

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

PROCEEDING NO. 18A-0809R

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IN THE MATTER OF THE APPLICATION OF THE CITY OF LOUISVILLE FOR AUTHORITY TO INSTALL 4-QUADRANT RAILROAD GATES WITH FLASHING LIGHTS, BELLS, CONSTANT WARNING TIME CIRCUITRY, AND NEW SIGNAL CABIN, AT TRACKS OWNED BY BNSF RAILWAY COMPANY CROSSING SOUTH BOULDER ROAD, USDOT NO. 244804N, IN BOULDER COUNTY, STATE OF COLORADO.

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

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Mailed Date: February 24, 2021

Adopted Date: February 24, 2021

**I. BY THE COMMISSION**

**A. Statement**

1. This matter comes before the Commission for consideration of two separate unopposed Motions for Extension of Time to File Estimated Clearance Time and Total Warning Time calculations (Motions) filed by the BNSF Railway Company (BNSF) on February 11, 2021 and February 19, 2021, respectively, requesting extensions of time to February 19, 2021 and March 5, 2021, respectively, to file the calculations for clearance time and total warning time in this matter.

2. As grounds for these Motions, BNSF states that it has been, and remains in, communication with the City of Louisville (Louisville) regarding its timeline for construction of this project and the larger quiet zone project. Louisville does not believe that the requested extension of time will delay Louisville's timeline for construction. BNSF states that upon issuance of the Notice to Proceed with the quiet zone project, BNSF can engage in the activities

necessary to obtain the required calculations. BNSF originally requested until February 19, 2021 and now requests an additional two weeks until March 5, 2021 to file the ordered calculations.

3. On January 22, 2021 BNSF filed a third Motion requesting a third extension of time to and including January 29, 2021 to allow review and approval of the Agreement by the necessary BNSF personnel.

4. BNSF states in the Motions that BNSF has conferred with counsel for the City of Louisville and can state that the City of Louisville does not oppose the Motions.

5. No responses were filed to the Motions.

6. Now being fully advised in the matter, we grant the Motions.

## **II. ORDER**

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

1. The two separate unopposed Motions for Extension of Time to File Estimated Clearance Time and Total Warning Time calculations (Motions) filed by the BNSF Railway Company (BNSF) on February 11, 2021 and February 19, 2021, respectively, requesting extensions of time to February 19, 2021 and March 5, 2021, respectively, to file the calculations for clearance time and total warning time in this matter are granted.

2. The clearance time and total warning time final calculations in this proceeding are to be filed with the Commission by March 5, 2021.

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  
February 24, 2021.**

(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

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JOHN GAVAN

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Commissioners