

ORIGINAL

Decision No. 76140

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California Department of Public Works for an order authorizing the widening of two existing grade crossings whereby Crossing No. 6C-27.49 of the Southern Pacific Company and Crossing No. 3Y-11.2 of the Union Pacific Railroad Company will cross over State Route 90 between Harbor Boulevard and Carbon Canyon Drive in Orange County.

Application No. 51038
(Filed April 28, 1969)
(Amended May 5, 1969)

INTERIM ORDER

State of California Department of Public Works in connection with the widening and improvement of Imperial Highway State Route 90 between Harbor Boulevard and Carbon Canyon Drive in Orange County is hereby authorized to widen the crossings of Southern Pacific Company's Yorba Linda Branch (Crossing No. BBJ-510.33, formerly No. 6C-27.49) and Union Pacific Railroad Company's Anaheim Branch (Crossing No. 3Y-11.2) as described and substantially as shown on Exhibits "A" and "B" attached to the application, as amended. Construction at each crossing shall be equal or superior to Standard No. 2 of General Order No. 72. Protection at each crossing shall be by four Standard No. 8 flashing light signals (General Order No. 75-B) augmented with automatic gate arms. Backlights may be omitted from the signals to be mounted on the center medians. Such protection shall be placed in service before the alteration work is completed and the crossings are fully opened to vehicular traffic. No obstructions shall be placed near the flashing light signals during construction which will impair the motorists' view.

Construction expense of the crossings and installation expense of the automatic crossing protection at each crossing shall be borne in accordance with an agreement entered into between the

parties or, if they fail to agree, by further order of the Commission. Maintenance cost of each crossing outside of lines two feet outside of rails shall be borne by applicant. Southern Pacific Company and Union Pacific Railroad Company shall bear maintenance cost of the crossing between such lines on each railroad.

Maintenance cost of the automatic protection to be installed at the Union Pacific Railroad Company's Crossing No. 3Y-11.2 shall be divided between the applicant and the railroad pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

The applicant and Southern Pacific Company are not in agreement as to sharing or apportionment of the maintenance cost of automatic signal protection to be provided at Crossing No. BBJ-510.33, formerly No. 6C-27.49, upon exercise of the authority granted herein and have agreed that maintenance cost not otherwise provided herein be apportioned by further order of the Commission.

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 two 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.

Early authorization has been sought since the project is now under construction. Therefore, the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 10th day of SEPTEMBER, 1969.

William J. Symons, Jr.
President

Augustin

J. Burkhardt

Veron L. Stinson
Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.