

ORIGINAL

Decision 88 05 053

MAY 25 1988

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the City of Oxnard to construct)
Colonia Road, a public street,)
across the railroad tracks of the)
Southern Pacific Transportation)
Company in the City of Oxnard,)
County of Ventura.)

Application 87-08-037
(Filed August 20, 1987)

O P I N I O N

As part of the project for the Northeast Industrial Park Area, the City of Oxnard (City) requests authority to construct Colonia Road at grade across the tracks of Southern Pacific Transportation Company's (SPT) industrial spur track in Oxnard, Ventura County.

The Northeast Industrial Park Area is a 1,385-acre parcel of land bounded generally on the south by the Ventura Freeway State Route 101 (SR-101), on the north by Fifth Street, on the east by Rose Avenue and on the west by Revolon Slough. The proposed development will consist of a mixture of commercial office/institutional, light manufacturing and other industrial uses. The proposed extension of Colonia Road will provide a direct east-west connection with Oxnard Boulevard-State Route 1 (SR1) and Rice Road, both major south-north arterial roads in Oxnard. The proposed crossing is an essential element in providing adequate access to and traffic circulation within the project.

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 an Environmental Impact Report (EIR), City approved

the project. On February 16, 1984 a Notice of Determination for EIR No. 83-2 was filed with Secretary of Resources (State Clearing House No. 83050150) which found that the proposed industrial expansion would have significant effect on the environment. Mitigation measures were made a condition of approval of the project. City, in addition, prepared a Negative Declaration NO. 87-20, dated June 6, 1987, which found that the crossing itself "will not have a significant effect on the environment."

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

The site of the proposed crossing of Colonia Road at the Northeast Industrial Park has been inspected by the Commission staff, who, after discussion of the street geometrics and future traffic demands with city and railroad officials recommended the installation of four Standard No. 9 automatic gate-type signals.

The city has met the filing requirements of the Commission's Rules of Practice and Procedure including Rule 38, which relates to the construction of public highways across a railroad. Detailed drawings of the crossing protection and street geometrics are attached to Appendix "A".

By motion filed September 10, 1987, SPT requested additional time to investigate the application, develop necessary details and engineering information. The Commission staff has now been advised by the railroad that it has completed the investigation and it is not filing a protest. There are no other unresolved matters, a public hearing is not necessary.

Findings of Fact

1. City requests authority under Public Utilities (PU) Code Sections 1201-1205 to construct Colonia Road at grade across SPT industrial spur track in Oxnard, Ventura County.
2. Construction of the crossing is required to provide access to and adequate traffic circulation within the new Northeast Industrial Park.
3. Public convenience and necessity require construction of the Colonia Road 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. City is the lead agency for this project under CEQA, as amended.
6. The Commission is a responsible agency for this project and has reviewed and considered the lead agency's EIR and Negative Declaration.
7. The Northeast Industrial Park Project will have a significant effect on the environment; however, mitigation measures will reduce the severity of the adverse impacts to acceptable levels.
8. It has been further determined that the crossing project itself will have no significant effect on the environment.

Conclusion of Law

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

ORDER

IT IS ORDERED that:

1. The City of Oxnard (City) is authorized to construct Colonia Road at grade across Southern Pacific Transportation Company's (SPT) industrial spur track in Oxnard, Ventura County,

at the location and substantially as shown by plans attached to both the application and this order, to be identified as Crossing E-411.16-C.

2. Construction of the crossing shall be equal or superior to Standard No. 1 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 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 the agreement entered into between the parties, shall be filed with the Commission prior to commencing construction.

8. 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.

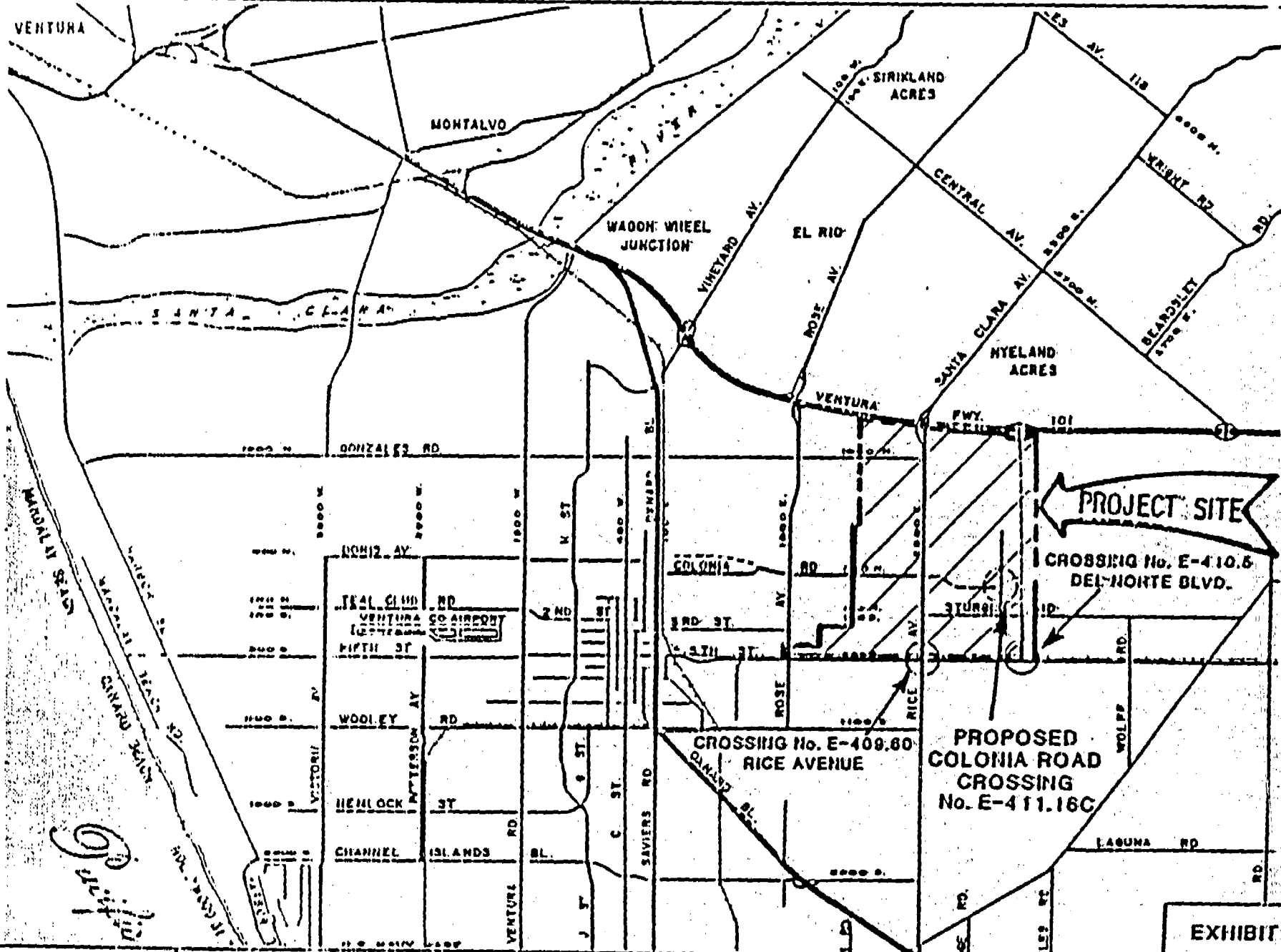
9. This authorization shall expire if not exercised within two years unless time is extended or if the above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require.

10. The application is granted as set forth above.
This order becomes effective 30 days from today.
Dated MAY 25 1988, at San Francisco, California.

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

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


Victor Weisser, Executive Director



Boyle

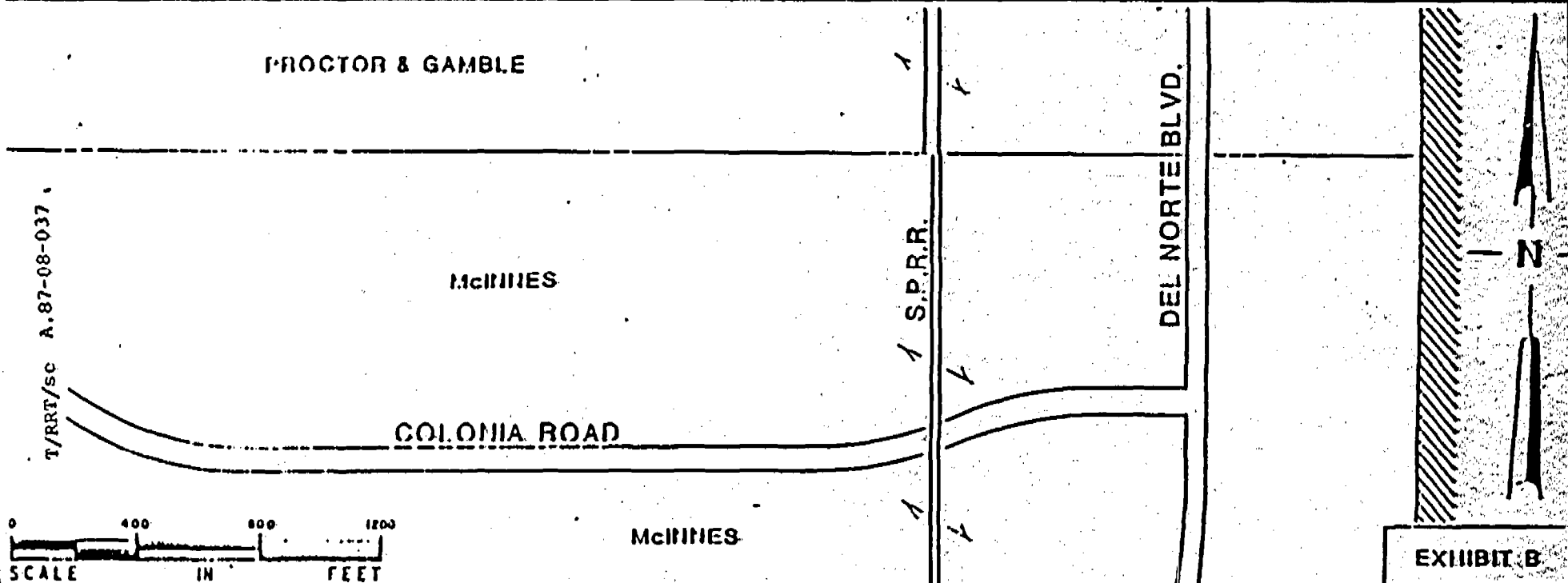
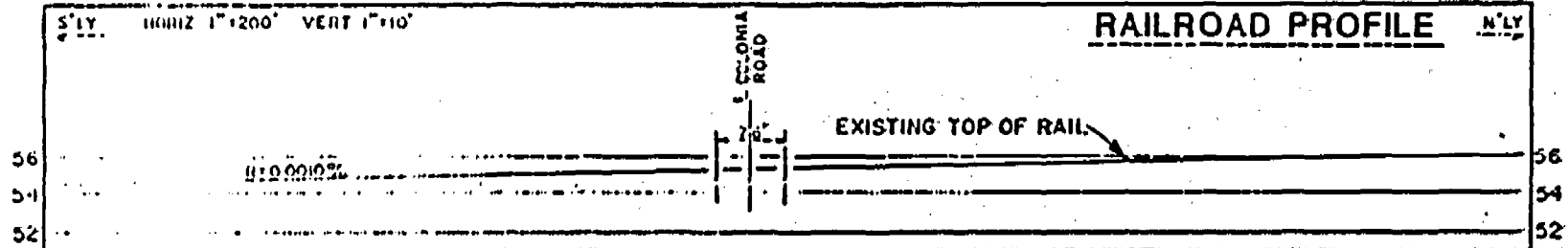
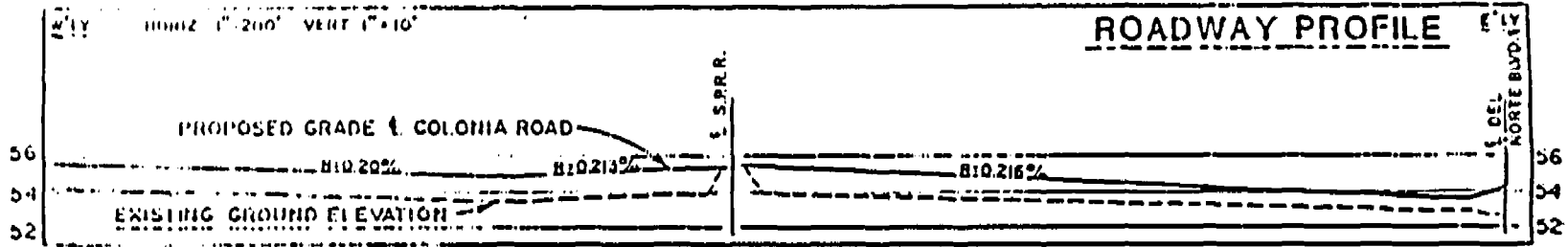


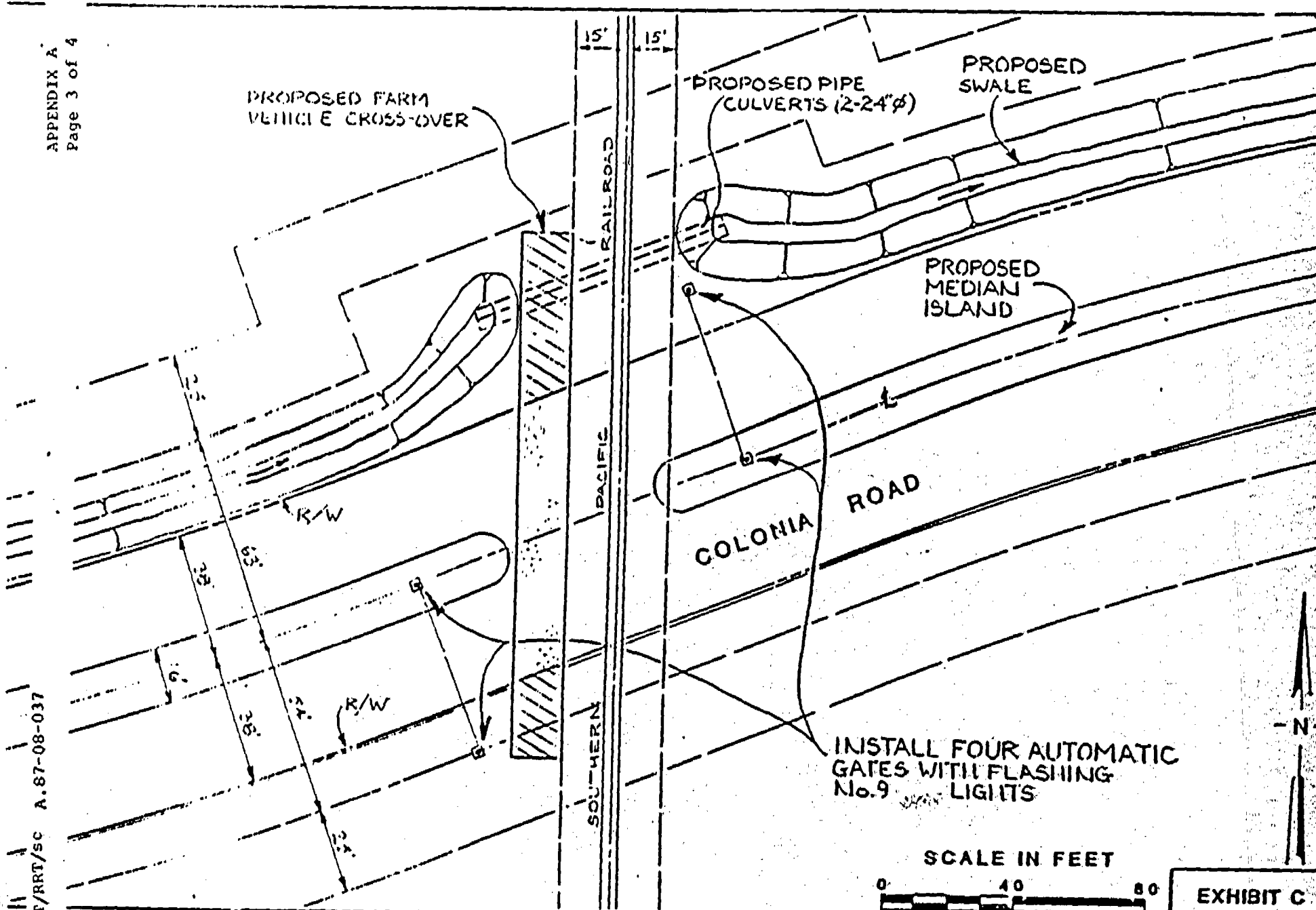
EXHIBIT B

T/RR/SC A.87-08-037

OF [REDACTED] (HARD)

COLONIA ROAD CROSSING

BOYLE
ENGINEERING CORPORATION



INSTALL FOUR AUTOMATIC GATES WITH FLASHING No. 9 LIGHTS

SCALE IN FEET

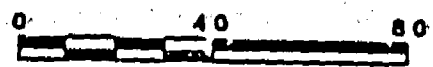


EXHIBIT C

