

ORIGINAL

Decision 84 11 107 NOV 21 1984

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)
Los Angeles & Salt Lake Railroad)
Company and its Lessee, Union)
Pacific Railroad Company to modify)
Decision 84-03-104 as to the)
installation of No. 9-A signals at)
Etiwanda Avenue in the City of)
Fontana.)

Application 84-09-001
(Filed September 6, 1984
amended October 3, 1984)

In the Matter of the Application of)
LOS ANGELES & SALT LAKE RAILROAD)
COMPANY and its Lessee, UNION)
PACIFIC RAILROAD COMPANY, for an)
order authorizing the construction,)
maintenance, and operation of a)
lead track over and across Etiwanda)
and Marlay Avenues in the City of)
Fontana, and to cross Etiwanda)
Avenue in the City of Ontario,)
County of San Bernardino, State of)
California.)

Application 60604
(Filed June 1, 1981;
amended April 5, 1982;
amended December 19, 1983;
amended February 9, 1984)

ORDER MODIFYING DECISION 84-03-104

By Decision (D.) 84-03-104, dated March 21, 1984, in
Application (A.) 60604, Los Angeles & Salt Lake Railroad Company
(LA&SL) and its Lessee, Union Pacific Railroad Company (UP), were
authorized to construct two industrial lead track crossings at
grade across Marlay Avenue in the City of Fontana and across
Etiwanda Avenue in the City of Ontario, San Bernardino County.

On September 6, 1984, LA&SL and UP filed A.84-09-001, which seeks to have the automatic protection required to be installed at the Etiwanda Avenue crossing in Ontario changed from two Standard No. 8-A automatic flashing-light signals with cantilevers to four Standard No. 9 automatic gate-type signals (General Order (GO) 75-C).

Further review of the protection proposed to be installed at the Etiwanda Avenue crossing indicates that the installation of two Standard No. 8-A automatic flashing-light signals with cantilevers (GO 75-C) would be inadequate and inappropriate. Vehicular volumes and speeds justify the installation of automatic gate-type signals as protection at the crossing. The width of the crossing and construction of a median strip in the street dictate that four such signals should be installed. The Cities of Fontana and Ontario have no objection to modification of D.84-03-104 to permit installation of four automatic gate-type signals as protection at the Etiwanda Avenue crossing.

Notice of the application and amendment were published in the Commission's Daily Calendar on September 7 and October 9, 1984, respectively. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. LA&SL and UP request authority under Public Utilities Code Sections 1201-1205 to change the protection required to be installed at the proposed Etiwanda Avenue crossing of their tracks in Ontario, San Bernardino County, by D.84-03-104, from two Standard No. 8-A automatic flashing-light signals with cantilevers to four Standard No. 9 automatic gate-type signals (GO 75-C).

2. Modification of D.84-03-104 is required to provide a higher level of protection at the proposed Etiwanda Avenue crossing.

3. Public convenience, necessity, and safety require a higher level of protection at the proposed Etiwanda Avenue crossing.

Conclusion of Law

The request of LA&SL and up to modify D.84-03-104 should be granted as set forth in the following order.

O R D E R

IT IS ORDERED that D.84-03-104 is modified as follows:

1. Finding 4 is modified to read:

4. Public safety requires that protection at the Marlay Avenue crossing be two Standard No. 8-A automatic flashing-light signals with cantilevers and that protection at the Etiwanda Avenue crossing be four Standard No. 9 automatic gate-type signals (GO 75-C).

2. Ordering paragraph 4 is modified to read:

4. Protection at the Marlay Avenue crossing shall be two Standard No. 8-A automatic flashing-light signals with cantilevers and at the Etiwanda Avenue crossing shall be four Standard No. 9 automatic gate-type signals (GO 75-C).

3. The application is granted as set forth above.

In all other respects, Decision 84-03-104 shall remain in full force and effect.

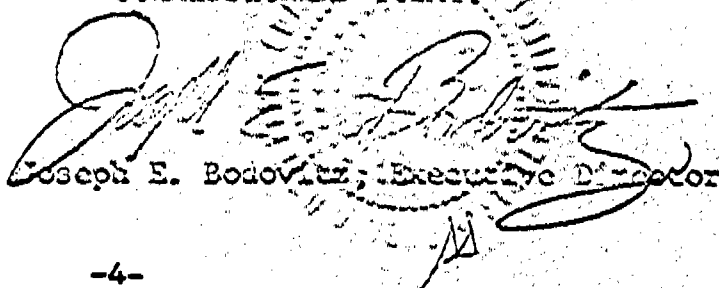
This order is effective 30 days from today.

Dated NOV 21 1984, at San Francisco, California.

FRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

Commissioner Victor Calvo,
being necessarily absent, did
not participate

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


Joseph E. Bodovitz, Executive Director