

SD

Decision No. 90687 AUG 14 1979

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
the City of Auburn, Placer County,
California, for a Railroad Grade
Crossing over the Southern Pacific
Transportation Company's railroad
in the City of Auburn

Application No. 58222
(Filed July 12, 1978)
(Amended February 15, 1979)

O P I N I O N

As part of the project for development of access to the Baltimore Ravine area, the City of Auburn requests authority to construct a grade separation over the tracks of the Southern Pacific Transportation Company's Main Line at approximate Milepost A-122.25 in the City of Auburn, Placer County.

The City of Auburn is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended. After review of the Environmental Impact Report, the City of Auburn approved the project and on May 26, 1978, filed a Notice of Determination with the Placer County Clerk which found that "The project will not have a significant effect on the environment."

The Commission is a responsible agency for this project under CEQA and has independently evaluated and assessed the lead agency's Environmental Impact Report and Notice of Determination. The site of the proposed project has also been inspected by the Commission staff.

The project area, named the Baltimore Ravine, consists of approximately 209 acres of undeveloped land on moderately rolling to

moderately steep terrain. It is bounded on the east, south and west by Southern Pacific Transportation Company's tracks and on the north by residential development. The proposed grade separation will provide access to an area that is virtually landlocked. Such an access is essential for any future development of the Baltimore Ravine area.

Notice of the application and the amendment were published in the Commission's Daily Calendar on July 14, 1978, and on February 20, 1979, respectively. 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 grade separation over the tracks of the Southern Pacific Transportation Company's Main Line at approximate Railroad Milepost A-122.25 in the City of Auburn, Placer County, at the location and substantially as shown by the plans attached to the application, to be identified as Crossing A-122.3-A.

2. Clearances should be in accordance with General Order 26-D. Walkways should conform to General Order 118. Walkways adjacent to any trackage subject to rail operations should be maintained free of obstructions and should promptly be restored to their original condition in the event of damage during construction.

3. Construction and maintenance costs should be borne in accordance with an agreement to be entered into between the parties relative thereto, and a copy of the agreement, together with plans of the crossing approved by the Southern Pacific Transportation Company, should be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the costs of

construction and maintenance by further order.

4. Applicant is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended.

5. The Commission is a responsible agency for this project and has independently evaluated and assessed the lead agency's Environmental Impact Report.

6. This project will have no significant impact on the environment.

C O N C L U S I O N

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 City of Auburn is authorized to construct a grade separation over the tracks of the Southern Pacific Transportation Company's Main Line at approximate Railroad Milepost A-122.25 in the City of Auburn, Placer 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 three 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.

A. 58222 SCF

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

Dated AUG 14 1979, at San Francisco, California.

John E. Gurnea
President

William J. ...
...
Commissioners

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