

Decision No. 85861**ORIGINAL**

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

APPLICATION OF THE COUNTY OF TEHAMA, )  
 STATE OF CALIFORNIA, FOR A PUBLIC ) Application No. 56233  
 GRADE CROSSING AT THE INTERSECTION ) (Filed January 27, 1976)  
 OF CORNING ROAD AND ORANGE ROAD OVER )  
 THE SOUTHERN PACIFIC TRACKS AND RIGHT )  
 OF WAY. )

O P I N I O N

The County of Tehama requests authority to construct Orange Road at grade across the tracks of the Southern Pacific Transportation Company's Main Line near the City of Corning in Tehama County.

The proposed crossing will improve access to a developing industrial, farming and residential area to the east and also provide better access to the Corning Airport. Construction of this crossing will allow the closure of the Corning Road Grade Crossing AE-179.9, which has excessive approach grades, undesirable alignment and inadequate sight distances.

The County of Tehama is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended. After review of a Negative Declaration, the County of Tehama approved the project and on January 22, 1976 filed a Notice of Determination with the Tehama County Clerk which found that "The project will not have a significant effect on the environment."

Notice of the application was published in the Commission's Daily Calendar on January 30, 1976. 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 Orange Road at grade across the tracks of the Southern Pacific Transportation Company's Main Line near the City of Corning in Tehama County at the location and substantially as shown by the plans attached to

the application, to be identified as Crossing AE-180.8.

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

3. Width of the crossing should be not less than 36 feet with grades of approach not to exceed two percent.

4. Clearances should conform to General Order 26-D. Walkways should conform to General Order 118.

5. Protection at the crossing should be two Standard No. 9 automatic gate-type signals (General Order 75-C).

6. Construction costs of the crossing and installation expense of the automatic protection should be borne by the applicant.

7. Maintenance expense of the automatic protection should be shared equally by the railroad and the County of Tehama in accordance with the railroad's letter to the Commission dated April 8, 1976 and pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

8. Maintenance of the crossing should be in accordance with General Order 72-B.

9. Upon completion and opening of the Orange Road Crossing, the existing public grade crossing of Corning Road, Crossing AE-179.9, should be abandoned and physically closed by applicant.

10. 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, should be filed with the Commission prior to commencing construction.

11. The Commission has considered applicant's Negative Declaration and Notice of Determination 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 County of Tehama is authorized to construct Orange Road at grade across the tracks of the Southern Pacific Transportation Company's Main Line near the City of Corning in Tehama County as set forth in the findings of this decision.

2. 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 25<sup>th</sup> day of May, 1976.

President

William S. Jones Jr.  
Vernon L. Sturgeon

Commissioners

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Leonard Ross, being necessarily absent, did not participate in the disposition of this proceeding.