

ORIGINAL

Decision No. 72886

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the CITY OF ROHNERT
PARK acting through its City Council,
for permission to construct Sonoma
State College Expressway crossing at
grade across the main line of the
NORTHWESTERN PACIFIC RAILROAD in the
City of Rohnert Park.

Application No. 48370
Filed April 4, 1966

- Richard B. Maxwell, for applicant.
- Morris M. Mawson, for applicant and for County
of Sonoma, interested party.
- Harold S. Lentz, for Northwestern Pacific
Railroad Co., protestant.
- Kenneth G. Soderlund, for the Commission staff.

OPINION AND ORDER

By this application, the City of Rohnert Park seeks authority to construct an expressway crossing at grade across the main line of the Northwestern Pacific Railroad Company in the City of Rohnert Park.

Public hearing was held before Examiner Porter in Rohnert Park on June 15 and 16, 1966. On the latter date applicant requested a continuance in order that interested parties could confer in an attempt to resolve their differences.

By stipulation filed June 21, 1967, and letters dated July 7, 1967 and July 12, 1967, the City of Rohnert Park and the Northwestern Pacific Railroad Company have entered into an agreement compromising their differences over the proposed grade crossing. The matter is now ready for decision.

The Commission finds and concludes that the stipulation as amended should not be accepted.

The record points out the need for an east-west road linking the east and west portions of the City of Rohnert Park to be protected by two Standard No. 8 flashing light signals augmented with automatic gate arms.

IT IS ORDERED that:

1. The City of Rohnert Park is hereby authorized to construct Sonoma State College Expressway at grade across a track of Northwestern Pacific Railroad Company in Sonoma County, at the location described in the application to be identified as Crossing No.

5-47.4.

2. Width of crossing shall be not less than forty feet and grades of approach not greater than three percent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Protection shall be by two Standard No. 8 crossing signals (General Order No. 75-B) augmented with automatic gate arms.

3. Applicant shall bear entire expense of construction and installation of automatic protection, also maintenance cost of the crossing outside of lines two feet outside of rails. Northwestern Pacific Railroad Company shall bear maintenance cost of the crossing between such lines. Maintenance costs of the automatic protection shall be borne by the applicant, pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

4. Within thirty days after the 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 San Francisco, California, this 8th day of AUGUST, 1967.

William W. Bennett
President
Augustine
William J. ...
Fred P. Morrissey
Commissioners

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