

Decision No. 38160

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
CENTRAL CALIFORNIA TRACTION COMPANY,
a Corporation, for permission to
establish a temporary clearance
of seven (7) feet upon and along
a portion of its right of way
through the property of Harris
Manufacturing Company in the City
of Stockton.

Application No. 26913

ORIGINAL

BY THE COMMISSION:

ORDER

Central California Traction Company on August 25, 1945, applied for authority to conduct railroad operations adjacent to an impaired side clearance of 7 feet from center line of track, which will be created by the erection of scaffolding for the purpose of erecting certain improvements and additions to the buildings of the Harris Manufacturing Company in the City of Stockton. A portion of the tracks and right of way of applicant runs through the property of the Harris Manufacturing Company. The applicant further asks that the authorization requested be restricted to the period required for actual construction work, but in no event to exceed ninety (90) days from and after the order of the Railroad Commission authorizing same.

It appearing that a public hearing is not necessary herein; that the temporary impairment is reasonable and necessary during the construction of certain improvements and additions to the buildings of the Harris Manufacturing Company; and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that Central California Traction Company is hereby authorized to operate engines, cars, and trains adjacent to temporary side clearance of 7 feet from center line

of track for a period not to exceed the time required for actual construction work of buildings upon which improvements and additions are being made by the Harris Manufacturing Company, such period of time in no event to exceed ninety (90) days from and after the effective date of the instant authorization, subject to the following conditions:

- (1) Warning signs, visible at all times, shall be maintained in advance of the structure in direction of approach, calling attention to the existence of the impaired side clearance which is herein authorized. A qualified watchman shall be on duty at the location of the impairment during the construction period at such times as it may be necessary to give warning to the crews, who are about to operate engines, cars, or trains adjacent to the impaired clearance herein authorized.
- (2) Operating bulletins calling the attention of all concerned to the existence of impaired side clearance at the instant location, establishing a maximum permissive speed of 5 miles per hour while operating adjacent to the impairments, and prohibiting trainmen from riding on sides of cars while operating adjacent thereto, shall be issued and copy filed with the Commission on or before the date operations adjacent to the impairment are commenced.
- (3) The Commission shall be advised in writing of the date on which the impairment herein authorized is created, and of the date on which such impairment has been eliminated.

This authorization shall become void if its conditions are not complied with, and may be revoked or modified if the construction which necessitates the impairment is not carried on with reasonable dispatch, or if public convenience, necessity,

or safety so require. This order shall be effective immediately.

Dated at San Francisco, California, this 28th day
of August, 1945.

Harold G. ...
Justice F. ...
Richard ...
...
...
COMMISSIONERS