

Decision No. 87703 AUG 9 1977

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of THE ATCHISON, TOPEKA  
AND SANTA FE RAILWAY COMPANY, a cor-  
poration, for authority to construct,  
maintain and operate an industrial  
spur track across TOWNE AVENUE, at  
Wingfoot, Los Angeles County,  
California

Application No. 57022  
(Filed January 20, 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 Towne Avenue (Crossing 2H-4.2) in the City of Los Angeles, Los Angeles County.

The existing crossing, consists of one branch track. The additional track will be made part of this crossing and will serve Western Alloy Company located in the northwest quadrant of the crossing within an existing commercial-industrial area.

Applicant states that the industry to be served requires rail service at the earliest possible time 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 January 21, 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 Towne Avenue in the City of Los Angeles, 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 2E-4.2.

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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 11C.

4. Protection at the crossing should be by the existing two Standard No. 9 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(spur) track at the existing grade crossing of Towne Avenue (Crossing 2K-4.2) in the City of Los Angeles, Los Angeles County, as set forth in the findings of this decision.

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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 9th  
day of AUGUST, 1977.

Robert Bateman  
President  
William Symons Jr.  
Chairman

Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Richard D. Gravelle, being necessarily absent, did not participate in the disposition of this proceeding.