

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



March 24, 2009

Mr. Paul Marx
Sacramento Regional Transit District
P.O. Box 2110
Sacramento, CA 95812-2110

Re: Draft Environmental Impact Report (DEIR)
DNA Light Rail Transit MOS-1 Project
SCH# 2008112042

Dear Mr. Marx:

We have completed our review of the DEIR and offer the following comments:

3-1 As a responsible agency under CEQA section 15381 we concur with the inclusion of the following CPUC General Order application requirements referenced in the DEIR.

Section 99152 of State of California Public Utilities Code and FTA 49 CFR Part 659 Final Rule requires the California Public Utilities Commission (CPUC) to provide safety oversight of rail fixed guideway systems. The design criteria of the proposed project must comply with CPUC General Orders (GOs), such as "Safety Rules and Regulations Governing Light-Rail Transit", (GO) 143-B, "Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems", GO 164-D, "Overhead Electric Line Construction", GO 95, and "Regulation, Governing the Construction, Reconstruction, Maintenance and Operation of Automatic Train Control Systems with Respect to Train Detection and Separation, Route Interlocking, Speed Enforcement and Right of Way Hazard Protection on Rapid Transit Systems requirements", GO 127.

3-2 We further recommend that the above requirements be included in the mitigation monitoring section of the FEIR for CEQA compliance. If you have any questions regarding this oversight, please contact David Stewart at (916) 324 -7134.

Sincerely,

Moses Stites
Rail Safety Corridor Specialist
Consumer Protection and Safety Division
Rail Transit and Crossings Branch
515 I Street, Suite 1119
Sacramento, CA 95814

Response to Comments

Submitted by: Moses Stites, Rail Safety Corridor Specialist

Public Utilities Commission – Consumer Protection and Safety Division

24 March 2009

3-1

Comment noted. The CPUC General Order application requirements were referenced in the DEIR.

3-2

Comment noted. The CPUC General Order application requirements will be included in the mitigation monitoring plan section of the FEIR for CEQA compliance.