

ORIGINALDecision No. 72570

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of the City of Santa Clara for an)
order authorizing construction of)
a crossing at grade with the tracks)
of the Southern Pacific Railroad)
Company at Charles Street, in the)
City of Santa Clara, County of)
Santa Clara, California.)

Application No. 49381
(Filed May 18, 1967)

O R D E R

City of Santa Clara is hereby authorized to construct Charles Street at grade across a spur track of Southern Pacific Company in Santa Clara County, at the location described in the application to be identified as Crossing No. L-42.2-C.

Width of crossing shall be not less than 42 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 shall be by two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material.

Construction expense shall be borne in accordance with an agreement entered into between the parties. Should the parties fail to agree, the Commission will apportion the cost of construction by further order. Applicant shall bear maintenance cost of the crossing outside of lines two feet outside of rails. Southern Pacific Company shall bear maintenance cost of the crossing between such lines.

Upon completion, the crossing at Milepost 42.2 on the Southern Pacific Company's Elmhurst-Santa Clara Line (L), about 150 feet southerly shall be abandoned and effectively 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. Applicant desires to commence construction of the crossing immediately in order to provide access to the affected industries and close the crossing at Milepost 42.2, the safety of which is the subject of an investigation by the Commission under its Case No. 8210. The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 17th day of JUNE, 1967.

[Signature]
President

[Signature]

[Signature]
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.