

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0225R

IN THE MATTER OF THE APPLICATION OF THE CITY AND COUNTY OF DENVER FOR AUTHORITY TO ALTER AN EXISTING AT-GRADE CROSSING OF THE UNION PACIFIC RAILROAD COMPANY'S TRACKS AT DENARGO STREET IN THE CITY AND COUNTY OF DENVER, AND TO INSTALL ACTIVE WARNING DEVICES AT THIS CROSSING.

**COMMISSION DECISION GRANTING
REQUEST FOR EXTENSION OF TIME**

Mailed Date: October 2, 2014

Adopted Date: October 1, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a second Motion for Extension of Time (Motion) filed by the City and County of Denver (Denver) on September 11, 2014, requesting an extension of time to November 15, 2014 to file a copy of the signed Construction and Maintenance Agreement in this matter.

2. Denver previously filed a similar Motion for Extension of time on July 11, 2014 requesting an extension of time to September 15, 2014 to file the signed Construction and Maintenance Agreement in this matter, which was granted by the Commission by Decision No. C14-0904 mailed on August 1, 2014.

3. As grounds for the instant Motion, Denver states that Denver, project developer Denargo Market, L.P., and the Union Pacific Railroad Company are actively negotiating a Construction and Maintenance Agreement for the Commission approved improvements,

but it is unclear when this agreement will be finalized. Denver requests an extension of time to November 15, 2014 to file this signed agreement with the Commission.

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

II. ORDER

A. The Commission Orders That:

1. The second Motion for Extension of Time filed by the City and County of Denver on September 11, 2014 is granted.
2. The City and County of Denver shall be required to file a copy of the signed Construction and Maintenance Agreement with the Commission by November 15, 2014 prior to the start of any construction work at the crossing.
3. The Commission retains jurisdiction to enter further decisions in this matter as necessary.
4. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
October 1, 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