

ORIGINALDecision No. 57962

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 crossings of)
 public roads of Galvez Avenue,)
 Imes Avenue and Rankin Street by a)
 railroad in the City and County of)
 San Francisco be abolished.)

Application No. 40527

Randolph Karr and Harold S. Lentz, for applicant.
Dion R. Holm and Robert R. Laughead, for the
 City and County of San Francisco, interested
 party.
Nick Circosta, for himself, an interested party.
M. E. Getchel, for the Commission staff.

O P I N I O N

By this application filed October 22, 1958, Southern Pacific Company requests an order of this Commission requiring the abolition by physical closing of three existing crossings in the City and County of San Francisco known as Galvez Avenue, Imes Avenue, and Rankin Street. A part of Hudson Avenue also lies within the area sought to be closed. It is alleged in justification that these streets are only paper streets, which are not improved and are not usable except that some public utility facilities exist under the surface of such streets.

Public hearing was held on January 6, 1959, before Examiner Rowe in San Francisco, at which time evidence both oral and documentary was adduced by applicant and after a statement was made by counsel for the City and County of San Francisco the matter was duly submitted for decision.

According to the uncontradicted evidence the three crossings involved are found to be unpaved and otherwise unusable for street purposes and the wooden trestles which support the railroad tracks at these crossings present a fire hazard which should be eliminated by removing the wooden trestles and filling these areas under the tracks with stone or other appropriate noninflammable material. The Commission has assigned no numbers to these crossings. It was stipulated at the hearing that the order herein could properly include the provisions as to easements of utility companies and the City and County of San Francisco which shall be included in the following order. With such provision the application will be granted.

O R D E R

Application therefor having been filed and public hearing having been held thereon,

IT IS ORDERED that the street crossings under the Southern Pacific Company mainline tracks in the City and County of San Francisco known as Rankin Street, Galvez Avenue, and Innes Avenue, including a portion of Hudson Avenue, be abolished by physical closing, reserving, however, to Pacific Gas and Electric Company and Pacific Telephone and Telegraph Company the right to repair, maintain, operate, replace, remove and renew those pipes, conduits, wires, poles and other structures, equipment and fixtures for the distribution and transmission of electric energy or communication currently located in, upon and over Galvez Avenue and Innes Avenue, and reserving to the City and County of San Francisco the right to repair, maintain, operate, replace, remove and renew sewers, pipes, conduits and other sewer structures

currently located in, upon or under Galvez Avenue, Innes Avenue, or Rankin Street, together with the right to locate and operate additional sewer lines or facilities in each of said streets.

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

Dated at San Francisco, California, this 3rd day of February, 1959.

E. L. Fox
President
W. E. Mitchell
William J. ...
Theodore J. ...
Commissioners