

ORIGINAL

Decision No. 75552

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the CITY OF ONTARIO)	
for an order authorizing construction)	
of a crossing at separated grades)	
between Mountain Avenue and the)	Application No. 50525
tracks of the Southern Pacific)	(Filed September 3, 1968)
Company and the Union Pacific Rail-)	
road Company, sometimes referred)	
to as the "Mountain Avenue Overhead")	

O R D E R

The City of Ontario is hereby authorized to construct a crossing at separated grades of Mountain Avenue over the tracks of the Southern Pacific Company and the Union Pacific Railroad Company in Ontario, San Bernardino County at the location and substantially as shown by plans (Exhibit B) attached to the application, to be identified as Crossing Nos. B-519.0-A and 3-36.6-A, respectively. Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and copy of said agreement, together with plans of said crossing, approved by the Southern Pacific Company and the Union Pacific Railroad Company, shall be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Clearances shall be in accordance with General Order 26-D, except that during the period of construction a clearance of not less than 21' 0" above top of rail of the Southern Pacific Company and 20' 6" above the Union Pacific Railroad Company is authorized and

the railroads are authorized to operate with such reduced overhead clearances provided it issues, and files with the Commission, appropriate bulletins to train and engine crews advising them of the temporarily impaired clearance conditions and forbidding trainmen to ride on the tops of cars while operating beneath the structures.

Applicant shall notify the Commission and the railroads at least 15 days but not more than 30 days in advance of the date when the temporary impaired clearances will be created.

Upon completion of the separation structure and its being opened to public use, applicant shall physically close Crossing Nos. B-519.0 and 3-36.6.

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 conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 15th day of APRIL, 1969.

William J. ...
 President

Augustin ...

Richard P. ...

W. H. ...

Blair ...
 Commissioners