

OCT 16 1987

ORIGINAL

Decision 87 10 023

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California,)
 Department of Transportation for an order)
 authorizing the Department to: Construct)
 Cajon Boulevard Overhead in the City of)
 San Bernardino, San Bernardino County,)
 California.)

Application 87-08-028
(Filed August 17, 1987)

O P I N I O N

As part of the project to construct State Route 30 between H Street and Highland Avenue to full freeway standards, the State of California, Department of Transportation (Caltrans) requests authority to construct the Cajon Boulevard Overhead over the tracks of The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) main line in San Bernardino, San Bernardino County.

The portion of the project with which this application is involved includes the construction of 1.9 miles of six-lane freeway, the major feature of the project being the construction of the Cajon Boulevard Overhead and the adjacent State Route 30 (SR-30)/Interstate Route 215 (I-215) freeway to freeway interchange.

Caltrans is the lead agency for this project under the California Environmental Quality Act of 1970 (CEQA), as amended, Public Resources (PR) Code Sections 21000, et seq. After preparation and review of an Environmental Assessment Study, Caltrans issued a Negative Declaration and approved the project. On August 9, 1985, the Federal Highway Administration (FHWA) determined that this project will not have any significant impact on the environment.

The Commission is a responsible agency for this project under CEQA and has reviewed and considered the lead agency's

Environmental Assessment Study and Negative Declaration. The site of the project has been inspected by the Commission staff.

Caltrans states that it wishes to advertise the project for construction in October 1987. It has, therefore requested that the usual 30-day effective date on an order be waived. We will make our order effective immediately.

Notice of the application was published in the Commission's Daily Calendar on August 20, 1987. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. Caltrans requests authority under Public Utilities Code Sections 1201-1205 to construct the Cajon Boulevard Overhead (SR-30) at separated grades over the tracks of AT&SF's main line in San Bernardino, San Bernardino County.

2. Construction of the Cajon Boulevard Overhead is required as part of the project to construct SR-30 between H Street and Highland Avenue.

3. Public convenience, necessity, and safety require construction of the Cajon Boulevard Overhead.

4. Caltrans is the lead agency for this project under CEQA, as amended.

5. The Commission is a responsible agency for this project and has reviewed and considered the lead agency's Environmental Assessment Study and Negative Declaration.

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

Conclusion of Law

1. The application should be granted as set forth in the following order.

2. The usual 30-day effective date on an order should be waived as Caltrans wishes to advertise the project for construction in October, 1987.

O R D E R

IT IS ORDERED that:

1. The State of California, Department of Transportation, (Caltrans), is authorized to construct the Cajon Boulevard Overhead, at separated grades over the tracks of The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) main line in San Bernardino, San Bernardino County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing 2-78.0-A.

2. Clearances shall be in accordance with General Order 26-D; except that during the period of construction a clearance of not less than 21'-6" above top of rail shall be authorized, AT&SF shall be authorized to operate with such reduced overhead clearance provided that instructions are issued by the railroad and filed with the Commission forbidding employees to ride on tops of cars beneath the structure.

3. Caltrans shall notify the Commission and AT&SF at least 15, but not more than 30 days in advance of the date when the temporary impaired clearance will be created.

4. Walkways shall conform to GO 118. Walkways adjacent to any trackage subject to rail operations shall be maintained free of obstructions and shall be promptly restored to their original condition in the event of damage during construction.

5. Construction and maintenance costs shall be borne in accordance with an agreement to be entered into between the parties. A copy of the agreement, together with plans of the crossings approved by AT&SF, shall be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the costs of construction and maintenance by further order.

6. Within 30 days after completion of the work under this order, Caltrans shall notify the Commission in writing that the authorized work has been completed.

7. This authorization shall expire if not exercised within three 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 so require.

8. The application is granted as set forth above.


This order is effective today.

Dated OCT 16 1987, at San Francisco, California

STANLEY W. HULETT
President
DONALD VIAL
FREDERICK R. DUDA
G. MITCHELL WILK
Commissioners

Commissioner John B. Ohanian, being necessarily absent, did not participate.

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


Victor Weiss, Executive Director