

ORIGINAL

Decision No. 87351

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

APPLICATION OF THE ATCHISON, )  
TOPEKA AND SANTA FE RAILWAY )  
COMPANY, a corporation, for )  
authority to construct, maintain )  
and operate a spur track over )  
Lyon Street in the City of Santa )  
Ana, County of Orange, California.)

Application No. 57069  
(Filed February 11, 1977)

O P I N I O N

The Atchison, Topeka and Santa Fe Railway Company requests authority to construct a spur track at grade across Lyon Street in the City of Santa Ana, Orange County.

The proposed industrial spur track is required to provide service to an industrial development situated on the west side of Lyon Street in the City of Santa Ana, bounded on the north by McFadden Avenue, on the south by Edinger Avenue and on the west by Grand Avenue.

Notice of the application was published in the Commission's Daily Calendar on February 15, 1977. No protests have been received. A public hearing is not necessary.

FINDINGS

After consideration, the Commission finds:

1. Applicant should be authorized to construct a spur track at grade across Lyon Street in the City of Santa Ana, Orange County, at the location and substantially as shown by the plan attached to the application, to be identified as Crossing 2-177.4-C.

2. Construction of the crossing should be equal or superior to Standard No. 2 of General Order 72-B.
3. Clearances should conform to General Order 26-D. Walkways should conform to General Order 118.
4. Protection at the crossing should be two Standard No. 9 automatic gate-type signals (General Order 75-C).
5. Construction cost of the crossing and installation cost of the automatic protection should be borne by the applicant.
6. Maintenance of the crossing should be in accordance with General Order 72-B. Maintenance cost of the automatic protection should be borne by the applicant.
7. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

#### CONCLUSIONS

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 Atchison, Topeka and Santa Fe Railway Company is authorized to construct a spur track at grade across Lyon Street in the City of Santa Ana, Orange 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.

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This authorization shall expire if not exercised within one year 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 17th day of MAY, 1977.

Robert Bahnd  
President  
William Aguirre J.  
Leon L. Stinson  
Robert D. Shaul

Commissioners