

ORIGINAL

OPEN MEETING ITEM



0000178547

BEFORE THE ARIZONA CORPORATION CC

- 1
- 2 TOM FORESE
Chairman
- 3 BOB BURNS
Commissioner
- 4 DOUG LITTLE
Commissioner
- 5 ANDY TOBIN
Commissioner
- 6 BOYD DUNN
Commissioner
- 7

Arizona Corporation Commission

DOCKETED

MAR 31 2017

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GB

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8 IN THE MATTER OF THE APPLICATION
9 FOR ARIZONA CORPORATION
10 COMMISSION (RAILROAD SAFETY) FOR
11 APPROVAL OF THE 2017 GRADE
12 CROSSING ARRAY.

DOCKET NO. RR-00000E-17-0018

NOTICE OF FILING
PROPOSED ORDER

12 Staff of the Arizona Corporation Commission hereby provides notice of filing the attached
13 Proposed Order in the above referenced matter. Please note that this is a Staff Proposed Order and
14 not a final Order of the Commission. This matter may be considered and voted upon by the
15 Commission during the Open Meeting scheduled for May 9, 2017.

16 RESPECTFULLY SUBMITTED this 31st day of March, 2017.

17 
18 _____
19 Charles H. Hains, Attorney
20 Legal Division
21 Arizona Corporation Commission
22 1200 West Washington Street
23 Phoenix, Arizona 85007
24 (602) 542-3402
25 chains@azcc.gov

26 On this 31st day of March, 2017, the foregoing document was filed with Docket Control as an
27 Safety Division Notice of Filing - Miscellaneous, and copies of the foregoing were mailed on behalf
28 of the Safety Division to the following who have not consented to email service. On this date or as
soon as possible thereafter, the Commission's eDocket program will automatically email a link to the
foregoing to the following who have consented to email service.

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27 Arizona Corporation Commission
28 Railroad Safety Supervisor
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Phoenix, Arizona 85007

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11 General Manager
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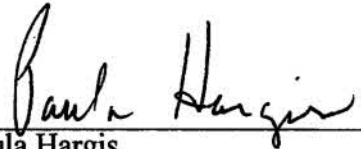
13 Ray Dovalina
14 Street Transportation Director
15 City of Phoenix
200 West Washington Street, 12th Floor
Phoenix, Arizona 85003

16 Ian McGaughey
17 Town Manager
18 Town of Clifton
510 North Coronado Blvd.
PO Box 1415
Clifton, Arizona 85533

19 Stephan J. Pauken
20 City Manager
21 City of Winslow
21 Williamson Avenue
Winslow, Arizona 86047

22 Mr. Timothy La Sota
23 Acting General Counsel/Acting Director
Legal Division
24 Arizona Corporation Commission
1200 West Washington Street
25 Phoenix, Arizona 85007
LegalDiv@azcc.gov
JMazza@azcc.gov
26 **Consented to Service by Email**

By:


Paula Hargis
Executive Legal Assistant

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BEFORE THE ARIZONA CORPORATION COMMISSION

TOM FORESE
Chairman
BOB BURNS
Commissioner
DOUG LITTLE
Commissioner
ANDY TOBIN
Commissioner
BOYD DUNN
Commissioner

IN THE MATTER OF THE APPLICATION)
FOR ARIZONA CORPORATION)
COMMISSION (RAILROAD SAFETY) FOR)
APPROVAL OF THE 2017 GRADE)
CROSSING ARRAY.)
_____)

DOCKET NO. RR-00000E-17-0018
DECISION NO. _____

Open Meeting
May 9 and 10, 2017
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. Arizona Revised Statutes (A.R.S.) Sections 40-337.02 and 40-337.03 relate to the allocation of funds for the installation of automatic warning signals and devices at public railroad grade crossings and the determination of locations where the installation of automatic warning signals should occur on that date.

2. A.R.S. Section 40-337.03 enables the Arizona Corporation Commission (Commission), which has the exclusive power to determine and prescribe the manner and terms of installation of warnings at each railway crossing pursuant to A.R.S. Section 40-337, to establish an array of public railroad grade crossings to plan for the orderly installation of automatic warning signals and devices.

3. Although numerous hazard index formulas have been proposed over many years to assess the relative hazard of a grade crossing based upon some combination of its characteristics, no one such formula, or combination thereof, has universal acceptance. The development of the array and the determination of the warnings to be installed at crossings also involve the exercise of judgment.

2. Pursuant to the Commission's exclusive power over railway/highway crossings, the array shall establish the public grade crossings in Arizona at which changes in signalization may be made under A.R.S. Sections 40-337, et seq.

ORDER

THEREFORE, IT IS ORDERED that the array established in Decision No. 75489, as well as the crossings listed on Attachment 1, be and hereby is approved.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN FORESE

COMMISSIONER DUNN

COMMISSIONER TOBIN

COMMISSIONER LITTLE

COMMISSIONER BURNS

IN WITNESS WHEREOF, I, TED VOGT, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2017.

TED VOGT
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

1 SERVICE LIST FOR: 2017 Railroad Crossing Array
2 DOCKET NO.: RR-00000E-17-0018

3 Chris Watson
4 Arizona Corporation Commission
5 Railroad Safety Supervisor
6 1300 West Washington Street
7 Phoenix, Arizona 85007

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12 Arizona Department of Transportation
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17 Fennemore Craig, P.C.
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19 Phoenix, Arizona 85016

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ATTACHMENT 1



Infrastructure Delivery and Operations

Douglas A. Ducey, Governor
John S. Halikowski, Director
Dallas Hammit, State Engineer
Steve Boschen, Division Director

February 16, 2017

Mr. Jason Pike
Grade Crossing Inspector
Arizona Corporation Commission
1300 W. Washington Street
Phoenix, AZ 85007

Subject: Railroad-Highway Crossing ARRAY 2017

Dear Mr. Pike,

Below are the five (5) proposed railroad upgrade crossings for the ARRAY 2017, under Section 130.

<u>DOT#</u>	<u>RR</u>	<u>RRMP</u>	<u>Location</u>	<u>City</u>	<u>County</u>	<u>Work</u>	<u>Est'd Cost</u>
025-033J	BNSF	286.20	Washington St.	Winslow	Navajo	Surface	\$ 70,000
025-518E	BNSF	189.66	29 th Avenue	Phoenix	Maricopa	Surface	\$ 90,000
025-628P	BNSF	197.10	44 th Avenue	Phoenix	Maricopa	Surface	\$ 110,000
025-831G	BNSF	193.06	Lincoln St.	Phoenix	Maricopa	Surface	\$ 110,000
741-892W	AZER	1,215.90	Park Avenue	Clifton	Greenlee	Surface & Visibility	\$ 150,000
Total Estimated Cost:							\$ 530,000

If you have any questions regarding this submittal, feel free to contact me at your earliest convenience.

Sincerely,

Jorge L. Vásquez
Railroad Coordinator - Section 130
ADOT - URR Section
205 South 17th Avenue - Room 357
Phoenix, AZ 85007
JVasquez@azdot.gov