

Decision No. 83208

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

APPLICATION OF THE CITY OF SAN DIEGO)
FOR THE WIDENING AND RECONSTRUCTION)
OF THE EXISTING GRADE SEPARATION AT)
HARBOR DRIVE AND THE ATCHISON, TOPEKA)
AND SANTA FE RAILWAY COMPANY'S CROSS-)
ING NO. 2-268.9-A. IN THE CITY OF)
SAN DIEGO.)

Application No. 54841
(Filed May 1, 1974)

O P I N I O N

The City of San Diego requests authority to reconstruct the existing grade separation at Harbor Drive (Crossing No. 2-268.9-A) over the tracks of The Atchison, Topeka and Santa Fe Railway Company.

The priority list of grade separation projects for the fiscal year 1974-75 as set forth in Decision No. 83066 shows this project as Priority No. 13.

The City of San Diego is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and on June 18, 1974 adopted a Negative Declaration.

Notice of the application was published in the Commission's Calendar on May 2, 1974. No protests have been received. A public hearing is not necessary.

F I N D I N G S

After consideration, the Commission finds:

1. Applicant should be authorized to reconstruct Harbor Drive at separated grades over The Atchison, Topeka and Santa Fe Railway Company tracks in the City of San Diego, County of San Diego, at the location and substantially as shown by plans attached to the application.

2. Construction and maintenance costs should be borne in accordance with an agreement to be entered into between the parties relative thereto.

3. The Commission has considered the city's Negative Declaration in rendering its decision on this project. The Commission accepts said Negative Declaration and finds that the environmental impact of this proposed action is insignificant.

C O N C L U S I O N S

On the basis of the foregoing findings, we conclude that the application should be granted as set forth in the following order:

O R D E R

IT IS ORDERED that:

1. The City of San Diego is authorized to reconstruct Harbor Drive at separated grades over the tracks of The Atchison, Topeka and Santa Fe Railway Company in the City of San Diego, County of San Diego, at the location and substantially as shown by plans attached to the application, identified as Crossing No. 2-268.9-A.

2. Clearances shall conform to General Order No. 26-D. Walkways shall conform to General Order No. 118.

3. Walkway areas adjacent to The Atchison, Topeka and Santa Fe Railway Company tracks shall be maintained free of obstructions and shall promptly be restored to their original condition in the event of damage during construction.

4. Construction and maintenance costs shall be borne in accordance with an agreement to be entered into between the parties relative thereto.

5. Construction plans of the crossing approved by The Atchison, Topeka and Santa Fe Railway Company, together with a copy of the agreement entered into between the parties involved, shall be filed with the Commission prior to commencing construction.

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

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

Dated at San Francisco, California, this 30th day of 1 JULY, 1974.

Vernon L. Sturgeon
President
William Symons, Jr.
[Signature]
[Signature]
Commissioners

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