

ORIGINALDecision No. 70026

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 the County of Contra Costa, State of)
 California, for a Crossing at grade)
 of the tracks of Southern Pacific)
 Company at Montevideo Drive in the)
 San Ramon Village Area, Contra Costa)
 County, California.)

Application No. 47311
 (Filed February 4, 1965)

In the Matter of the Application of)
 the County of Contra Costa, State of)
 California, for a Crossing at grade)
 of the tracks of Southern Pacific)
 Company at Pine Valley Drive in the)
 San Ramon Village Area, Contra Costa)
 County, California.)

Application No. 47312
 (Filed February 4, 1965)

Verne H. Pynn, Deputy District Attorney, County of
 Contra Costa, for applicant.

Harold S. Lentz, for Southern Pacific Company, protestant.

Donald N. Hoffman, for Volk-McLain Communities, Inc.,
 interested party.

Martin J. Lewis, for the Commission staff.

OPINION AND ORDER

Public hearing was held before Examiner Porter in the above-entitled matters on September 28, 1965 at Martinez at which time the matters were submitted.

The question as to the need for the two crossings at Montevideo Drive and Pine Valley Drive was not in issue. Evidence presented was as to the type of protection needed at these crossings.

The county stated that train movement on the tracks involved is at a minimum and that standard crossing signs would be adequate. The testimony indicated that only one train was observed on the track since last spring, a weed-spray train. Southern Pacific Company

contended that flashing lights would be more desirable for new construction, considering the growth of the area and that irregular train movements may be more hazardous than regular movements.

It was stipulated that if the two crossings are constructed all private crossings of which the interested parties have control would be closed except those subject to special agreement. Further, it was stipulated that the minimum paved width of the crossing with the railroad track would be 40 feet curb to curb.

Based upon the evidence presented the Commission finds that reflectorized crossing signs as protection will be adequate for these crossings under the present railroad usage.

IT IS ORDERED that:

1. County of Contra Costa is hereby authorized to construct Montevideo Drive and Pine Valley Drive at grade across a track of Southern Pacific Company near San Ramon, Contra Costa County, at the location described in the application, to be identified as Crossings Nos. BO-60.2 and BO-61.2, respectively.

2. Applicant shall bear entire construction expense, also maintenance costs of the crossings outside of lines two feet outside of rails. Southern Pacific Company shall bear maintenance costs of the crossings between such lines. Widths of crossings shall be not less than forty feet and grades of approach not greater than one percent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Protection at each crossing shall be by two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material. Upon completion of Montevideo Drive and Pine Valley Drive, private grade crossings located approximately at Mileposts 60.57, 60.82 and 60.97, respectively, shall be abandoned and closed by Southern Pacific Company.

3. 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 two years 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 30th day of NOVEMBER, 1965.

Friedrich B. Halbach
President
George J. Crowe
William W. DeWitt

Commissioners

Commissioner A. W. Gatov, being necessarily absent, did not participate in the disposition of this proceeding.