

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RESOLUTION TED-316

Rail Safety Division

RESOLUTION

GRANTING AN EXTENSION OF TIME TO CONSTRUCT A PUBLIC PEDESTRIAN,
EQUESTRIAN, AND BICYCLE AT-GRADE CROSSING OVER THE NILES CANYON
RAILWAY TRACKS IN CITY OF FREMONT, COUNTY OF ALAMEDA

By letter dated July 25, 2025, the East Bay Regional Park District (EBRPD) requests a two-year extension of time to comply with the provisions of the California Public Utilities Commission (Commission/CPUC) Decision (D.) 23-06-009.

Commission D. 23-06-009, dated June 8, 2023, authorized EBRPD to construct a public pedestrian, equestrian, and bicycle at-grade crossing (crossing) over the Niles Canyon Railway (NCR) tracks located within Alameda County-owned right of way, in City of Fremont, Alameda County. The NCR crossing, operated by the Pacific Locomotive Association, is located at milepost 29.60 east of State Route 238/Mission Boulevard. The authority granted by D. 23-06-009 is set to expire on June 8, 2026.

EBRPD is in the process of finalizing the project design and awaiting the final regulatory permits issuance for the upland portion. Due to these factors, construction has been delayed, and EBRPD requests a two-year time extension to complete the crossing construction.

The Rail Safety Division (RSD) finds that there has been no substantial change in circumstances since granting the original authority. County of Alameda concurred with granting this time extension. RSD recommends the issuance of this resolution.

IT IS RESOLVED that the East Bay Regional Park District is granted a two-year extension of time until June 8, 2028, to exercise the authority granted in Commission Decision 23-06-009. In all other respects, Commission Decision 23-06-009 shall remain in full force and effect.

This resolution is issued pursuant to Resolution Number ET-1367 and memorandum by the Executive Director dated April 6, 1988, and is effective today, October 24, 2025.



Antranig Garabetian, PE
Acting Director
Rail Safety Division

Rachel Peterson, Executive Director
California Public Utilities Commission
rachel.peterson@cpuc.ca.gov

Suzanne Wilson
East Bay Regional Park District
Swilson@ebparks.org

Sean Dougan
Trails Program Manager
Sdougan@ebparks.org

Rick Yeung
Alameda County Public Works Agency

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ricky@acpwa.org

Michael Tadesse

Chief Right of Way Agent

michaelt@acpwa.org

Amber Lo

Alameda County Public Works Agency

amber@acpwa.org

Henry Baum

Pacific Locomotive Association

president@ncry.org