

Decision S2 06 033 JUN 2 1982

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Ontario, a municipal Corporation, for permission to construct an at-grade crossing over the Southern Pacific Transportation Company tracks at Haven Avenue.

Application 59721  
(Filed June 11, 1980)

ORDER OF DISMISSAL

The City of Ontario (City) has requested authority to construct Haven Avenue at grade across Southern Pacific Transportation Company's (SPT) main track and passing track in the City of Ontario, San Bernardino County.

By letter of July 11, 1980, the Commission staff (staff) advised City that it was strongly opposed to construction of a Haven Avenue grade crossing. It is the position of the staff that the combination of 36 high speed trains on SPT's main line and an anticipated vehicular volume of 40,000 vehicles per day created excessive safety hazards. If a crossing is to be constructed at this location, the staff is of the opinion that it should be constructed at separated grades. By letter of August 6, 1980 to the Commission, SPT also stated that it was opposed to a Haven Avenue grade crossing of its tracks.

By letters of September 3, 1980; August 31, 1981; and January 13, 1982; staff requested City to advise how it wished to proceed in the matter; i.e., whether it wished to withdraw the application or have the matter set for public hearing. In the

A. 59721 T/RWS/vm

August 31, 1981 and January 13, 1982 letters, City was further advised that, if a reply had not been received by October 5, 1981 and March 1, 1982, respectively, staff would assume that City did not intend to pursue the matter and would recommend to the Commission that Application 59721 be dismissed.

City did not respond to any of the three noted letters. A public hearing is not necessary.


IT IS ORDERED that Application 59721 is dismissed without prejudice.

This order becomes effective 30 days from today.

Dated JUN 2 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