

Decision No. 85098

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
The City of Santa Ana to construct a
City Street across the Right of Way
of the Southern Pacific Transportation
Company at Bear Street in the south-
west Santa Ana area. }

Application No. 55769
(Filed June 24, 1975)

O P I N I O N

The City of Santa Ana requests authority to construct Bear Street at grade across the Southern Pacific Transportation Company's Santa Ana Branch in the City of Santa Ana, Orange County.

The new road will provide access over a public crossing between Segerstrom Avenue and Alton Avenue.

The City of Santa Ana is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and approved a Negative Declaration on February 12, 1975.

Notice of the application was published in the Commission's Daily Calendar on June 27, 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. The City of Santa Ana should be authorized to construct Bear Street at grade across the Southern Pacific Transportation Company's Santa Ana Branch in the City of Santa Ana, Orange County at the location and substantially as shown by plans attached to the application.

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

3. Cost of the crossing and installation of automatic protection should be borne by the applicant.

4. Maintenance of the crossing should conform to General Order No. 72-B. Maintenance cost of the automatic protection should be borne by the applicant.

5. The Commission has considered the City of Santa Ana'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 Santa Ana is authorized to construct Bear Street at grade across the Southern Pacific Transportation Company's Santa Ana Branch in the City of Santa Ana, Orange County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing No. BK-521.73.

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

3. Protection at the crossing shall be two Standard No. 9 signals (General Order No. 75-C).

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

5. Construction expense of the crossing and installation cost of the automatic protection shall be borne by the applicant.

6. Maintenance of the crossing shall be in accordance with General Order No. 72-B. Maintenance cost of the automatic protection shall be borne by the applicant pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

7. Construction plans of the crossing approved by the Southern Pacific Transportation Company, together with a copy of the agreement entered into between the parties involved, shall be filed with the Commission prior to commencing construction.

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 12th
day of NOVEMBER, 1975.

William J. Hughes, Jr. President
Leonard Rose

Commissioners

Commissioner Robert Batinovich, being necessarily absent, did not participate in the disposition of this proceeding.