

Decision No. 74097

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the City of Fullerton for an Order authorizing the Construction of an Underpass Grade Crossing in lieu of the Existing Surface Grade Crossing over THE ATCHISON, TOPEKA & SANTA FE RAILWAY COMPANY and the UNION PACIFIC RAILROAD COMPANY tracks at HARBOR BOULEVARD in the City of Fullerton.

Application No. 50090
(Filed March 12, 1968)
(Amended March 20, 1968)

O R D E R

The City of Fullerton is hereby authorized to construct Harbor Boulevard at separated grades under the tracks of The Atchison, Topeka and Santa Fe Railway Company and Union Pacific Railroad Company, at the locations described and in the manner as shown in the application, as amended, to be identified as Crossings Nos. 2-164.9-B and 3Y-17.3-B, respectively.

Grade separations for Harbor Boulevard have been established as Priority No. 8 by Decision No. 73511, dated December 19, 1967, in Case No. 8664, pursuant to Statutes 1957, Chapter 2091, Amended Statutes 1959, Chapter 1763.

Clearances shall be in accordance with the provisions of General Order No. 26-D.

The existing crossings at grade of Harbor Boulevard (Crossings Nos. 2-164.9 and 3Y-17.3) shall be eliminated by the separation structures.

During the period of construction of the separation structures, applicant is further authorized to construct temporary crossings at grade to be identified as Detour Crossings Nos. 2-164.39 and 3Y-17.29.

Construction of each of the temporary crossings shall be equal or superior to Standard No. 2 of General Order No. 72 and of a width of 48 feet with grades of approach not greater than three percent.

The protection at the detour crossing of The Atchison, Topeka and Santa Fe Railway Company shall be by two Standard No. 8 flashing light signals (General Order No. 75-B) supplemented with automatic crossing gates.

The protection at the detour crossing of Union Pacific Railroad Company shall be by two Standard No. 8 flashing light signals (General Order No. 75-B). The crossings shall not be opened to vehicular traffic until such protection has been placed in service.

Upon completion of Crossings Nos. 2-164.9-B and 3Y-17.3-B and their being open to use by the public, Detour Crossings Nos. 2-164.89 and 3Y-17.29 shall be physically abandoned and closed.

Construction and maintenance expenses shall be borne in accordance with terms of an agreement to be entered into between the parties relative thereto and a copy of said agreement, together with plans approved by The Atchison, Topeka and Santa Fe Railway Company and Union Pacific Railroad Company shall be filed with the Commission prior to commencement of construction. Should the parties fail to agree, the Commission will apportion the costs of construction and maintenance by further order.

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 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 at San Francisco, California, this 14th day of MAY, 1968.

[Signature]
President
[Signature]
Attorney
[Signature]
William J. Lyons
[Signature]
Fred P. Monassey
Commissioners