

Decision No. 84496**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Sacramento)
 for authority to construct a grade)
 crossing over joint Southern Pacific) Application No. 55593
 Transportation Company and Western) (Filed March 28, 1975)
 Pacific Company trackage, in said City)
 of Sacramento, State of California.)

O P I N I O N

The City of Sacramento requests authority to construct Lathrop Way across tracks jointly operated by Southern Pacific Transportation Company and The Western Pacific Railroad Company.

The City of Sacramento is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and on March 7, 1974, approved a Negative Declaration which was filed with the Sacramento County Clerk on March 13, 1974.

Notice of the application was published in the Commission's Daily Calendar on April 1, 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 construct Lathrop Way across tracks jointly operated by Southern Pacific Transportation Company and The Western Pacific Railroad Company in the City of Sacramento, Sacramento County, at the location and substantially as shown by plans attached to the application.
2. Construction costs of the crossing should be borne by the applicant.
3. Maintenance of the crossing should be in accordance with General Order No. 72-B.

4. Dimensions, configurations, clearances and walkways should be substantially in accordance with the plans set forth in the application and should comply with applicable rules and general orders of the Commission.

5. The Commission has considered applicant's Negative Declaration and finds with reasonable certainty that this project will not have a significant effect on the environment.

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 Sacramento is authorized to construct Lathrop Way at grade across tracks jointly operated by Southern Pacific Transportation Company and The Western Pacific Railroad Company in Sacramento, Sacramento County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing No. 4-140.85-C.
2. Construction of the grade crossing shall be equal or superior to Standard No. 1 (General Order No. 72-B).
3. Width of the crossing shall be not less than 50 feet and grades of approach not greater than one percent.
4. Clearances shall conform to General Order No. 26-D. Walkways shall conform to General Order No. 118.
5. Crossing protection shall be two Standard No. 1-R crossing signs (General Order No. 75-C).
6. Construction costs of the crossing shall be borne by the applicant.

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

8. 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.

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

Dated at San Francisco, California, this 3rd day of JUNE, 1975.

Vernon L. Sturgeon
President
William H. H. H. H. H.
Leonard Ross
Paul H. H. H.
Commissioners