

Decision No. 38490

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Pacific Greyhound Lines for authority to have installed in the vicinity of Brentwood, California, spur track railroad crossing exemption signs in accordance with Section No. 576(d) of the California Vehicle Code and General Order No. 93-A of the Railroad Commission of the State of California, which provides that motor vehicles carrying passengers for hire need not stop.

**ORIGINAL**

Application No. 27112

BY THE COMMISSION:

O R D E R

In the above numbered application Pacific Greyhound Lines requests approval of its plan to erect and maintain distinctive signs, hereinafter referred to as "exempt signs," as provided in Section 576(d) of the Vehicle Code and General Order No. 93-A of this Commission, at the crossing with spur track of Southern Pacific Company designated as Crossing Number B-62.6-C across State Highway No. 4, one-half mile south of Brentwood, Contra Costa County, California.

Southern Pacific Company has signified, in writing, that it will not oppose the granting of this application.

It appears that this is not a matter in which a public hearing is necessary and that the application 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 "exempt signs," in accordance with Section 576(d) of the Vehicle Code, at the above described crossing, subject, however, to the following conditions:

- (1) Said "exempt signs" shall be in accordance with the requirements of General Order No. 93-A.
- (2) Said "exempt signs" shall be erected or caused to be erected and maintained by those authorities designated and empowered by the 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 approved, the authority to move over such spur track crossing 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 signs are again displayed.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said "exempt signs."
- (6) The approval herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, unless further time is granted by subsequent order.
- (7) The Commission reserves the right to make such further orders relative to the establishment of "exempt signs" at said crossing 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 authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 10<sup>th</sup> day of December, 1945.

David Rudman  
Francis Deane  
David D. Sullivan  
Harold P. Kula

COMMISSIONERS