

T/RT/ARM/WPSC

ORIGINALDecision S4 03 036

MAR 7 1984

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 the City of Los Angeles, a municipal)
 corporation, by and through its)
 Board of Harbor Commissioners, for)
 authority to remove an existing)
 grade crossing and to construct a)
 new grade crossing across Southern)
 Pacific Transportation Company track)
 at access roadway and entrance to)
 the American President Lines)
 Container Terminal ending on)
 John S. Gibson Boulevard in the)
 Wilmington District of said City of)
 Los Angeles, County of Los Angeles,)
 State of California.)

Application 83-08-48
 (Filed August 15, 1983)

O P I N I O N

The City of Los Angeles (City), Board of Harbor Commissioners, requests authority to construct a crossing at grade over the tracks of the Southern Pacific Transportation Company's (SPT) San Pedro Branch Line in the Wilmington District of Los Angeles, Los Angeles County. Authority is also requested to close the existing nearby crossing of SPT's tracks upon completion of the new grade crossing and its opening to vehicular traffic.

The proposed grade crossing will provide access from John S. Gibson Boulevard to the new American President Lines Container Terminal (APL) now under construction and will enhance and improve traffic circulation for the various tenants of the City in this area.

City is the lead agency for this project under the California Environmental Quality Act of 1970 (CEQA), as amended, Public Resources Code Sections 21000 et seq. After preparation and review of the Final Environmental Impact Report (EIR), City approved the project. On June 17, 1981 a Notice of Determination was filed with the County Clerk which found that the "Project will not have a significant effect on the environment."

The Commission is a responsible agency for the project under CEQA and has reviewed and considered the lead agency's EIR and Notice of Determination.

Notice of the application was published in the Commission's Daily Calendar on August 22, 1983. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. City requests authority under Public Utilities Code (PU) Sections 1201-1205 to construct a new crossing at grade across the tracks of SPT's San Pedro Branch Line in Los Angeles, Los Angeles County.
2. The proposed crossing is required to provide access to the new American President Lines Container Terminal being constructed by the Los Angeles Board of Harbor Commissioners.
3. Public convenience and necessity require construction of the proposed railroad-highway crossing.

4. Public safety requires that protection at the crossing be four Standard No. 9 automatic gate-type signals (General Order (GO) 75-C).

5. Upon completion of the new grade crossing and its opening to vehicular traffic, the existing nearby crossing should be closed and physically removed.

6. City is the lead agency for this project under CEQA, as amended.

7. The Commission is a responsible agency for this project and has reviewed and considered the lead agency's EIR and Notice of Determination.

8. The project will have no significant impact on the environment.

Conclusion of Law

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 Los Angeles (City) is authorized to construct an access road crossing at grade across the tracks of the Southern Pacific Transportation Company's (SPT) San Pedro Branch Line in the Wilmington District - Los Angeles, Los Angeles County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing BG-505.55.

2. Construction of the crossing shall be equal or superior to Standard No. 2 of GO 72-B.
3. Clearances shall conform to GO 26-D. Walkways shall conform to GO 118.
4. Protection at the crossing shall be four Standard No. 9 automatic gate-type signals (GO 75-C).
5. Construction expense of the crossing and installation cost of the automatic protection shall be borne by City.
6. Maintenance of the crossing shall conform to GO 72-B. Maintenance cost of the automatic protection shall be borne by City under PU Code Section 1202.2.
7. Construction plans of the crossing, approved by SPT, together with a copy of agreement entered into between the parties, shall be filed with the Commission prior to commencing construction.
8. Upon completion of the new grade crossing and its opening to vehicular traffic, the existing nearby crossing, Crossing BG-505.36, shall be closed and physically removed.
9. Within 30 days after completion of the work under this order, City shall advise the Commission in writing that the authorized work has been completed.

This authorization shall expire if not exercised within two years unless time is extended or if the above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety require.

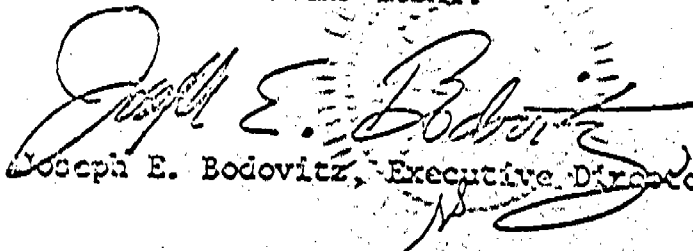
This order becomes effective 30 days from today.

Dated MAR 7 1984, at San Francisco, California.

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

Commissioner Leonard M. Grimes, Jr.,
being necessarily absent, did not
participate.

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director