

Decision No. 29349

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of MOTOR CARRIERS ASSOCIATION for installation of "Exemption Signs" at spur railroad tracks where motor vehicles carrying passengers for hire need not stop in accordance with Section No. 135, California Vehicle Act, and G. O. 89 of Railroad Commission of the State of California, in the vicinity of San Francisco and Oakland.

Application No. 20866

ORIGINAL

BY THE COMMISSION:

ORDER

In the above entitled application, Motor Carriers Association, representing the certificated passenger automotive stage lines requests approval pursuant to the provisions of Section 576 (d) of the Vehicle Code, to erect and maintain distinctive signs hereinafter referred to as "Exempt Signs" at the following spur track crossings at grade with certain public highways and streets in the vicinity of San Francisco and Oakland.

<u>Crossing No.</u>	<u>Railroad</u>	<u>Location</u>
ED-0.60-C	S. P. Co.	San Francisco - 2nd & Harrison Streets
ED-0.61-C	" " "	" " " " " "
ED-0.62-C	" " "	" " " " " "

(Above crossings are referred to in application as Crossings No. ED-0.54-C and ED-0.56-C.)

2K-12.56-C	A.T.&S.F.	Oakland	- Cypress between 18th and 20th Streets
A-6.54-C	(S. P. Co.- (A. T. & S.F.	"	- Cypress near 26th Street
*J-5.94-C	S. P. Co.	"	- 18th St. near Kirkham
A-10.16-C	" " "	Berkeley	- East Shore Highway - Tilden Spur

\* - East bound only.

All of the crossings included in this application are located on routes to and from the recently opened San Francisco-Oakland

Bay Bridge.

The first three crossings listed above are all located in the vicinity of 2nd and Harrison Streets, San Francisco, and because of physical conditions it is impractical to install two signs at each crossing. For the purpose of this authority it is sufficient that one sign at the southwesterly approach to crossing No. ED-0-62-C and another sign located on the northeasterly side of Crossing No. ED-0.61-C will be sufficient if proper instructions are issued to drivers that all tracks between these two signs are to be considered as one crossing and that they are to proceed with proper caution between the two signs.

It appears that this is a matter in which a public hearing is not necessary and that the request of applicant is reasonable and should be granted, therefore,

IT IS HEREBY ORDERED that the Railroad Commission of the State of California approves the plan to install and maintain distinctive or exemption signs in accordance with Section 576 (d) of the Vehicle Code at the following spur track crossings in the State of California:

<u>Crossing No.</u>	<u>Railroad</u>	<u>Location</u>
ED-0.60-C	S. P. CO.	San Francisco - 2nd & Harrison Streets
ED-0.61-C	" " "	" " " " " "
ED-0.62-C	" " "	" " " " " "

(One set of "Exempt Signs" may be installed in such a manner as to include the three crossings listed above.)

2K-12.56-C	A.T.&S.F.	Oakland	- Cypress between 18th and 20th Streets
A-6.54-C	(S. P. Co. (A. T. & S.F.	"	- Cypress near 26th Street
J-5.94-	S. P. Co.	"	- 18th St. near Kirkham
A-10.16-C	" " "	Berkeley	- East Shore Highway - Tilden Spur

Said authority is granted subject to the following conditions:

- (1) Said "Exempt Signs" shall be in accordance with the requirements of General Order No. 89.
- (2) Said "Exempt Signs" shall be erected, or caused to be erected, and maintained by those authorities designated and empowered by the California Vehicle Code to erect and maintain highway traffic signs.
- (3) The approval herein granted does not exempt the operator of any vehicle from the observance of any provision of the Vehicle Code pertaining to the operation of vehicles at railroad crossings.
- (4) In the event of removal, for any cause whatsoever, or obstruction to view of the "Exempt Signs" herein provided, the authority granted to move over such spur track crossings, without first coming to a full and complete stop, is annulled and revoked and such full and complete stop must, at all times, be made by the operator of the vehicle until such sign is again displayed.
- (5) The Commission reserves the right to make such further orders, relative to the establishment of "Exempt Signs" at said crossings, as to it may seem right and proper and to revoke its approval if, in its judgment, public convenience and necessity demand such action.

The effective date of this Order shall be the date hereof.

Dated at San Francisco, California, this 7th day of ~~December~~ November, 1936.

M. B. Herrin

Leon A. White

M. A. Linn

Walter J. ...

Frank R. Newby