

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Consumer Protection and Safety Division
Rail Transit Safety Section

Resolution ST-113
March 11, 2010

RESOLUTION

RESOLUTION ST-113 GRANTING APPROVAL OF THE FINAL REPORT
ON THE 2009 SAFETY REVIEW OF SAN DIEGO TROLLEY, INC.

Summary

This resolution approves the Consumer Protection and Safety Division (CPSD) final report titled, "2009 Safety Review of San Diego Trolley, Inc." dated December 31, 2009. The report compiles the results of California Public Utilities Commission staff (Staff) review of the San Diego Trolley Inc. (SDTI) safety program. Background information, review procedures, safety review checklists, findings, and recommendations are included in the report.

Background

Commission General Order No. 164-D, "Rules and Regulations Governing State Safety Oversight of Rail Fixed Guideway Systems" requires Staff to conduct on-site safety reviews of transit agencies operating Rail Fixed Guideway Systems at least once every three years.

Staff conducted an on-site safety review of the SDTI safety program from June 22, 2009 to June 26, 2009. Staff held an exit conference with SDTI and San Diego Association of Governments (SANDAG) management and representatives on July 17, 2009.

A full description of the safety review, including the scope, results, and recommendations, is contained in the final safety review report identified in this resolution as Attachment A.

The safety review results show that SDTI is generally in compliance with its System Safety Program Plan; however, Staff identified some program areas of non-compliance during the review. These non-compliant items along with recommendations for corrective actions are described, where applicable, in the Findings/Comments/Recommendations section of each checklist and in the body of the final report. A summary of recommendations requiring corrective action is contained in Appendix C of the report.

Protests

Staff sent SDTI the draft safety review report copy for a 30-day review and comment period on November 24, 2009. SDTI's Chief Executive Officer's concurrence letter dated December 31, 2009 confirmed the safety report's factual accuracy and accepted the recommendations.

Discussion

The final report, "2009 Safety Review of San Diego Trolley, Inc.," dated December 31, 2009, included as Attachment A, identifies Staff findings and recommendations.

Staff recommends the Commission approve the final safety review report titled, "2009 Safety Review of San Diego Trolley Inc," dated December 31, 2009. CPSD also recommends the Commission order SDTI to:

- Submit plans and schedules for implementing and completing the recommended corrective actions contained in the report;
- Implement the recommendations in accordance with the plans and schedules submitted; and
- Provide the Rail Transit Safety Section with monthly reports on the status of the corrective actions until they are completed and implemented.

Notice

On February 9, 2010, this Resolution was web published on the Commission's Daily Calendar.

Comments

The draft resolution of the CPSD in this matter was mailed in accordance with Section 311 of the Public Utilities Code and Rule 14.2(c) of the Commission's Rules of Practice and Procedure. No comments were received.

Therefore, IT IS ORDERED that:

1. The Consumer Protection and Safety Division's request for approval of the final safety review report titled, "2009 Safety Review of San Diego Trolley, Inc.," dated December 31, 2009, is granted.
2. San Diego Trolley, Inc. shall submit to the Rail Transit Safety Section plans and schedules for implementing all recommended corrective actions contained in the final safety review report. Those plans and schedules shall be submitted no later than 45 days from the effective date of this resolution.
3. San Diego Trolley, Inc. shall complete and implement all recommended corrective actions contained in the report, in accordance with plans and schedules submitted to the Rail Transit Safety Section.
4. San Diego Trolley, Inc. shall prepare and provide monthly status reports, beginning in April 2010, to the Rail Transit Safety Section. The reports shall contain detailed information on the implementation of all remaining recommended corrective actions contained in the final safety review report. Monthly status reports shall be provided until all recommended corrective actions are implemented and completed.

March 11, 2010

5. This resolution is effective today.

I certify that this resolution was adopted by the Public Utilities Commission at its regular meeting held on March 11, 2010. The following Commissioners voting favorably thereon:

/s/ PAUL CLANON

PAUL CLANON
Executive Director

MICHAEL R. PEEVEY
President

DIAN M. GRUENEICH

JOHN A. BOHN

TIMOTHY ALAN SIMON

NANCY E. RYAN

Commissioners

ATTACHMENT A