

Decision No. R20-0443-I

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

PROCEEDING NO. 19A-0552R

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IN THE MATTER OF THE APPLICATION OF THE CITY OF WESTMINSTER FOR  
AUTHORITY TO UPGRADE APPROACH RAILROAD GATES WITH FLASHING LIGHTS,  
BELLS, CONSTANT WARNING TIME CIRCUITRY, NEW SIGNAL CABIN, UPGRADE  
OVERHEAD CANTILEVER FLASHERS, AND INSTALL RAISED MEDIANS, AT TRACKS  
OWNED BY BNSF RAILWAY COMPANY CROSSING LOWELL BOULEVARD,  
USDOT NO. 244778B, IN ADAMS COUNTY, STATE OF COLORADO.

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PROCEEDING NO. 19A-0553R

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IN THE MATTER OF THE APPLICATION OF THE CITY OF WESTMINSTER FOR  
AUTHORITY TO INSTALL RAISED MEDIANS, MODIFY OUTER CURBLINES AND  
CLOSE AN ADJACENT TURN BAY ON APPROACH TO TRACKS OWNED BY  
BNSF RAILWAY COMPANY CROSSING WEST 72ND AVENUE, USDOT NO. 244779H, IN  
ADAMS COUNTY, STATE OF COLORADO.

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PROCEEDING NO. 19A-0554R

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IN THE MATTER OF THE APPLICATION OF THE CITY OF WESTMINSTER FOR  
AUTHORITY TO UPGRADE APPROACH RAILROAD GATES WITH FLASHING LIGHTS  
AND BELLS, INSTALL EXIT RAILROAD GATES TO COMPLETE A 4-QUADRANT GATE  
INSTALLATION, UPGRADE CIRCUITRY TO CONSTANT WARNING TIME CIRCUITRY,  
AND INSTALL NEW RAILROAD SIGNAL CABIN, AT TRACKS OWNED BY  
BNSF RAILWAY COMPANY CROSSING BRADBURN BOULEVARD,  
USDOT NO. 244780C, IN ADAMS COUNTY, STATE OF COLORADO.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
G. HARRIS ADAMS  
VACATING HEARING  
AND PROCEDURAL SCHEDULE**

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Mailed Date: June 16, 2020

**I. STATEMENT**

1. By Decision Nos. R20-0224-I, issued April 6, 2020, and R20-0238-I, issued June 11, 2020, an evidentiary hearing was scheduled to commence in this consolidated proceeding on June 22, 2020.

2. On June 12, 2020, a Notice of Resolution and Withdrawal of Request for Hearing (Notice of Resolution) was filed by BNSF Railway Company (BNSF). BNSF withdraws its request for a hearing and advises with the City's consent that the hearing should be vacated and final approval of the Applications should be granted.

3. BNSF's Notice of Resolution will be construed as an unopposed joint motion to vacate the evidentiary hearing and procedural schedule, and to grant the unopposed applications.

4. The request being unopposed, response time will be waived. The request to vacate the evidentiary hearing and procedural schedule will be granted. The remainder of the requested relief will be addressed by separate decision.

**II. ORDER**

**A. It Is Ordered That:**

1. The unopposed joint request to vacate the evidentiary hearing and procedural schedule is granted.

2. The hearing scheduled for June 22, 2020 is vacated.

3. All ordered procedural requirements, deadlines, and schedule are vacated.

4. The remainder of any pending requested relief will be addressed by separate decision.

5. This Decision shall be effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

G. HARRIS ADAMS

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Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,  
Director