

Decision No. 39745

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the application of
THE WESTERN PACIFIC RAILROAD COMPANY for
temporary authority to operate over its
main line with impaired clearances at a
point about 2.7 miles west of Sunol,
Alameda County, California. .

Application No. 28030

ORIGINAL

O R D E R

The Western Pacific Railroad Company on November 25, 1946, applied for authority to conduct operations adjacent to temporary impaired overhead clearance of 20 feet above top of rail, and temporary impaired side clearances of 9 feet from center line of track on the inside and 8 feet from the center line of track on the outside of a 6° curve having a superelevation of 5 inches. . The temporary impairments requested are necessitated in connection with the erection of falsework by the contractors in order to support the deck of an overpass of State Highway 107, to be constructed over the main line of the applicant 2.7 miles west of Sunol in the County of Alameda, State of California. Said grade separation was authorized by C.R.C. Decision No. 38796, dated March 26, 1946, on Application No. 27289. The applicant states that said falsework will remain in place from approximately February 1, 1947, to May 1, 1947.

It appearing that a public hearing is not necessary herein; that the temporary impairments are reasonable and necessary during the erection of the grade separation structure; and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that The Western Pacific Railroad Company is hereby authorized to operate engines, cars, and trains adjacent to impaired clearances hereinbefore described, for the period necessary to construct the grade separation structure of State Highway 107 over the track of the applicant's main line about 2.7 miles west of Sunol, Alameda County, California, subject to the following conditions:

- (1) Warning signs, visible at all times, shall be maintained in advance of the structure in each direction of approach, calling attention to the existence of the impaired overhead and side clearances which are herein authorized.
- (2) Operating bulletins calling the attention of all concerned to the existence of impaired side and overhead clearances at the instant location, and prohibiting employees from riding on tops or sides of cars while operating adjacent thereto, shall be issued and copy filed with the Commission before the date operations adjacent to the impairments are commenced.
- (3) All trains, except passenger trains, shall be restricted to a speed of not exceeding 20 M.P.H. in operation adjacent to the impairments herein authorized.
- (4) The Commission shall be advised in writing of the date on which the impairments herein authorized are created, and of the date on which such impairments have 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 impairments 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 16th day of December, 1946.

Harold P. Kule
Justice B. C. ...
...
...
A. I. ...
COMMISSIONERS