



Transport Canada Transports  
Canada Canada

Pacific Region  
Surface Branch  
Room 225, 625 Agnes Street  
New Westminster, B.C  
V3M 5Y4

*Your file*

*Our file*

June 06, 2014

RDIMS ACTIVE

Michael Shircliff  
Regional Vice President  
North Operations - BNSF  
2650 Lou Menk Drive  
Fort Worth, Texas  
USA 76131-2830

Dan Bottrill  
Chief Administration Officer  
City of White Rock  
877 Keil Street  
Whiterock, BC  
V4B 4V6

**NOTICE- BY REGISTERED MAIL**

Dear Sirs,

I am a railway safety inspector designated by the Minister of Transport under section 27(1) of the Railway Safety Act [RSA].

An inspection was conducted on Friday, May 30<sup>th</sup>, 2014 and Monday June 2<sup>nd</sup>, 2014 at an unlawful crossing and access point to the Burlington Northern Santa Fe track at mile point 123.20 (Pedestrian Crossing). The railway crossing cited has no warning devices; access for pedestrians is facilitated from the upper city levels by steps commonly known as “the staircase” or Coldicutt Ravine.

As a result of these observations, this Notice is being issued under 31.(2) of the *RSA* to inform you that, in my opinion, a threat to safe railway operations exists. Pursuant to subsection 4(4.1) of the *RSA*, “a threat is a hazard or condition that could reasonably be expected to develop into a situation in which a person could be injured or made to be ill or damage could be caused to the environment or property.”

**Hazard or Condition**

Huge numbers of people were noted trespassing at this location. The unlawful trespassing and existing number of trains is putting persons at risk, this location is a major facilitator of excessive trespassing to and from the White Rock promenade. These conditions could reasonably be expected to develop into a situation in which a person could be injured or made to be ill or damage could be caused to the environment or property.

Please advise this office in writing, no later than Friday, June 20, 2014, how you intend to resolve these conditions. Should you require additional information on this matter, please contact me at (604) 666-9922

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dennis Maskell', is positioned above the typed name.

Dennis Maskell  
Signal Systems Officer  
Badge #30056  
Transport Canada -Surface  
Pacific Region

Cc. CN Police

Cc. RCMP White Rock Detachment