

Decision 83 07 035 JUL 20 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
The City of La Mesa to construct a
City Street across the Right of Way
of the San Diego and Arizona Eastern
Railway Company at Tungsten Drive
extension in the South La Mesa area.

Application 59799
(Filed July 8, 1980)

ORDER OF DISMISSAL

The City of La Mesa (City) has requested authority to construct Tungsten Drive at grade across the tracks of the San Diego and Arizona Eastern Transportation Company's (SD & AE) La Mesa Branch Line in La Mesa, San Diego County.

By letter of July 22, 1980, the Commission staff (staff) advised City that its application was deficient with regard to environmental documentation for the proposed crossing and that the application would be held in abeyance until the requested material was submitted. The requisite environmental documentation was further requested by staff letters to City dated January 30, 1981; December 10, 1981; and May 3, 1982. To date, environmental documentation in compliance with Commission requirements has not been submitted.

By letter of August 6, 1980, the Metropolitan Transit Development Board expressed opposition to a Tungsten Drive grade crossing as presently proposed by the City of La Mesa because of the potential impact on the proposed east line extension of the San Diego Trolley. By letter of August 22, 1980, SD & AE also expressed opposition to the proposed crossing.

Staff, by letter of March 3, 1983, advised City that it would strongly oppose the Tungsten Drive crossing as presently proposed and suggested that City withdraw the application and submit a new application when City has completed its plans and is ready to proceed with the project. City was further advised that if a reply to staff's March 3 letter had not been received by April 4, 1983, staff would assume that City had no objection to dismissal of Application 59799 and would so recommend to the Commission.

City has not responded to staff's March 3, 1983 letter. A public hearing is not necessary.

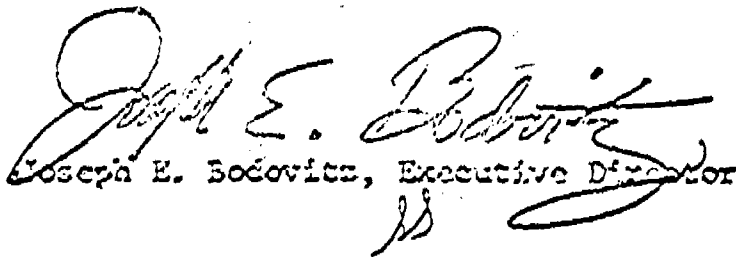
IT IS ORDERED that Application 59799 is dismissed without prejudice.

This order becomes effective 30 days from today.

Dated JUL 20 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

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


Joseph E. Bozovitz, Executive Director