

Decision No. 69003**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the City of Gilroy, County of Santa Clara, State of California, for the closing of crossing Number E-80.7 (State Route 152, Old Gilroy Street), and the opening of Seventh Street at grade across the tracks of the Southern Pacific Company in the City of Gilroy, County of Santa Clara, California.

Application No. 47244

ORDER

The City of Gilroy is hereby authorized to construct Seventh Street at grade across tracks of the Southern Pacific Company in Gilroy, Santa Clara County, at the location and in the manner described in the application, to be identified as Crossing No. E-80.72.

Construction expense shall be apportioned by agreement to be entered into between the parties or, if they fail to agree, by further order of the Commission. Maintenance cost of the crossing outside of lines two feet outside of rails shall be borne by applicant. Southern Pacific Company shall bear maintenance cost of the crossing between such lines.

Width of crossing shall be not less than 48 feet and grades of approach not greater than 2 percent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72.

Protection of the two main tracks and westerly spur track at the crossing shall be by two Standard No. 8 crossing signals (General Order No. 75-B) supplemented with automatic gate arms.

No train, engine, motor or car shall be operated on the two easterly spur tracks over said crossing unless it shall be first brought to a stop and traffic on the highway protected by a member of the train crew or other competent employee of the railroad acting as flagman. Suitable signs calling attention of trainmen to the above restriction shall be erected at the spur tracks of said crossing.

Upon completion, existing Crossing No. E-80.7, Old Gilroy Road, about 100 feet northerly, shall be abandoned and closed.

Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within one year unless time be extended, or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 4th day of MAY, 1965.

Fredrick B. Halbach
President

Arthur E. Mitchell

George H. Grover

Augustin

William W. Bennett
Commissioners