

SD

Decision No. 91291

JAN 29 1986

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the County of Sacramento to construct a grade crossing of the Southern Pacific Transportation Company at Cordova Lane, northeasterly of Zinfandel Drive.	}	Application No. 59206 (Filed October 15, 1979)
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O P I N I O N

The County of Sacramento requests authority to construct Cordova Lane at grade across the tracks of Southern Pacific Transportation Company's Placerville Branch Line in the community of Rancho Cordova, Sacramento County.

The County of Sacramento is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, Public Resources Code, Section 21000, et seq.

After preparation and review of an Initial Study, the County of Sacramento issued a Negative Declaration and approved the project. On December 21, 1979, a Notice of Determination was filed with the Sacramento 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 Initial Study and Negative Declaration. The site of the proposed project has also been inspected by the Commission staff.

The area to be served by the proposed crossing is approximately 79 acres bearing general commercial zoning and bounded on the south by State Route 50, on the west by Zinfandel Drive and on the east by property owned by the Cordova Church of Christ. The crossing is needed to provide adequate access to the area for commercial development and particularly to provide direct access to Folsom Boulevard, a county arterial street.

Notice of the application was published in the Commission's Daily Calendar on October 17, 1979. 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 Cordova Lane at grade across tracks of the Southern Pacific Transportation Company's Placerville Branch Line in the community of Ranch Cordova, Sacramento County, at the location and substantially as shown by plans attached to the application, to be identified as Crossing AH-103.3.
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 four Standard No. 9 automatic gate-type signals (General Order 75-C).
5. Construction expense 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 pursuant to the provisions of Section 1202.2 of the Public Utilities Code.
7. 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.
8. Applicant is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended.
9. The Commission is a responsible agency for this project and has independently evaluated and assessed the lead agency's Initial Study and Negative Declaration.
10. 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 County of Sacramento is authorized to construct Cordova Lane at grade across the tracks of Southern Pacific Transportation Company's Placerville Branch Line in the community of Rancho Cordova, Sacramento 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 JAN 29 1988, at San Francisco, California.

John E. Bryan

 President

Vernon L. Stanger

Richard W. Hoyle

Lawrence J. ...

 Commissioners

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