

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 18A-0629R

IN THE MATTER OF THE APPLICATION OF THE CITY OF BOULDER FOR AUTHORITY TO INSTALL RAILROAD EXIT GATES TO COMPLETE A 4-QUADRANT GATE SYSTEM WITH FLASHING LIGHTS, BELLS, AND CONNECT TO CONSTANT WARNING TIME CIRCUITRY, AT TRACKS OWNED BY BNSF RAILWAY COMPANY CROSSING PEARL PARKWAY, USDOT NO. 244815B, IN THE CITY OF BOULDER, BOULDER COUNTY, STATE OF COLORADO.

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

Mailed Date: August 8, 2019

Adopted Date: August 7, 2019

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of an Unopposed Motion for Extension of Time to File the Signed Construction and Maintenance Agreement (Motion) filed by the City of Boulder (Boulder) on July 31, 2019, requesting an extension of time to November 1, 2019 to file the signed Construction and Maintenance Agreement for this project.

2. As grounds, Boulder states that negotiations between Boulder and the BNSF Railway Company (BNSF) are ongoing. Once an agreement is reached between Boulder and BNSF staff, the agreement must be reviewed and signed by different BNSF staff in Fort Worth Texas, which according to BNSF, may take several weeks to have reviewed and signed. Based on this status, Boulder believes it will receive the executed Construction and

Maintenance Agreement at the end of October 2019. Accordingly, Boulder seeks an extension of time until November 1, 2019 to file the signed agreement.

3. Boulder has conferred with BNSF in this matter and BNSF does not oppose this Motion.

4. Now being fully advised in the matter, we grant the Motion.

II. **ORDER**

A. **The Commission Orders That:**

1. The Unopposed Motion for Extension of Time to File the Signed Construction and Maintenance Agreement filed by the City of Boulder (Boulder) on July 31, 2019, requesting an extension of time to November 1, 2019 to file the signed Construction and Maintenance Agreement for this project is granted.

2. Boulder will be expected to file the signed Construction and Maintenance Agreement in this proceeding by November 1, 2019.

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
August 7, 2019.**

(S E A L)



ATTEST: A TRUE COPY

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

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

FRANCES A. KONCILJA

JOHN GAVAN

Commissioners