

T/TE/ARM/WPSC

ORIGINALDecision SG 12 117 NOV 30 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the Kern County)
 Department of Public Works (Roads))
 for an order authorizing the relo-)
 cation of the Hageman Road, S208E,)
 crossing with the Santa Fe)
 Railroad, in the County of Kern,)
 State of California.)

Application 82-12-36
 (Filed December 13, 1982;
 amended February 20, 1983)

O P I N I O N

As part of the project to realign Hageman Road, the County of Kern (County) requests authority to relocate Hageman Road at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) main line in Kern County.

At the present time, the tracks of AT&SF's main line cross through the intersection of Hageman and Allen Roads at approximately a 45 degree angle. Also, Allen Road intersects Santa Fe Way to the south of the crossing and Hageman Road intersects Santa Fe Way to the west of the crossing at approximately a 45 degree angle. By realigning Hageman Road and eliminating the portion of Allen Road between the realigned Hageman Road and Santa Fe Way, Hageman Road will cross AT&SF's tracks and intersect Santa Fe Way at almost a right angle and the Allen Road intersection with Santa Fe Way will be eliminated.

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 and review of an Initial Study, County issued a Negative Declaration and approved the project. On November 11, 1982, a Notice of Determination was filed with the Kern County Clerk which found that "this project will not have a 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 and Negative Declaration. The site of the proposed project has been inspected by the Commission staff.

Notice of the application and amendment were published in the Commission's Daily Calendar on December 17, 1982 and February 24, 1983, respectively. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. City requests authority under Public Utilities (PU) Code Sections 1201 - 1205 to relocate Hageman Road at grade across the tracks of AT&SF's main line in Kern County.
2. Relocation of the grade crossing is required to provide improved alignment and sight distance.
3. Public convenience, necessity, and safety require relocation of the Hageman Road crossing.

4. Upon completion of the relocated crossing, and its opening to vehicular traffic, the existing Hageman Road - Allen Road grade crossing should be closed and physically removed.

5. Public safety requires that protection at the relocated crossing be two Standard No. 9-A automatic gate-type signals with cantilevers (General Order 75-C).

6. County is the lead agency for this project under CEQA, as amended.

7. The Commission is a responsible agency for this project and has reviewed and considered the lead agency's Initial Study and Negative Declaration.

8. 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 County of Kern (County) is authorized to relocate Hageman Road at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) main line in Kern County, at the location and substantially as shown by the plans attached to the application to be identified as Crossing 2-895.3.

2. Construction of the crossing shall be equal or superior to Standard No. 1 of General Order (G.O.) 72-B.

3. Clearances shall conform to G.O. 26-D. Walkways shall conform to G.O. 118.

4. Protection at the relocated crossing shall be two Standard No. 9-A automatic gate-type signals with cantilevers (G.O. 75-C).

5. Construction cost of relocating the crossing and installation cost of the automatic protection shall be borne by County.

6. Maintenance of the crossing shall conform to G.O. 72-B. Maintenance cost of the automatic protection shall be shared equally by County and AT&SF under PU Code Section 1202.2.

7. Construction plans for relocation of the crossing, approved by AT&SF, together with a copy of the agreement entered into between the parties, shall be filed with the Commission prior to commencing construction.

8. Upon completion of the relocated crossing, and its opening to vehicular traffic, the existing Hageman Road - Allen Road grade crossing, Crossing 2-895.2, shall be closed and physically removed.

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

10. 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.

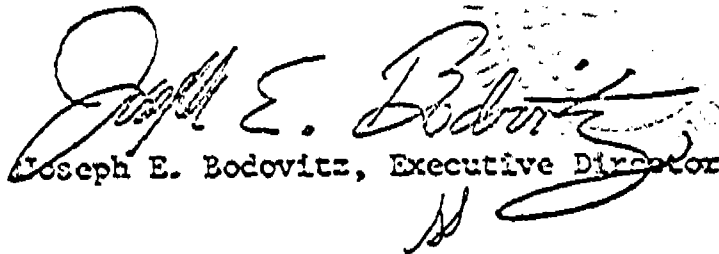
This order becomes effective 30 days from today.

Dated NOV 30 1983, at San Francisco, California.

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

Commissioner Donald Vial, being necessarily absent, did not participate.

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


Joseph E. Bodovitz, Executive Director