

Decision No. 89278 AUG 22 1978

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the COUNTY OF YUBA, a political subdivision, acting by and through its Board of Supervisors, for permission to construct a new railroad drill track crossing by way of constructing a railroad track across a public road at the Yuba County Airport Industrial Tract #1, in the County of Yuba.

Application No. 57454  
(Filed July 15, 1977)

O P I N I O N

The County of Yuba requests authority to construct a drill track at grade, from the Sacramento Northern Railway Company's Main Line, across Melody Lane in Yuba County Airport Industrial Tract #1, Yuba County.

The County of Yuba is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended. After review of a Negative Declaration, the County of Yuba approved the project and on July 13, 1977 filed a Notice of Determination with the Yuba County Clerk which found that "The project will not have a significant effect on the environment".

Notice of the application was published in the Commission's Daily Calendar on July 19, 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 drill track at grade across Melody Lane in the Yuba County Airport Industrial Tract #1, Yuba County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing 8-113.61-C.

2. Construction of the crossing should be equal or superior to Standard No. 1 of 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 crossing signs should be borne by the applicant.

6. Maintenance of the crossing should be in accordance with General Order 72-B. Maintenance cost of the crossing signs should be borne by the applicant.

7. Applicant is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and on June 21, 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 County of Yuba is authorized to construct a drill track at grade across Melody Lane in the Yuba County Airport Industrial Tract #1, Yuba 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 22nd day of AUGUST, 1978.

Robert Bateman  
President  
William S. Quone, Jr.  
Vernon L. Sturgeon

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Commissioners

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

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.