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Decision No. 87983 OCT 12 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 a spur track over
Frost-Mar Place in the City of
San Diego, County of San Diego
State of California.

}

Application No. 57215
(Filed April 8, 1977)

O P I N I O N

The Atchison, Topeka and Santa Fe Railway Company re-
quests authority to construct an industrial spur track at grade
across Frost-Mar Place in the City of San Diego, San Diego County.

The City of San Diego, by Resolution 204121 dated
October 28, 1971, granted permission to applicant to construct,
maintain and operate a railroad crossing across Frost-Mar Place
in the City of San Diego.

The crossing and its protection have been completed and
are ready to be placed in service when so authorized by the Commis-
sion.

Notice of the application was published in the Commission's
Daily Calendar on April 12, 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 operate over an indus-
trial spur track constructed at grade across Frost-Mar Place in the
City of San Diego, San Diego County, at the location and substan-
tially as shown by the plan attached to the application, to be
identified as Crossing 2-253.75-C.

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2. Construction of the 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 two Standard No. 1-R signs (General Order 75-C).

5. Construction cost of the crossing and installation cost of the protection 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.

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 operate over an industrial spur track constructed at grade across Frost-Mar Place in the City of San Diego, San Diego 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 shall be twenty days after the date hereof.

Dated at San Francisco, California, this 12th day of OCTOBER, 1977.

Robert Batimant
President
William G. Jones Jr.
Yerger L. Sturgeon
Charles P. Howell
Clair J. DeBrial
Commissioners