

Decision 82 03 102

MAR 16 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Colton,)
 California, for an order authoriz-)
 ing construction of a separation)
 structure over the mainline tracks)
 of The Atchison Topeka and Santa Fe)
 Railroad (sic) Company for Fogg)
 Street in the City of Colton,)
 California.)

Application 61164
(Filed December 31, 1981)

O P I N I O N

The City of Colton (City) requests authority to reconstruct the Fogg Street Underpass under the tracks of The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) main line in Colton, San Bernardino County.

The priority list of grade separation projects for fiscal year 1981-82 as set forth in Decision 93160, dated June 2, 1981, shows this project as Priority No. 17.

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 Initial Study, City issued a Negative Declaration and approved the project. On April 6, 1981, a Notice of Determination was filed with the San Bernardino County Clerk which found that "The project will not have a significant effect on the environment".

The Commission is a responsible agency for this project under CEQA and has independently evaluated and assessed the lead agency's Initial Study and Negative Declaration. The site of the proposed project has been inspected by the Commission staff.

The project will replace the existing substandard Fogg Street Underpass with an improved structure that will accommodate two travel lanes in each direction. Reconstruction of the underpass will reduce vehicular traffic delay as motorists must now wait until opposing traffic has traversed the single lane of the undercrossing before proceeding. Presently, firefighting vehicles cannot use the existing underpass.

Notice of the application was published in the Commission's Daily Calendar on January 6, 1982. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. City requests authority to reconstruct the Fogg Street Underpass under the tracks of AT&SF's main line in Colton, San Bernardino County.

2. Reconstruction of the Fogg Street Underpass is required to reduce vehicular conflict and traffic delay and to permit use of the underpass by firefighting vehicles.

3. Public convenience and necessity require replacement of the existing Fogg Street undercrossing with an improved structure.

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

5. The Commission is a responsible agency for this project and has independently evaluated and assessed the lead agency's Initial Study and Negative Declaration.

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

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. The City of Colton (City) is authorized to reconstruct the Fogg Street Underpass under the tracks of The Atchison, Topeka

and Santa Fe Railway Company's (AT&SF) main line in Colton, San Bernardino County, at the location and substantially as shown by plans attached to the application, identified as Crossing 2B-4.1-B.

2. Clearances shall be in accordance with General Order 26-D. All signs shall conform to General Order 118.

3. Construction and maintenance costs shall be borne in accordance with an agreement to be entered into among the parties. A copy of the agreement, together with plans of the crossing 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.

4. Within 30 days after completion, under this order, City shall advise the Commission in writing.

A.61164 T/RT/BW/WPSC

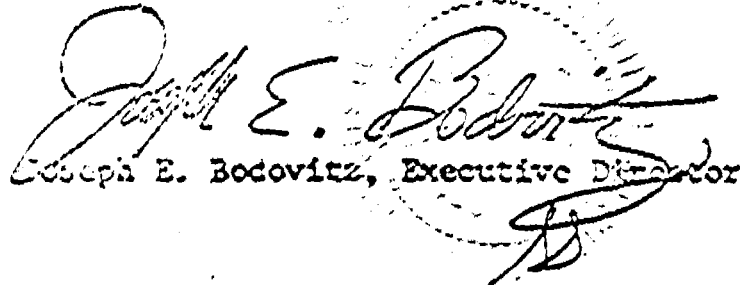
This authorization shall expire if not exercised within 3 years unless time is extended or if the above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require.

This order becomes effective 30 days from today.

Dated MAR 16 1982, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D. GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
PRISCILLA C. CREW
Commissioners

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


Joseph E. Bodovitz, Executive Director