

ORIGINAL

Decision No. 86915

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California,  
 Department of Transportation, for an  
 order authorizing the realignment of  
 Southern Pacific Company's Ogden  
 eastbound mainline track and reconstruction  
 of a crossing at separation of grade under  
 the tracks of the Southern Pacific  
 Transportation Company's Ogden eastbound  
 realigned mainline track near the City of  
 Auburn in the County of Placer, at  
 approximate railroad mile post 126.3 and  
 Highway Station 133 + 46.8, and the  
 removal of the existing underpass structure  
 near said railroad mile post and Highway  
 Station after the new underpass is  
 constructed.

)  
 )  
 )  
 )  
 ) Application No. 56625  
 ) (Filed July 19, 1976)  
 )  
 )  
 )  
 )  
 )  
 )  
 )  
 )

O P I N I O N

As part of the project to widen State Highway Route 49,  
 between North Auburn Underpass and 0.3 mile north of Dry Creek  
 Road, the State of California, Department of Transportation,  
 requests authority to realign the tracks of the Southern Pacific  
 Transportation Company's Ogden Eastbound Main Line (AI Line), to  
 reconstruct the grade separation under the realigned tracks and,  
 upon completion of the new underpass, to remove the existing under-  
 pass, all near the City of Auburn, Placer County.

The California Highway Commission is the lead agency for  
 the project to widen State Highway Route 49 between North Auburn  
 Underpass and 0.3 mile north of Dry Creek Road pursuant to the  
 California Environmental Quality Act of 1970, as amended. After  
 review of an Environmental Impact Report, the California Highway  
 Commission approved the project to widen State Highway Route 49  
 and on April 21, 1976, filed a Notice of Determination with the  
 Secretary for Resources which found that "The project will have a  
 significant effect on the environment."

Notice of the application was published in the Commission's Daily Calendar on July 20, 1976. No protests have been received. A public hearing is not necessary.

F I N D I N G S

After consideration, the Commission finds:

1. Applicant should be authorized to realign the tracks of the Southern Pacific Transportation Company's Ogden Eastbound Main Line (AI Line), to reconstruct the grade separation under the realigned tracks and to remove the existing underpass when the new underpass is constructed, all near the City of Auburn, Placer County, at the location and substantially as shown by the plan attached to the application. The replacement underpass will continue to be identified as Crossing AI-126.3-B.

2. Clearances should be in accordance with General Order 26-D.

3. Walkway areas should conform to General Order 118. Walkway areas adjacent to any trackage subject to rail operations should be maintained free of obstructions and should promptly be restored to their original condition in the event of damage during construction.

4. Construction and maintenance costs should be borne in accordance with the agreement to be entered into between the parties relative thereto. A copy of said agreement, together with plans approved by the Southern Pacific Transportation Company, should 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.

5. The California Highway Commission is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and on April 21, 1976 approved its final Environmental Impact Report which has been filed with the Commission. The Commission has considered the California Highway Commission's final Environmental Impact Report and Notice of Determination and finds that the benefits of the proposed project outweigh any adverse effects and that the proposed project should be approved.

C O N C L U S I O N S

On the basis of the foregoing findings, we conclude that the application should be granted as set forth in the following order:

O R D E R

IT IS ORDERED that:

1. The State of California, Department of Transportation, is authorized to realign the tracks of the Southern Pacific Transportation Company's Ogden Eastbound Main Line, to reconstruct the grade separation under the realigned tracks and to remove the existing underpass when the new underpass is constructed, all near the City of Auburn, Placer County, as set forth in the findings of this decision.

2. Within thirty days after completion, pursuant to this order, applicant shall so advise the Commission in writing.

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

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 15<sup>th</sup> day of FEBRUARY, 1977.

Robert Bateman  
President  
William J. Stewart  
Thomas J. Sturgeon  
Alton  
Richard D. Howell  
Commissioners