

ORIGINAL

Decision No. 70541

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of THE CITY OF RICHMOND, a municipal corporation of the State of California, for the Construction of Grade Separation Structure at the 37th Street Crossing of The Atchison, Topeka and Santa Fe Railway Company and pending BARTD tracks, P.U.C. Crossing No. 2K-2.5., and to Construct a Temporary Detour Grade Crossing of said Railways at 33rd Street, Located Approximately 1,085 feet West of said P.U.C. Crossing No. 2K-2.5.

Amended Application No. 48154

O R D E R

City of Richmond is hereby authorized to construct 37th Street at separated grades under the tracks of The Atchison, Topeka and Santa Fe Railway Company and Bay Area Rapid Transit District in Richmond, Contra Costa County, at the location and substantially as shown by plan (Exhibit A) attached to the amended application, to be identified as Crossing No. 2K-2.5-B. Also, the City of Richmond is hereby authorized to construct 33rd Street as a temporary detour crossing at grade, to be identified as Crossing No. 2K-2.3, to be used only during the period of construction of the grade separation. Protection shall be by two Standard No. 3 crossing signals (General Order No. 75-B). Width of the temporary crossing shall be not less than 24 feet and grades of approach not greater than that shown by plan (Exhibit B) attached to the amended application. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Upon the opening of the temporary detour crossing, the existing 37th Street Crossing No. 2K-2.5 shall be abandoned and closed. Upon the opening of grade separation, the temporary detour Crossing No. 2K-2.3 shall be abandoned and closed.

Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and copy of said agreement, together with plans of said crossing approved by The Atchison, Topeka and

Santa Fe Railway Company, shall be filed with the Commission within 180 days from the date hereof. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order. Clearances shall conform to the provisions of General Order No. 26-D.

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 three years, unless time be extended or if conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 5th day of APRIL, 1966.

Frederick B. Holshoff
President

George A. Trover

Augusta

William W. Bennett
Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.