

Decision No. 87454 June 7, 1977**ORIGINAL**

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 an industrial spur track across
 Dolly Avenue in the City of La Mirada,
 County of Los Angeles, California.

Application No. 57265
 (Filed April 29, 1977)

O P I N I O N

The Atchison, Topeka and Santa Fe Railway Company requests authority to construct an additional spur track at the existing crossing of Dolly Avenue (Crossing 2-161.09-C) in the City of La Mirada, Los Angeles County.

The existing crossing, consisting of two spur tracks, was constructed in 1971. The additional track will be made part of this crossing and will serve a new industry to be located in the southeasterly section of the City of La Mirada on approximately 35 acres of industrial land.

Applicant states that the industry to be served has immediate need for rail service and, therefore, requests that the usual 20-day waiting period be waived.

Notice of the application was published in the Commission's Daily Calendar on May 3, 1977. 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 construct an additional spur track at the existing grade crossing of Dolly Avenue in the City of La Mirada, Los Angeles County, at the location and substantially as shown by the plan attached to the application, to be identified as a portion of Crossing 2-161.09-C.

2. Construction of the additional spur track crossing should be equal or superior to Standard No. 2 (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 by the existing two Standard No. 8 automatic signals (General Order 75-C).
5. Construction cost of the crossing and any costs which may be incurred should relocation of the existing automatic protection be required, should be borne by the applicant.
6. Maintenance of the crossing should be in accordance with General Order 72-B.
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.
8. The industry to be served has immediate need for rail service and, therefore, the usual 20-day waiting period should be waived.

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 Atchison, Topeka and Santa Fe Railway Company is authorized to construct an additional industrial spur track at the existing grade crossing of Dolly Avenue (Crossing 2-161.09-C) in the City of La Mirada, Los Angeles 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 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 is the date hereof.

Dated at San Francisco, California, this 7th
day of JUNE, 1977.

Robert Bateman
President
William J. Gurnea, Jr.

Vernon L. Stanger
Richard D. Howell

Commissioners