

Decision No. 89077 JUL 11 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic, for authority to construct a bike trail under a railroad trestle near the intersection of National Boulevard and Jefferson Boulevard in the City of Los Angeles

} Application No. 57640
(Filed October 18, 1977)

O P I N I O N

The Los Angeles County Flood Control District requests authority to construct a bike trail at separated grades under the Southern Pacific Transportation Company's existing railroad bridge over the Ballona Creek Flood Control Channel near the intersection of National Boulevard and Jefferson Boulevard in the City of Los Angeles, Los Angeles County.

The Los Angeles County Road Department is the lead agency for the project to construct the Ballona Creek Bikeway pursuant to the California Environmental Quality Act of 1970, as amended. After review of a Negative Declaration, the Los Angeles County Board of Supervisors approved the project and on September 27, 1977, filed a Notice of Determination with the Los Angeles County Clerk which found that: "The project in its approved form will not have a significant effect on the environment."

Notice of the application was published in the Commission's Daily Calendar on October 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 a bicycle crossing at separated grades under the Southern Pacific Transportation Company's existing railroad bridge over the Ballona Creek Flood Control

Channel near the intersection of National Boulevard and Jefferson Boulevard in the City of Los Angeles, Los Angeles County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing BBA-493.5-BD.

2. Construction and maintenance costs of the crossing should be borne by the applicant.

3. Construction plans of the crossing approved by the Southern Pacific Transportation Company, together with a copy of the agreement entered into between the parties involved, should be filed with the Commission prior to commencing construction.

4. The Los Angeles County Road Department is the lead agency for the project to construct the Ballona Creek Bikeway pursuant to the California Environmental Quality Act of 1970, as amended, and on September 6, 1977, approved its Negative Declaration which has been filed with the Commission. The Commission has considered the Negative Declaration and Notice of Determination in rendering its decision on this project and finds that:

- a. The Environmental Impact of the proposed action is insignificant.
- b. The planned construction is the most feasible and economical that will avoid any possible environmental impact.
- c. There are no known irreversible environmental changes involved in this project.

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 Los Angeles County Flood Control District is authorized to construct the Ballona Creek Bikeway at separated grades under the

Southern Pacific Transportation Company's existing railroad bridge over the Ballona Creek Flood Control Channel near the intersection of National Boulevard and Jefferson Boulevard in the City of Los Angeles, 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 two years 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 thirty days after the date hereof.

Dated at San Francisco, California, this 11th
day of JULY, 1978

Robert B. Babin
President

Charles P. Howell
Clara J. Howard
Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

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