

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

PROCEEDING NO. 13A-1257R

---

IN THE MATTER OF THE APPLICATION OF THE REGIONAL TRANSPORTATION DISTRICT, UNION PACIFIC RAILROAD COMPANY, AND BNSF RAILWAY COMPANY, FOR AUTHORITY TO ALTER AN AT-GRADE CROSSING AT TENNYSON STREET (U.S.DOT #253282S AND #244772K) IN ADAMS COUNTY, STATE OF COLORADO.

---

**COMMISSION DECISION GRANTING  
MOTION TO AMEND APPLICATION**

---

---

Mailed Date: June 12, 2014  
Adopted Date: June 11, 2014

**I. BY THE COMMISSION**

**A. Statement**

1. This matter comes before the Commission for consideration of a Motion for Permission to Amend Application (Motion) filed jointly by the Regional Transportation District (RTD), the Union Pacific Railroad Company (UPRR), and the BNSF Railway Company (BNSF) (collectively Joint Applicants) on May 13, 2014, requesting to amend its application to reflect accurate roadway authorities for the Tennyson Street crossing and to clarify maintenance responsibilities at the subject crossing.

2. The Joint Applicants state that they have been advised by Adams County that both Adams County and the City of Arvada each have responsibilities for maintaining a portion of the roadway within the subject crossing. Exhibit B (REV 1) is included in the Motion to accurately depict where the Adams County and City of Arvada boundary lines are located.

3. Additionally, the Joint Applicants request that the Commission amend its previous decision in this matter to correct maintenance responsibility for the warning devices from that

contained in Commission Decision No. C14-0058 mailed January 17, 2014. The original decision states that RTD will maintain all crossing devices including those installed outside of RTD's right-of-way. The maintenance responsibilities are that UPRR will maintain the exit gate vehicle detection loops within its and BNSF's right-of-way and all active warning devices within its and BNSF's right-of-way, with the exception of the blank-out signs.

4. No responses were filed to the Motion.

5. Now being fully advised in the matter, we find that good cause exists to grant the Motion requesting specific changes to Decision No. C14-0058.

## **II. ORDER**

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

1. The Motion for Permission to Amend Application filed jointly by the Regional Transportation District, the Union Pacific Railroad Company (UPRR), and the BNSF Railway Company (BNSF) on May 13, 2014, requesting to amend its application to reflect accurate roadway authorities for the Tennyson Street crossing and to clarify maintenance responsibilities at the subject crossing is granted.

2. Decision No. C14-0058 shall be altered to indicate that Adams County and the City of Arvada will continue to maintain their respective roadways after construction is completed including the approaches to the crossing, and that UPRR will maintain the exit gate vehicle detection loops within its and BNSF's right-of-way and all active warning devices within its and BNSF's right-of-way, with the exception of the blank-out signs.

3. 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.

- 4. The Commission retains jurisdiction to enter further decisions as necessary.
- 5. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
June 11, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JOSHUA B. EPEL

---

PAMELA J. PATTON

---

GLENN A. VAAD

---

Commissioners