

ORIGINALDecision No. 72528

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own)
 motion into the status, safety, main-)
 tenance, operations, use and protection)
 of crossings at grade of the Southern)
 Pacific Company near Chualar at Mile-) Case No. 8049
 post 130.5, near Penvir at Milepost)
 132.3, near Aromas at Milepost 95.0,)
 in Monterey County.)

SECOND ORDER EXTENDING TIME

County of Monterey has requested an extension of time .
 within which to comply with the order in Decision No. 69368, alleging
 that the prospect of closing five crossings at grade many years
 prior to these crossings being closed by freeway construction in
 the area, coupled with the installation of automatic gates at
 Crossings Nos. E-129.2 and E-133.4, outweigh the benefits of merely
 upgrading crossings at Mileposts 130.5 and 132.3. Additionally,
 substantial savings would accrue to the State Division of Highways,
 Southern Pacific Company and Monterey County, provided an extension
 of time were granted in this matter.

It is further alleged that with respect to the crossing
 at Milepost 95.0 near Aromas, applicant believes the California
 State Legislature presently has before it a bill which would authorize
 County Boards of Supervisors to override a majority protest which
 prevented efforts to form a special assessment district to improve
 and widen the crossing even though Southern Pacific Company has
 installed the automatic gates now in operation as ordered by
 Decision No. 69368.

The county requests that the time for compliance be extended until June 1, 1968, with the "provision that the matter thereafter be reviewed on or about October 2, 1967, subject to immediate acceleration or further review."

Under the circumstances it appears that the extension of time should be granted only until December 1, 1967, and that the county be ordered to submit to the Commission a progress report on or before October 2, 1967. If the report does not indicate that substantial progress is being made the Commission will not look with favor upon petitions for any further extensions of time.

Good cause appearing, IT IS ORDERED that the time for compliance with ordering Paragraphs 2 and 3 in Decision No. 69868, as amended, is hereby extended to December 1, 1967.

IT IS FURTHER ORDERED that the County of Monterey submit to the Commission on or before October 2, 1967, a report as to the progress being made toward the construction of the access road along the railroad tracks between Mileposts E-129.2 and E-133.4.

Dated at San Francisco, California, this 31st
day of MAY, 1967.

[Signature]
President

[Signature]

[Signature]

[Signature]
Commissioners