

PUBLIC UTILITIES COMMISSION

320 W. 4TH STREET, SUITE 500
LOS ANGELES, CA 90013

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Governor's Office of Planning & Research

May 11, 2021

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Brian Lam
Principal Transportation Planner
Los Angeles County Metropolitan Transportation Authority
One Gateway Plaza
Los Angeles, California 90012

STATE CLEARINGHOUSE**SUBJECT: SCH# 2021030653; LACMTA, Metro Arts District/6th Street Station Project Draft Environmental Impact Report, Notice of Preparation**

Dear Mr. Lam,

The California Public Utilities Commission (Commission) has jurisdiction over the safety of highway-rail crossings (crossings) and rail transit projects in California. All rail fixed guideway systems are subject to the Commission's Safety Oversight Program requirements. Safety Certification Plan (SCP) approval and Safety Certification Verification Report (SCVR) approval from the Commission are required for rail transit projects to be placed in revenue service. In addition, the California Public Utilities Code requires Commission approval for construction or alteration of crossings and grants the Commission exclusive power on design, alteration, and/or closure of crossings in California. The Commission's Rail Transit Safety Branch (RTSB) will review rail transit project matters and the Rail Crossings and Engineering Branch (RCEB) will review crossing matters. The Commission has received a copy of the *Notice of Preparation (NOP)* from Los Angeles County Metropolitan Transportation Authority (LACMTA or Metro), who is the lead agency for the proposed Arts District/6th Street Station Project.

According to the NOP, the Arts District/6th St Station Proposed Project would construct a heavy rail station to extend the termini of the Metro D Line (formerly Purple Line) and/or B Line (formerly Red Line) at Union Station. The station would be south of the Metro Division 20 Rail Yard and next to existing tracks utilized by Southern California Regional Rail Authority (SCRRA), National Railroad Passenger Corporation (Amtrak), and Burlington Northern Santa Fe Railway (BNSF) Company. It would provide regional and local transit connections to the Arts District, Boyle Heights, and surrounding communities.

The Arts District/6th St Station Project described in the NOP will be subject to several rules and regulations involving the Commission. These may include, but are not limited to:

- California Public Utilities Code, Sections 1201 et al, which requires Commission authority to construct rail crossings,
- California Public Utilities Code, Sections 2111, 2112, 99152; rail transit safety, and

- Commission's Rules of Practice and Procedure, which details the Formal Application process for construction or modification of a public crossing.

The design criteria of the proposed project must comply with Commission General Orders (GOs), such as:

- GO 26-D, Clearances on railroads and street railroads as to side and overhead structures, parallel tracks and crossings,
- GO 72-B, Construction and maintenance of crossings – standard types of pavement construction at railroad grade crossings (if any),
- GO 75-D, Warning devices for at-grade railroad crossings (if any),
- GO 95, Overhead electric line construction (if catenary is used),
- GO 128, Construction or Underground and Electrical Supply and Communication,
- GO 143-B, Design, Construction and Operation Safety Rules and Regulations Governing Light-Rail Transit, and
- GO 164-E, Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems

The project must ensure compliance with federal regulations including:

- 49 CFR Part 674, Rail Fixed Guideway Systems: State Safety Oversight

The following link provides resources on the Commission's rules and regulations regarding rail safety:

<http://www.cpuc.ca.gov/PUC/safety/Rail/>

The proposed project will disrupt the heavily used roadway network in the surrounding communities. The potential impacts should be identified, discussed, and evaluated for necessary safety improvements and mitigations at each proposed construction stage. This includes considering traffic circulation and queuing, level of service, emergency service response, and compliance with the Americans with Disabilities Act.

Metro will have to apply to the Commission for approval of any crossing designs and authorization to construct those crossings. Applications to the Commission must include a copy of the environmental analysis undertaken by the applicant.

Additionally, careful consideration should be given to the station configuration, including pedestrian paths of travel through the station as patrons move between Metro trains and adjacent projects. Pedestrian paths of travel should avoid crossing the tracks at grade to access or depart from the station platform, where feasible.

The Commission appreciates the opportunity to provide comments on the project described in the NOP. Please feel free to contact me at (916) 928-6858 or daren.gilbert@cpuc.ca.gov or contact our

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lead staff on this project: Ainsley Kung at (213) 330-9496 or ainsley.kung@cpuc.ca.gov for transit safety matters and Jose Pereyra at (213) 576-7083 or jose.pereyra@cpuc.ca.gov for crossing matters.

Sincerely,

A handwritten signature in black ink that reads "Daren Gilbert". The signature is written in a cursive, slightly slanted style.

Daren Gilbert, Manager
Rail Transit Safety Branch
Rail Safety Division

cc: (all via e-mail)

State Clearinghouse
Roger Clugston, Director, Rail Safety Division
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