

PUBLIC UTILITIES COMMISSION

320 WEST 4TH STREET, SUITE 500
LOS ANGELES, CA 90013



February 4, 2025

ENVR 20250200001

Jay Eastman
City of Tustin
300 Centennial Way
Tustin, CA 92780

Re: Tustin Legacy Specific Plan Amendment [SCH 1994071005](#) — *Notice of Determination*

Dear Jay Eastman,

The California Public Utilities Commission (Commission/CPUC) has jurisdiction over rail crossings (crossings) in California. CPUC ensures that crossings are safely designed, constructed, and maintained. The Commission's Rail Crossings Engineering Branch (RCEB) is in receipt of the *Notice of Determination (NOD)* for the proposed Tustin Legacy Specific Plan Amendment. City of Tustin (City) is the lead agency.

The Project Applicant proposes an additional amendment to the existing Tustin Legacy Specific Plan Amendment. The new project amendment would amend Neighborhood D South, D North, and G to increase the allowed residential capacity to a total of 2,211 additional units. The project is adjacent to the BNSF Irvine Industrial Park Subdivision, with the following at-grade highway railroad crossings:

Crossing Name	CPUC No.	DOT No.
Edinger Ave	002-177.90-C	026707E
Valencia Ave	002-178.30-C	026708L
Bell Ave	002-178.50-C	026709T
Warner Ave	002-178.80-C	026710M
Carnegie Ave	002-179.15-C	026728X
Dyer Road	002-179.30-C	026711U
Redhill Ave	002-179.60-C	026715W
Aston Street	002-179.90-C	026717K
Armstrong Ave	002-180.20-C	026718S
Alton Pkwy	002-180.70-C	026719Y

The neighborhoods in the amendment are in the vicinity of active railroad tracks. In October of 2006, RCEB authorized a General Order 88-B (GO 88-B) request from the City to upgrade the active warning devices from CPUC Standard 8 to CPUC Standard 9 and the removal of one track at the Valencia Ave crossing (XREQ20060900001). RCEB records show minimal upgrades, if any, to the other at-grade crossings listed above since the time the crossings were built in the late 1960's. As the environment and land-uses surrounding these adjacent at-grade crossings has changed, RCEB recommends that the City review the existing conditions and implement any needed improvements, either through a capital project led by the City or a condition of approval for any future proposed developments, to bring the crossings up to current standards and in compliance with ADA requirements.

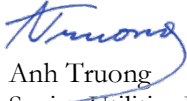
Any proposed crossing improvement project must also conform to the goals of the CPUC's Environmental and Social Justice Action Plan. This includes improving safety and access to transportation, improving local air quality and public health, and expanding outreach and public participation opportunities in disadvantaged communities. For more information, please visit <https://www.cpuc.ca.gov/esjactionplan>.

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RCEB staff is available to discuss any potential safety impacts or concerns at the crossings and address any questions from the City.

If you have any questions, please contact Howard Huie at (415) 308-0533, or howard.huie@cpuc.ca.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Anh Truong", is written over the printed name.

Anh Truong
Senior Utilities Engineer (Supervisor)
Rail Crossings Engineering Branch
Rail Safety Division

cc: State Clearinghouse, state.clearinghouse@opr.ca.gov
Dionisio Martinez, BNSF, dionisio.martinez@bnsf.com