

Decision No. 84985

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Amended Application of)
 SOUTHERN PACIFIC TRANSPORTATION COMPANY for)
 an order authorizing the construction at)
 grade of an industrial spur track in, upon) Application No. 55670
 and across North Argyle Avenue in the City) (Filed May 5, 1975,
 of Fresno, County of Fresno, State of) Amended May 30, 1975)
 California.)

O P I N I O N

The Southern Pacific Transportation Company requests authority to construct an industrial spur track at grade across North Argyle Avenue in the City of Fresno, Fresno County.

The proposed construction lies within an established industrial manufacturing area. The industry to be served is in need of immediate rail service and applicant has, therefore, requested that the usual 20-day waiting period be waived.

Notice of the application was published in the Commission's Daily Calendar on May 7, 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 an industrial spur track at grade across North Argyle Avenue in the City of Fresno, Fresno County, at the location and substantially as shown by plans attached to the application.
2. Costs of constructing the crossing should be borne by the applicant.
3. It can be seen with reasonable certainty that this project will not have a significant effect on the environment.

4. 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.

5. The industry to be served has an immediate need for rail service.

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 Southern Pacific Transportation Company is authorized to construct an industrial spur track at grade across North Argyle Avenue in the City of Fresno, Fresno County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing No. BS-214.22-C.

2. Protection at the crossing shall be two Standard No. 1-R signs (General Order No. 75-C).

3. Construction of the crossing shall be equal or superior to Standard No. 1 (General Order No. 72-B).

4. Width of the crossing shall be not less than 48 feet measured at right angles to the center line of the street and grades of approach shall be as shown on plans attached to the application.

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

6. Costs of constructing the crossing shall be borne by the applicant.


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

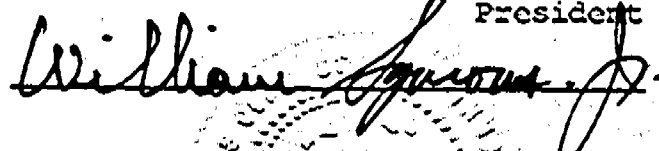
8. Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing.

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 is the date hereof.

Dated at San Francisco, California, this 15th
day of OCTOBER, 1975.



President


Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.