

Decision No. 88415 JAN 24 1978

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 lead track and spur)
track over San Bernardino Avenue)
in the City of San Bernardino,)
County of San Bernardino, State)
of California.)

Application No. 57704
(Filed November 25, 1977)

O P I N I O N

The Atchison, Topeka and Santa Fe Railway Company requests authority to construct a lead track and spur track at grade across San Bernardino Avenue in the City of San Bernardino, San Bernardino County.

The proposed lead track and spur track are required to provide additional rail services to the Southeast Industrial Park which is being developed by the City of San Bernardino's Redevelopment Agency in the southeastern section of the City of San Bernardino.

Notice of the application was published in the Commission's Daily Calendar on November 29, 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 a lead track and spur track at grade across San Bernardino Avenue in the City of San Bernardino, San Bernardino County, at the location and substantially as shown by the plan attached to the application, to be identified as Crossing 2U-4.9-C.
2. Construction of the crossing should be equal or superior to Standard No. 2 of General Order 72-B.

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3. Clearances should conform to General Order 26-D. Walkways should conform to General Order 113.

4. Protection at the crossing should be two Standard No. 8-A automatic 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.

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 a lead track and spur track at grade across San Bernardino Avenue in the City of San Bernardino, San Bernardino 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.

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

Dated at San Francisco, California, this 24th day of JANUARY, 1978.

Robert Batujich

President

William J. Gussone, Jr.

George L. Sturgeon

Robert D. Hoyle

Clair T. Deitch

Commissioners