

Decision 93208 JUN 16 1981

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 and horse trail under railroad trestles at two locations in the San Gabriel River.

Application 58932
(Filed June 11, 1979)

O P I N I O N

As part of the LARIO Urban Trail Corridor Project, the Los Angeles County Flood Control District requests authority to construct a bicycle and equestrian trail at separated grades under The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) San Gabriel River railroad bridge in the City of Irwindale and under Southern Pacific Transportation Company's (SPT) San Gabriel River railroad bridge in the City of Industry, all in Los Angeles County.

The Los Angeles County Parks and Recreation Department is the lead agency for this project under the California Environmental Quality Act of 1970 (CEQA), as amended, Public Resources Code, Section 21000 et seq. After preparation and review of an Environmental Impact Report, the Los Angeles County Board of Supervisors approved the project. On May 16, 1979, a Notice of Determination was filed with the Los Angeles County Clerk which found that: "The project in its approved form will not have a significant effect on the environment."

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

The proposed bicycle and equestrian trail will complete trail development along the San Gabriel River and Rio Hondo channels in Los Angeles County. Much of the trail is existing, requiring only the provision of underpasses at street and railroad crossings for safety.

Notice of the application was published in the Commission's Daily Calendar on June 13, 1979. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. Applicant requests authority under Public Utilities Code Sections 1201-1205 to construct a bicycle and equestrian trail at separated grades under the tracks of AT&SF's Main Line at its San Gabriel River Bridge in the City of Irwindale and under the tracks of SPT's Main Line at its San Gabriel River Bridge in the City of Industry, all in Los Angeles County.

2. The proposed bicycle and equestrian trail undercrossings are required to provide a safe means of crossing the two railroads' tracks by a much-needed recreational facility.

3. Public convenience, necessity, and safety require construction of the proposed undercrossings.

4. The Los Angeles County Parks and Recreation Department is the lead agency for this project under CEQA, as amended.

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

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

Conclusion of Law

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 a bicycle and equestrian trail under the tracks of The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) Main Line at its San Gabriel River Bridge in the City of Irwindale, to be identified as Crossing No. 2-119.4-BD; and under the tracks of Southern Pacific

Transportation Company's (SPT) Main Line in the City of Industry, to be identified as Crossing No. B-496.7-BD; all in Los Angeles County, at the locations and substantially as shown on the plans attached to the application.

2. Clearances shall be in accordance with General Order 26-D.

3. Walkways shall conform to General Order 118.

4. Construction and maintenance costs shall be borne in accordance with an agreement to be entered into between the parties, and a copy of the agreement, together with plans of the crossings approved by AT&SF and by SPT, respectively, shall 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.

5. Within 30 days after completion, under this order, applicant shall so advise the Commission in writing.

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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.

This order becomes effective 30 days from today.

Dated JUN 16 1981, at San Francisco, California.

John E. Byron
President
Richard J. Gandy
Francis J. Pennington
Walter F. Cabre
Prudence C. Brew
Commissioners