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ORIGINAL

Decision No. 82054

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the County of Contra Costa, State of)
California, for a Crossing at Grade) Application No. 54263
of the Tracks of the Southern Pacific) (Filed August 23, 1973)
Company at El Capitan Drive, Danville,)
Contra Costa County, California (PUC)
Public Crossing No. BO-56.4).)

O P I N I O N

The County of Contra Costa requests authority to construct El Capitan Drive at grade across the tracks of the Southern Pacific Transportation Company. Notice of the application was published in the Commission's Daily Calendar on August 24, 1973. No protests have been received. A public hearing is not necessary.

FINDINGS AND CONCLUSIONS

The request is in the public interest and should be granted. The County of Contra Costa should be authorized to construct El Capitan Drive across the Southern Pacific Transportation Company tracks in Danville, Contra Costa County, at the location described in the application, to be identified as Crossing No. BO-56.4.

Width of the crossing should be not less than 50 feet and grades of approach not greater than two percent. Crossing construction should be equal to or superior to Standard No. 2 (General Order No. 72-B). Protection should be two Standard No. 9 gate signals (General Order No. 75-C). Clearances, including any curbs, should conform to General Order No. 26-D. Walkways adjacent to the crossing should conform to General Order No. 118.

Construction cost of the crossing and installation cost of the automatic protection should be borne by the applicant. Maintenance cost of the crossing outside of lines two feet outside of rails should be borne by the applicant and the railroad should

bear maintenance cost of the crossing between such lines. Maintenance cost of the automatic protection should be borne by the applicant, pursuant to the provisions of Public Utilities Code Section 1202.2.

The crossing should not be opened to vehicular traffic until the construction is complete and the crossing protection is in operation.

The applicant is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and has made a Negative Declaration which has been considered by the Commission in rendering its decision on this project. The Commission accepts applicant's Negative Declaration which states

- (a) The environmental impact of the proposed action is insignificant.
- (b) There are no known irreversible environmental changes involved in this project.

O R D E R

1. The County of Contra Costa is hereby authorized to construct El Capitan Drive at grade across the tracks of the Southern Pacific Transportation Company in Danville, Contra Costa County, at the location described in the application to be identified as Crossing No. B0-56.4.


2. The application is granted conditioned on the findings and conclusions set forth in this order.

3. Within thirty days after completion, pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire if the project is not completed within two years or if the above conditions are not complied with. The time may be extended, or the authorization may be revoked or modified, if public convenience, necessity or safety so require.

The Secretary of the Commission shall file a Notice of Determination with the Secretary for Resources and with the planning agencies of any city and county which will be affected by the project.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 30th day of OCTOBER, 1973.



President



Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.