

MEC

Decision No. 84405

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California,
Department of Transportation, for an
order authorizing the widening and alter-
ation of existing Grade Crossing No. B-205.9,
on State Route 41, across the tracks of the
Southern Pacific Transportation Company, in
the County of Fresno.

} Application No. 55442
} (Filed January 16, 1975)
}

O P I N I O N

The California Department of Transportation requests authority to widen and alter State Highway Route 41 (Ventura Ave.) at grade across the tracks of the Southern Pacific Transportation Company's Main Line (B-Line) in the City of Fresno, Fresno County.

The California Highway Commission is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and has stated that "pursuant to Section 15101 of the State of California Administrative Code, this project is categorically exempt from the need of an environmental statement."

Notice of the application was published in the Commission's Daily Calendar on January 17, 1975. 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 widen and alter State Highway Route 41 (Ventura Ave.) at grade across the tracks of the Southern Pacific Transportation Company's Main Line in the City of Fresno, Fresno County, at the location and substantially as shown by the plan attached to the application.
2. Cost of widening the crossing and installation of automatic protection should be borne in accordance with an agreement to be

entered into between the parties.

3. Maintenance expense of the automatic protection should be shared equally by the railroad and the governmental body having jurisdiction over the crossing at the time said maintenance costs are incurred.

4. The Commission has considered the California Highway Commission's Statement that the project is categorically exempt under Section 15101 of the State of California Administrative Code and finds with reasonable certainty that this project will not have a significant effect on the environment.

5. Dimensions, configurations, clearances and walkways should be substantially in accordance with the plan attached to the application and comply with applicable rules and general orders of the Commission.

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 California Department of Transportation is authorized to widen and alter State Highway Route 41 (Ventura Avenue) at grade across the tracks of the Southern Pacific Transportation Company in the City of Fresno, Fresno County, at the location and substantially as shown by the plan attached to the application, identified as Crossing No. B-205.9.

2. Construction of the crossing shall be equal or superior to Standard No. 3 (General Order No. 72-B).

3. Width of the crossing shall be not less than 64 feet and grades of approach shall not exceed two percent.

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

5. Protection at the crossing shall be two Standard No. 9-A automatic gate-type signals with cantilever arms (General Order No. 75-C).

6. Construction expense of the crossing and installation cost of the automatic protection shall be borne in accordance with an agreement to be entered into between the parties relative thereto. A copy of said agreement, together with plan of said crossing approved by the Southern Pacific Transportation Company, shall be filed with the Commission prior to construction. Should the parties fail to agree, said costs will be apportioned by further order of the Commission.

7. Maintenance of the crossing shall be in accordance with General Order No. 72-B.

8. Maintenance expense of the automatic protection shall be shared equally by the railroad and the governmental body having jurisdiction over the crossing at the time said maintenance costs are incurred pursuant to Section 1202.2 of the Public Utilities Code.

9. 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 two years unless time be extended or if the above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity or safety so require.

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

Dated at Los Angeles, California, this 6th
day of MAY, 1975.

Vernon L. Sturgeon
President
William J. ...
...
Leonard ...
Robert ...
Commissioners