

Decision No. 83716**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

APPLICATION OF THE ATCHISON, TOPEKA)
 AND SANTA FE RAILWAY COMPANY, in)
 Connection with Construction of a)
 Classification Yard Facility, For)
 an Order to Construct Three Grade)
 Separations, Abolish Two At-Grade)
 Crossings and One Grade Separation)
 and Relocate Main Tracks in the)
 City of Barstow, County of San)
 Bernardino, California.)

Application No. 54547
 (Filed January 2, 1974)

O P I N I O N

The Atchison, Topeka and Santa Fe Railway Company in connection with the construction of a classification yard in the City of Barstow, County of San Bernardino, requests authority to construct three grade separations, abolish two at-grade crossings and one separation and relocate main tracks as shown on Appendix A attached hereto.

The city is the lead agency, pursuant to the California Environmental Quality Act of 1970, as amended, for this major, regional gravity classification yard project. The railway has caused an Environmental Impact Report to be prepared on this entire project which was approved by the city on December 3, 1973.

It is apparent that the project involved in this proceeding will not have a significant effect on the environment. A motion requesting a Negative Declaration is included with the application.

Notice of the application was published in the Commission's Daily Calendar on January 3, 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 in connection with the construction of a classification yard in the City of Barstow, County of San Bernardino, should be authorized to construct three grade separations, abolish two at-grade crossings and one grade separation and relocate main tracks as shown on Appendix A, attached hereto.
2. Dimensions, configurations, clearances and walkways should be substantially in accordance with the plans set forth in the application and comply with applicable rules and general orders of the Commission.
3. Construction and maintenance costs should be borne in accordance with an agreement to be entered into between the respective parties relative thereto, and a copy of said agreement, together with plans of said crossings should be filed with the Commission prior to January 1, 1975. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.
4. The Commission has considered the environmental impact report adopted by the city and finds that the environmental impact of this proposed action is not significant. ✓
5. The motion for a Negative Declaration should be denied.

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 Atchison, Topeka and Santa Fe Railway Company in connection with the construction of a classification yard in the City of Barstow, County of San Bernardino, is authorized to construct three grade separations, abolish two at-grade crossings and one grade separation and relocate main tracks as shown on Appendix A attached hereto, at the locations and substantially as shown by plans attached to the application.

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

3. Construction and maintenance costs shall be borne in accordance with an agreement to be entered into between the respective parties relative thereto, and a copy of said agreement, together with plans of said crossings shall be filed with the Commission prior to January 1, 1975. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

4. The motion for a Negative Declaration is denied.

5. 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 13th
day of NOVEMBER, 1974.

Vermon L. Sturgeon
President
William J. Quinn

Robert E. Merland
Commissioners

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

APPENDIX A

<u>Street Name</u>	<u>Crossing No.</u>	<u>Proposed Work</u>
Citrine Road	2-4.3-B	Construct new separation
Agate Road	2-749.6-B	Construct new separation
Community Boulevard	2-750.6-B	Construct new separation
Ramirez Road	2-748.5	Abolish at-grade crossing
Community Boulevard	2-750.2	Abolish at-grade crossing
Judy Road	2-3.7-B	Abolish grade separation

Relocate main tracks as shown in Exhibit E-1 attached to the application.