obtained by CDOT. Florence is requesting an additional 180 days to file the signed Construction and Maintenance Agreement in this matter.

4. No responses were filed to the Motion.
5. Now being fully advised in the matter, we grant the Motion.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The Motion for Extension of Time filed by the City of Florence on December 20, 2013 requesting an additional 180 days from December 29, 2013 to file the signed Construction and Maintenance Agreement in this matter is granted.
2. The City of Florence shall have until June 27, 2014 to file a copy of the signed Construction and Maintenance Agreement in this matter.
3. The Commission retains jurisdiction to enter further decisions in this matter.
4. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
January 22, 2014.**

(S E A L)



ATTEST: A TRUE COPY



Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JOSHUA B. EPEL

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PAMELA J. PATTON

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GLENN A. VAAD

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Commissioners