

S/RRT/dt

Decision 91 08 018 JUN 05 1991

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Union Pacific Railroad Company for)
an Order Authorizing Construction of an)
Additional Track at Separated Grade)
(overcrossing) Over the Above Whittier)
Boulevard (State Highway 72) at Mile)
Post 9.47 in the City of Pico Rivera,)
County of Los Angeles, State of)
California.)

ORIGINAL

Application 90-03-045
(Filed March 29, 1990
(Amended February 22, 1991)

OPINION

Union Pacific Railroad Company (UP) requests authority to construct an additional grade separation structure, adjacent and parallel to the existing Whittier Boulevard-State Route 72 (SR-72) Underpass and to perform other improvements and alterations as indicated in the application, modification to the application, construction plans provided to interested parties and Appendix A attached to this order, in Pico Rivera, Los Angeles County.

The existing Whittier Boulevard grade separation structure was built in 1925 and now accomodates one main line track. UP proposes to modify the structure by widening to accommodate one additional track to provide rail service to an automobile unloading facility located southerly of the main line in the City of Montebello.

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. Caltrans has determined that the project is categorically exempt from CEQA under PR Code Section 21080.13. In addition UP has prepared a Proponent's Environmental Assessment Study, attached as Exhibit F to application, which concludes that the project (the modifica-

tion of the Whittier Boulevard grade separation structure) will not have any significant adverse effect on the environment.

The Commission is a responsible agency for this project under CEQA and has independently reviewed and assessed the Proponents Environmental Assessment Study and Caltrans exemption determination. The site of the proposed project has been inspected by the Commission Safety Division Traffic Engineering staff. The staff has examined the need to construct an additional bridge structure and track over Whittier Boulevard and recommends that approval for the project be granted.

The application is in compliance under the Commission's filing requirements, including Rule 40 of the Rules of Practice and Procedures which relates to the construction of a railroad track across a public highway. Detailed drawings of the proposed construction are included in Appendix A attached to this order.

Findings of Fact

1. Notice of the application was published in the Commission Daily Calendar on April 2, 1990.
2. On April 4, 1990, The United Transportation Union (UTU) filed a protest to the application concerning UP's request for an exemption from General Order (GO) 26-D clearance requirements.
3. By Amendment to the Application filed on February 22, 1991, UP withdrew the request for an exemption from (GO) 26-D, stating that the new and existing bridge structures were redesigned to comply with (GO) 26-D. UTU notified the Commission by letter dated April 3, 1991 that it wished to withdraw its protest to the application. There are no other unresolved matters. A public hearing is not necessary.
4. UP requests authority under Public Utilities Code Sections 1201-1205 to construct an additional separation structure, adjacent and parallel to the existing structure at Whittier Boule-

vard-SR-72 and to perform other related items in connection with the construction of the additional track in Pico Rivera, Los Angeles County, as indicated in the revised plans and Amendment to the Application.

5. Construction of the additional bridge structure and track over Whittier Boulevard is required to provide improved rail service to the Chrysler auto facility in nearby Montebello.

6. Public convenience, necessity, and safety require construction of the additional grade separation structure over Whittier Boulevard.

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

8. The Commission is a responsible agency for this project and has reviewed and considered Proponent's Environmental Assessment and the lead agency's exemption determination.

9. The project will not have a significant effect on the environment.

Conclusion of Law

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

ORDER

IT IS ORDERED that:

1. Union Pacific Railroad Company (UP), is authorized to construct an additional grade separation structure adjacent and parallel to, the existing Whittier Boulevard State Route 72 (SR-72) Undercrossing at the location and substantially as shown by plans attached to the application, amendment thereto and the Appendix to this order, to be identified as Crossing 3-9.47-B in Pico Rivera, Los Angeles County.

2. Clearances shall be in accordance with General Order (GO) 26-D. Walkways shall conform to GO 118.

3. Construction and maintenance costs shall be borne

in accordance with an agreement which has been entered into between the parties. A copy of the agreement, together with plans of the crossing approved by Caltrans, shall be filed with the Commission's Safety Division prior to commencing construction. Should the parties fail to agree, the Commission will apportion the costs of construction and maintenance by further order.

4. Within 30 days after completion of the work under this order, UP shall notify the Commission's Safety Division in writing that the authorized work has been completed.

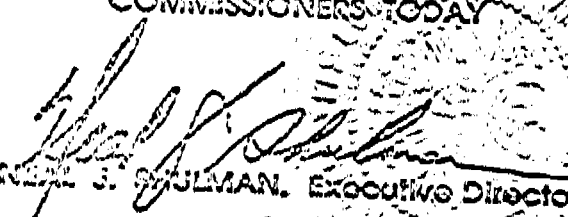
5. The application is granted as set forth above.

This order becomes effective 30 days from today.

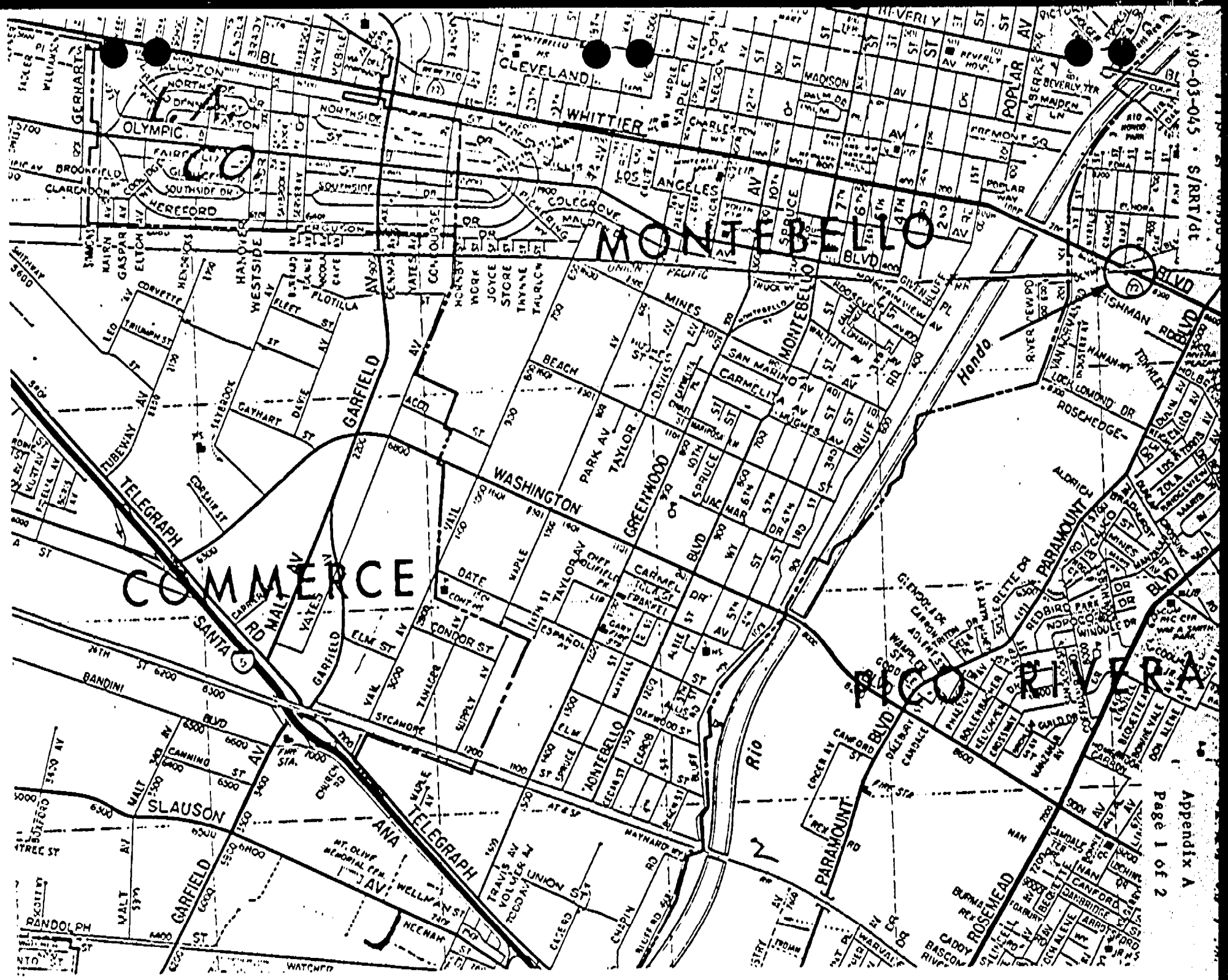
Dated JUN 05 1991, at San Francisco, California.

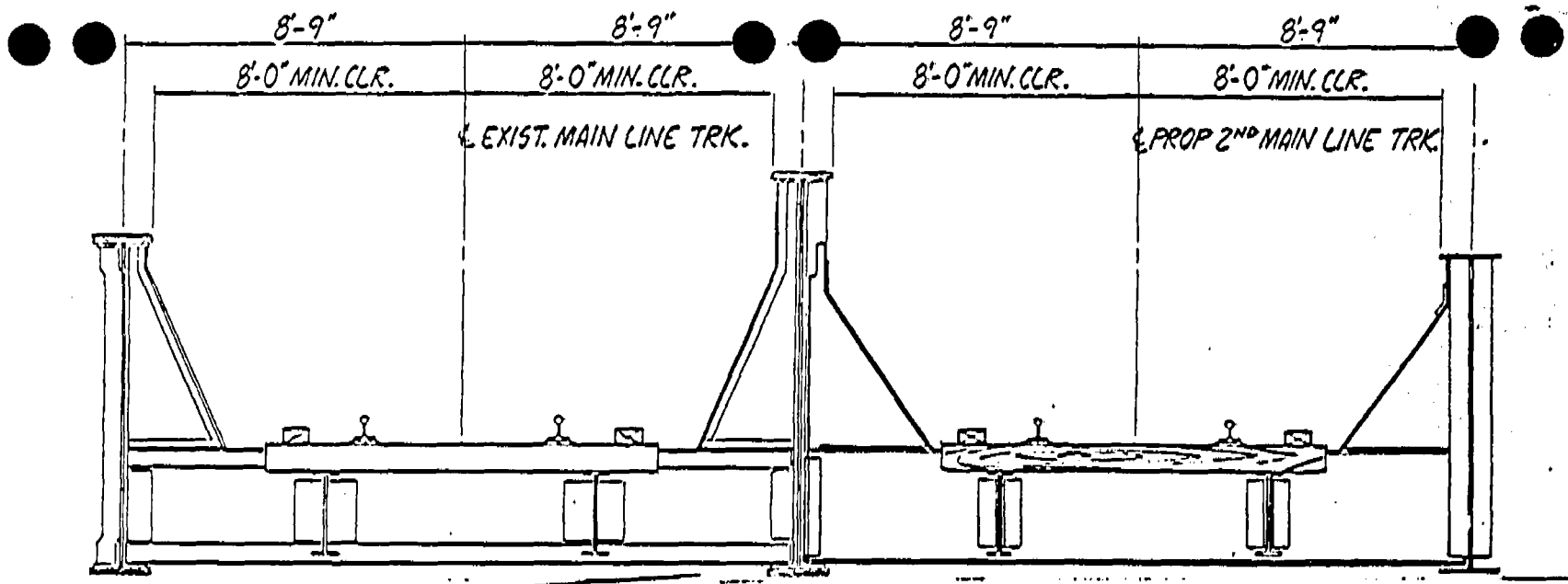
PATRICIA M. ECKERT
President
G. MITCHELL WILK
JOHN B. OHANIAN
DANIEL Wm. FESSLER
NORMAN D. SHUMWAY
Commissioners

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


NEAL J. SCHULMAN, Executive Director

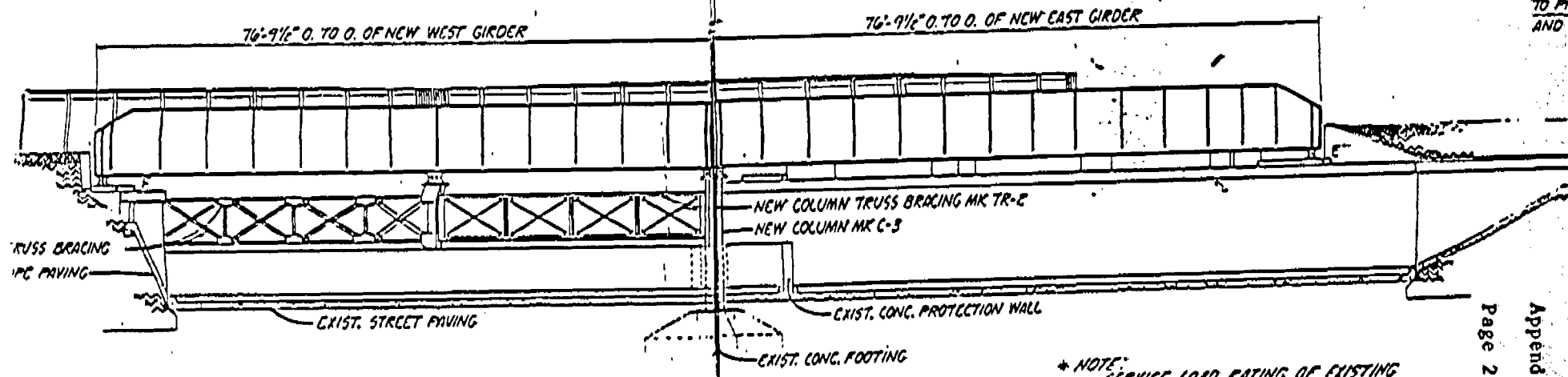
09





SECTION A

GRADE : LEVEL



ELEVATION
SCALE 1/8" = 1'

* NOTE: SERVICE LOAD RATING OF EXISTING CENTER GIRDER IN SHEAR IS ETC

DIVISION OF RESPONSIBILITY
RAILROAD : FURNISH STRUCTURAL STEEL AND LEAD PL.
FURNISH PAINT.

General Notes

1. Design and Workmanship

For current A.R.E.A. Specifications for Steel Structures (Chapter 15).
11. Weld Testing
Cover 780. Ⓢ

In addition to the requirements of Chapter 15, Sections 1.14 and 3.5, constructive testing of welds to be performed as follows: