

S/RRT/rm

Decision 92 07 081 JUL 22 1992

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  
Fontana Industrial Lead Track A-54  
at Grade Over and Across Inland Avenue  
near Mile Post 47.24, in the County of  
Riverside, State of California.

**ORIGINAL**

Application 92-03-035  
(Filed March 17, 1992)

**O P I N I O N**

As part of the project to develop the Mira Loma Commerce Center, an industrial parcel of land identified as Parcel Map No. 26365, bounded on the west by Etiwanda Avenue, on the east by a flood control channel, on the north by Philadelphia Avenue and the south by State Route (SR) 60, Union Pacific Railroad Company (UP) requests authority to construct an industrial lead track at grade across Inland Avenue in the Mira Loma Area of Riverside County.

The lead track will allow rail service into the industrial center from UP's existing Fontana Industrial Lead Track A-54. Inland Avenue is a new public street between Etiwanda Avenue and Country Village Road. Rail service is essential to the development of the Mira Loma Commerce Center.

Riverside County 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 of an Initial Study, the Planning Commission issued a Negative Declaration, which found that the project will not have a significant effect on the environment. The finding was adopted and approved by the Riverside Board of Supervisors on March 5, 1991.

Proponents Environmental Assessment (Exhibit C) attached to the application indicates that the railroad crossing itself will have no 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 Initial Study, Negative Declaration and also Proponents Environmental Assessment. The Commission's Safety Division - Rail Engineering Safety staff inspected the site of the proposed project. After reviewing the need for and safety of the proposed industrial lead track crossing, the staff recommends that authority be granted to construct the Inland Avenue at grade crossing.

The application was found to be in compliance under the Commission's filing requirements including Rule 40 of the Rules of Practice and Procedure, which relates to the construction of railroad track across public highways. 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 March 19, 1992. No protests have been received. A public hearing is not necessary.
2. UP requests authority under Public Utilities Code Sections 1201-1205 to construct an industrial lead track across Inland Avenue in the Mira Loma Area of Riverside County.
3. Construction of the industrial lead track is an essential element in providing rail service to the Mira Loma Commerce Center.
4. Public convenience and necessity requires the construction of the proposed lead track and grade crossing.
5. Public safety requires that protection at the new crossing be two Standard No. 8-A flashing light signals with cantilevers (General Order (GO) 75-C).
6. Pending installation of the automatic signals, the requirements of public safety may be met by the installation of two Standard No. 1-R railroad crossing signs (GO 75-C) and flagging of the crossing.

7. Riverside County 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 the lead agency's Initial Study, Negative Declaration and UP's Proponents Environmental Assessment.

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. Union Pacific Railroad Company (UP) is authorized to construct an industrial lead track at grade across Inland Avenue in the Mirá Loma Area of Riverside County, to be identified as Crossing No. 3-47.24-C. The proposed crossing project is at the location and substantially as shown by the plans attached to the application and Appendix A of this order.

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

3. Protection at the crossing shall be two Standard No. 8-A flashing light signals with cantilever arms (GO 75-C).

4. For a period not to exceed one year from the date of this order protection at the crossing may be two Standard No. 1-R railroad crossing signs (GO 75-C). No on-rail vehicle shall operate over the crossing unless it is first brought to a stop and traffic on the street protected by a member of the crew, or other competent employee of the railroad, acting as flagman. The flagman shall place a minimum of two fuses on each side of the track prior to entry of the on-rail vehicle into the crossing.

5. Written instructions shall be issued by the railroad to the trainmen, operating over the crossing, to comply with the flagging instructions. A copy of the instructions shall be filed

with the Commission's Safety Division within 30 days after installation of the crossing. Suitable signs shall be installed on both sides of Inland Avenue, calling the attention of trainmen to the flagging instructions. The flagging procedures shall remain in full force until the required automatic protection is installed and operative.

6. Construction expense of the crossing and installation cost of the automatic protection shall be borne by UP.

7. Maintenance of the crossing shall conform to GO 72-B. Maintenance cost of the automatic protection shall be borne by UP.

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

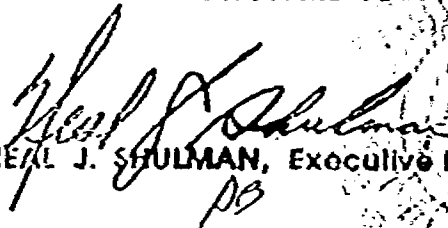
9. This authorization shall expire if not exercised within two years unless time is extended or if the above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require.

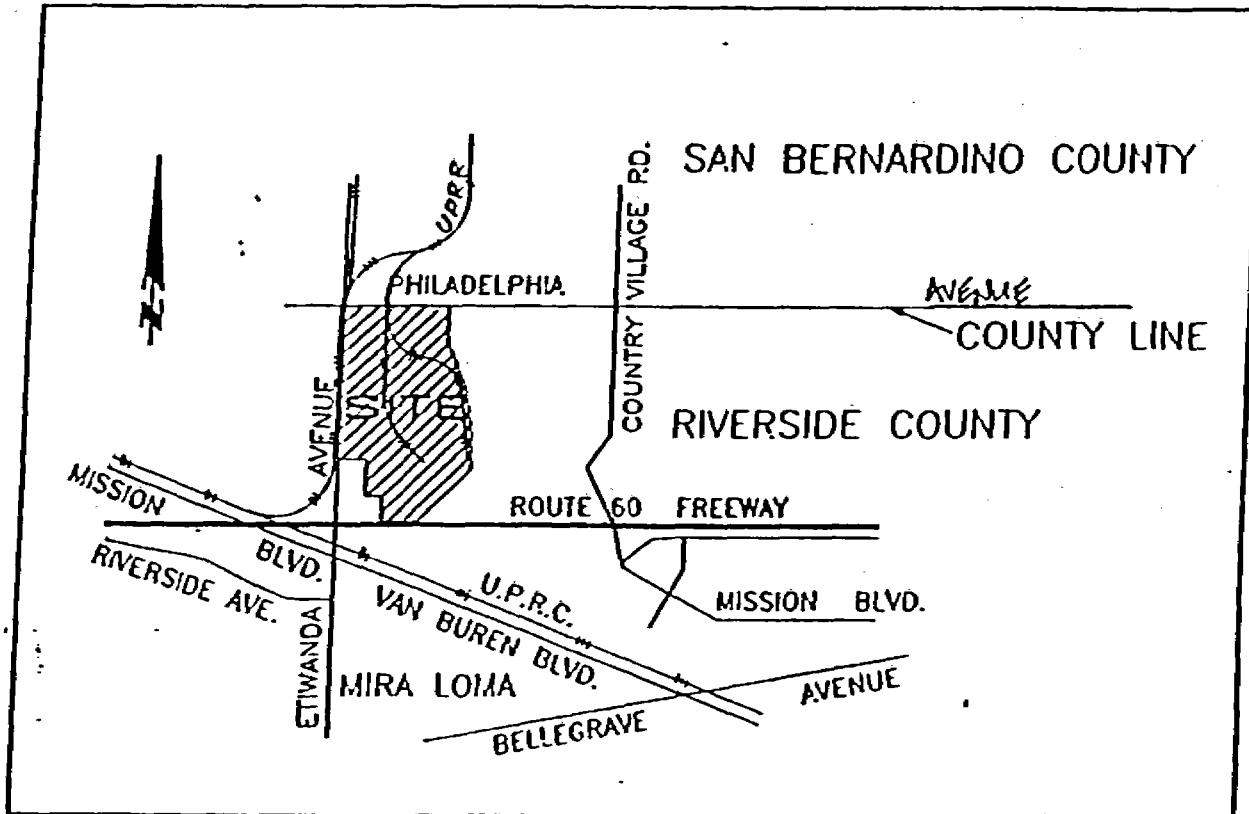
10. The application is granted as set forth above.  
This order becomes effective 30 days from today.  
Dated JUL 22 1992, at San Francisco, California.

DANIEL Wm. FESSLER  
President

JOHN B. OHANIAN  
PATRICIA M. ECKERT  
NORMAN D. SHUMWAY  
Commissioners

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

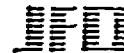
  
NEAL J. SHULMAN, Executive Director



# VICINITY MAP

H.T.S.

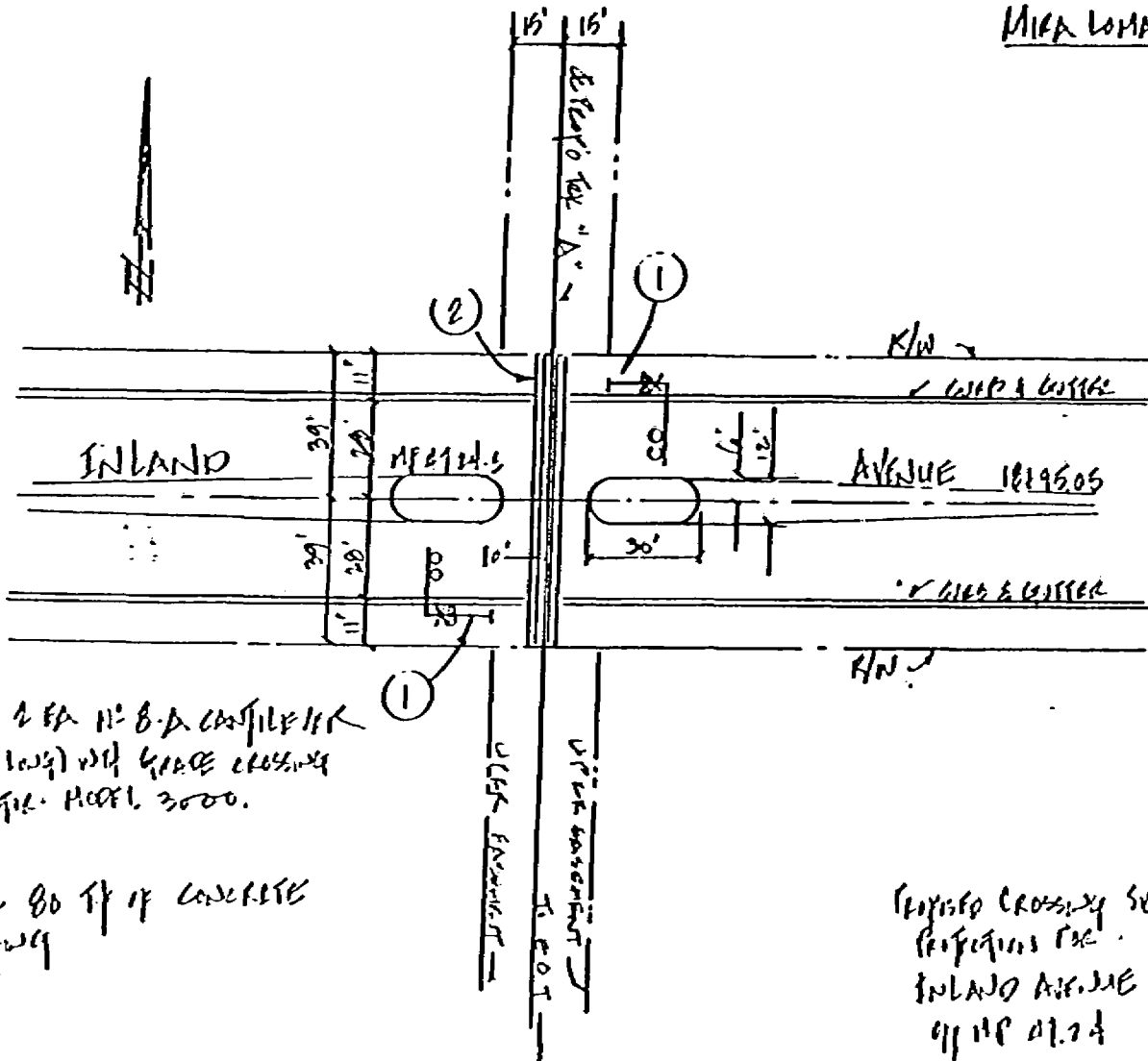
## PROPOSED GRADE CROSSINGS COUNTY OF RIVERSIDE PARCEL MAP 26365


**J.F. Davidson Assoc. Inc.**  
 ENGINEERS ARCHITECTS  
 INTERIORS AND PLANNERS

300 Alhambra Street, Suite 3  
 P.O. Box 491  
 Riverside, CA 92502  
 (714) 686-0311 FAX 714

PUC crossing No. 3-47.42-C  
 Inland Avenue

MIRA LOMA, CA



- ① Install 2 ea 12" Ø D. cast iron pipe (crossing) with concrete crossing per design. HOEFL 3000.
- ② Install 80 ft of concrete crossing

Proposed Crossing Signal  
Properties for  
INLAND AVENUE  
9/11/84  
LA. FCG-9