

ORIGINALDecision No. 73688

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Oakland,
 a municipal corporation, for
 authority and approval of a public
 crossing at grade of a spur track
 extending from the tracks of
 Southern Pacific Company to private
 property situated near the inter-
 section of Fallon and 1st Streets.

Application No. 48561

SECOND SUPPLEMENTAL ORDER

By Decision No. 71907, dated January 24, 1967 in the subject application, the City of Oakland was authorized to construct a crossing at grade of Embarcadero across a spur track of Southern Pacific Company in the City of Oakland, Alameda County, identified as Crossing No. D-7.4-C. One of the conditions of the said decision is that two Standard No. 8 crossing signals (General Order No. 75-B) shall be installed as protection at the track crossing.

By correspondence dated January 8, 1968, applicant alleges that the roadway is now ready for use but that the railroad cannot start installation of the automatic protection ordered by said decision until February 1968. Applicant further requests authority to install two Standard No. 1 crossing signs (General Order No. 75-B) as temporary protection until the automatic protection is installed and placed in operation.

Investigation by the Commission staff reveals that the railroad installing the automatic protection should have said signals in operation by April 30, 1968 provided the necessary material is received on schedule. It appears that the applicant's request should be granted.

Good cause appearing, IT IS ORDERED that Decision No. 71907 is hereby amended to provide that protection at Crossing No. D-7.4-C Embarcadero, shall be by two Standard No. 8 crossing signals (General Order No. 75-B), except that during the interim period extending not

beyond April 30, 1968, the crossing may be opened prior to the installation of such signals with crossing protection consisting of two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material provided that during said interim period no train, engine, motor or car shall be operated over the crossing unless it shall be first brought to a stop and traffic on the highway protected by a member of the train crew or other competent employee acting as flagman. Upon completion and operation of the automatic protection, the interim protection may be removed and the foregoing interim operating restriction shall expire.

In all other respects Decision No. 71907 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 6th day of FEBRUARY, 1968.

President

William L. Bennett

August

William J. ...

Joseph P. ... Commissioners

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