

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0814R

IN THE MATTER OF THE APPLICATION OF THE COLORADO DEPARTMENT OF TRANSPORTATION TO DEMOLISH THE EXISTING STRUCTURE, AND CONSTRUCT A NEW BRIDGE STRUCTURE OVER THE TRACKS OF THE BNSF RAILWAY COMPANY, AND THE FUTURE TRACKS OF THE REGIONAL TRANSPORTATION DISTRICT ON UNITED STATES HIGHWAY 287 AT 69TH AVENUE IN THE CITY OF WESTMINSTER, ADAMS COUNTY, COLORADO.

**COMMISSION DECISION GRANTING
MOTION FOR LATE INTERVENTION**

Mailed Date: October 9, 2014
Adopted Date: October 8, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a Motion to Permit Late Intervention (Motion) filed by the Regional Transportation District (RTD) on September 16, 2014 requesting the Commission grant RTD permission to intervene in this proceeding at this stage, and to become party to this proceeding.

2. As grounds, RTD states that it did receive service of the Notice of Application Filed electronically on August 5, 2014, but inadvertently overlooked the notice and discovered that the application was granted on September 12, 2014. RTD is affected by the application as it is one of the railroads over which the bridge structure replacement will be constructed and that it is in the interest of safety for RTD to receive notice of, and opportunity to participate in any further proceedings in this matter.

3. RTD states that because it does not oppose the application, its Motion does not prejudice the application.

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 to Permit Late Intervention filed by the Regional Transportation District (RTD) on September 16, 2014 is granted.

2. RTD shall be added as a party to this proceeding.

3. The Commission retains jurisdiction to enter further decisions as necessary.

4. This Decision is effective on its Mailed Date.

B. **ADOPTED IN COMMISSIONERS' WEEKLY MEETING October 8, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

GLENN A. VAAD

Commissioners