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Decision No. 86175

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
SOUTHERN PACIFIC TRANSPORTATION)
COMPANY for an order authorizing the)
construction at grade of an industrial)
spur track in, upon, along or across)
Alton Avenue in the City of Santa Ana,)
County of Orange, State of California.)

Application No. 56507
(Filed May 26, 1976)

O P I N I O N

Southern Pacific Transportation Company requests authority to construct an industrial spur track at grade across Alton Avenue in the City of Santa Ana, Orange County.

The industrial spur track will serve the facilities of Harbor MacArthur Industrial Park which is under construction on industrial land at the southeast corner of Alton Avenue and Susan Street.

Applicant has advised that Baker-Miller & Associates, a plastics company, has immediate need for rail service and, therefore, requests that the usual 20-day waiting period be waived.

Notice of the application was published in the Commission's Daily Calendar on May 27, 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 an industrial spur track at grade across Alton Avenue in the City of Santa Ana, Orange County, at the location and substantially as shown by plan attached to the application, to be identified as Crossing BK-522.89-C.

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

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

4. Protection at the crossing should be by two Standard No. 8 automatic signals (General Order 75-C).

5. For a period not to exceed one year from the date of this order, protection at the crossing may be two Standard No. 1-R signs (General Order 75-C) and no on-rail vehicle should be operated over said crossing unless it is first brought to a stop and traffic on the street protected by a member of the crew or other competent employee of the railroad acting as a flagman. Written instructions should be issued by the railroad to trainmen, operating over said crossing, to comply with said flagging instructions. Copy of said instructions should be filed with the Commission within thirty days after installation of said crossing. Flagging procedures outlined herein should remain in full force until the automatic protection required herein is installed.

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

7. Maintenance of the crossing should be in accordance with General Order 72-B. Maintenance of the automatic protection should be borne by the applicant.

8. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

9. Baker-Miller & Associates, the industry to be served, requires immediate rail service and, therefore, the usual 20-day waiting period should be waived.

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:

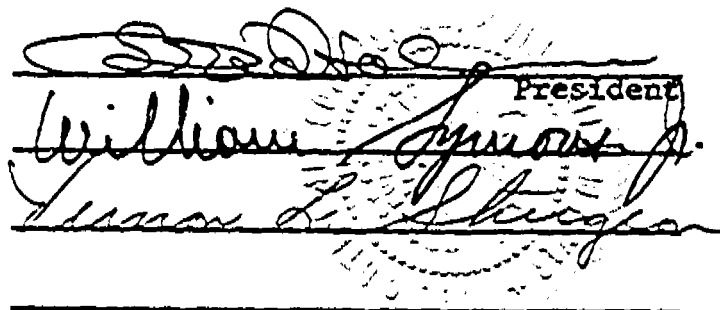
1. Southern Pacific Transportation Company is authorized to construct an industrial spur track at grade across Alton Avenue in the City of Santa Ana, Orange County, as set forth in the findings of this decision.

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 one year 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 27th
day of JULY, 1976.



President

Commissioners

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

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