

**ORIGINAL**Decision No. 54073

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 SOUTHERN PACIFIC COMPANY for an Order )  
 to require that a crossing by a public ) Application No. 38342  
 road by a railroad in Gilroy, Santa )  
 Clara County, be abolished. )

O P I N I O N

The Southern Pacific Company filed this application on August 17, 1956, seeking to obtain an order to require that a crossing at grade, the intersection of Bane Lane, a public road, with main line tracks of the San Francisco - Los Angeles Coast Line near Gilroy, Santa Clara County, be closed and abolished. On-the-site investigations by representatives of Santa Clara County, Southern Pacific Company and the Commission's staff show the crossing to be potentially hazardous due to steep grades of approach and impaired visibility of the tracks.

Should the Bane Lane crossing be closed, access to the area easterly of the tracks could be provided by the southerly prolongation of Alexander Street from Ninth Street to a connection with Bane Lane. A portion of the new street would be situated within the City of Gilroy and extend southerly into an area under the jurisdiction of the County of Santa Clara. Representatives of the City and County have indicated that they are willing to accept the new street providing it meets their standards.

With said closing of the crossing the approximately 200-foot portion of Bane Lane between the tracks and Monterey Street (U.S. 101) would become available for industrial development.

It appears that the proposal of applicant is in the public interest and should be granted.

O R D E R

IT IS ORDERED that Southern Pacific Company close and abolish Bane Lane, Crossing No. E-81.1, (erroneously shown in the application as Crossing No. F-81.1), simultaneously with the opening of Alexander Street as a public thoroughfare between Bane Lane and Ninth Street in the City of Gilroy and County of Santa Clara. Evidence of acceptance of Alexander Street as a public street by the City of Gilroy and County of Santa Clara shall be filed with the Commission prior to the closing of the crossing.

IT IS FURTHER ORDERED that within thirty days after said crossing is closed and abolished applicant shall give the Commission written notice of its compliance with the terms hereof.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 19<sup>th</sup> day of November, 1956.

*Arthur E. Mitchell* President  
*Paul C. Interevier*  
*William H. Hauer*  
*E. Lynn Fox*  
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 Commissioners