

**ORIGINAL**

Decision 93605 OCT 6 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application }  
of the City of La Verne to con- }  
struct San Dimas Canyon Road, a }  
Public Street, Across the Rail- }  
road Tracks of the Southern }  
Pacific Transportation Company in }  
the City of La Verne, County of }  
Los Angeles. }

Application 59509  
(Filed March 11, 1980)

O P I N I O N

As part of Puddingstone Specific Plan 81-4, the City of La Verne requests authority to construct San Dimas Canyon Road at grade across the tracks of Southern Pacific Transportation Company's (SPT) Baldwin Park Branch Line in La Verne, Los Angeles County.

Applicant is the lead agency for this project under the California Environmental Quality Act of 1970 (CEQA), as amended, Public Resources Code Sections 21000 et seq. After preparation and review of an Environmental Impact Report (EIR), applicant approved the project. On July 10, 1981, a Notice of Determination was filed with the Los Angeles 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 Final EIR. The site of the proposed project has been inspected by the Commission staff.

The project is located at the westerly edge of La Verne and involves development of an 82.8 acre site for residential, industrial, and recreational uses. Surrounding land uses consist of light industrial/manufacturing and low density residential uses. The site is bounded by SPT's tracks on the north, Puddingstone Drive on the south, with Walnut Avenue and De Anza Drive on the west.

Notice of the application was published in the Commission's Daily Calendar on March 12, 1980. 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 San Dimas Canyon Road at grade across the tracks of SPT's Baldwin Park Branch Line in La Verne, Los Angeles County.
2. The proposed extension of San Dimas Canyon Road across SPT's tracks will provide access from Arrow Highway to the Puddingstone Specific Plan development located south of the tracks.
3. Public convenience and necessity require construction of the proposed railroad-highway crossing.
4. Public safety requires that protection at the crossing be two Standard No. 9 automatic gate-type signals (General Order 75-C).
5. The existing private crossing at MP 510.78, an undedicated street known as Walker Street, will no longer be needed and should be closed when the San Dimas Canyon Road crossing is opened to vehicular traffic.
6. Applicant is the lead agency for this project under CEQA.
7. The Commission is a responsible agency for this project and has independently evaluated and assessed the lead agency's Final EIR.
8. 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 City of La Verne is authorized to construct San Dimas Canyon Road at grade across the tracks of Southern Pacific Transportation Company's (SPT) Baldwin Park Branch Line in La Verne, Los Angeles County, at the location and substantially as shown by the plans attached to the application, to be identified as Crossing No. EEO-510.6.
2. Upon completion of the San Dimas Canyon Road crossing, the existing private crossing at MP 510.78, an undedicated street known as Walker Street, shall be closed and physically removed.
3. Construction of the crossing shall be equal or superior to Standard No. 1 of General Order 72-B.
4. Clearances shall conform to General Order 26-D. Walkways shall conform to General Order 118.
5. Protection at the crossing shall be two Standard No. 9 automatic gate-type signals (General Order 75-C).
6. Construction expense of the crossing and installation cost of the automatic protection shall be borne by applicant.
7. Maintenance of the crossing shall be in accordance with General Order 72-B. Maintenance cost of the automatic protection shall be borne by applicant under Public Utilities Code Section 1202.2.
8. Construction plans of the crossing, approved by SPT, together with a copy of the agreement entered into between the parties, shall be filed with the Commission prior to commencing construction.
9. Within 30 days after completion, under this order, applicant shall advise the Commission in writing.

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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.

This order becomes effective 30 days from today.

Dated OCT 6 1981, at San Francisco,  
California.

JOHN E. BRYSON  
President  
RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. GREW  
Commissioners

*I certify that this decision was  
approved by the above Commissioners today.*

*John E. Bryson*  
