

Decision No. 79775

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation for the purpose of establishing a list for the year 1972 of existing and proposed railroad grade crossings of the city streets or county roads most urgently in need of separation, or existing separations in need of alteration or reconstruction as contemplated by Section 189 of the Streets and Highways Code.

Case No. 9257

ORDER REOPENING CASE NO. 9257 FOR LIMITED PURPOSE  
AND DENYING PETITIONS FOR REHEARING OF  
DECISION NO. 79466

The City of Fremont, City of Anaheim, and City of El Monte having separately and individually filed petitions for rehearing of Decision No. 79466, the Commission having considered each and every allegation therein and being of the opinion that good cause for rehearing of Decision No. 79466 has not been made to appear, but being also of the opinion that good cause has been made to appear for reopening Case No. 9257 for the limited purpose of accepting nominations of "proposed" crossings which qualify under Chapter 1602, California Statutes, 1971 (Assembly Bill 1587), but did not qualify under Streets and Highways Code Sections 189, et seq. prior to enactment of this new legislation,

IT IS ORDERED that Case No. 9257 is reopened.

IT IS FURTHER ORDERED that the 1972 priority list as set forth in Decision No. 79466 will not be modified except to the extent that any nominations which are favorably acted upon will receive a place below any crossing presently on said list.

IT IS FURTHER ORDERED that the individual petitions for rehearing of Decision No. 79466 filed by the City of Fremont, the City of Anaheim, and the City of El Monte are hereby denied.

NOTICE IS HEREBY GIVEN that the matter is set for hearing before Commissioner Vukasin and/or Examiner Daly for Thursday, the 30th day of March, 1972, at 10 a.m. in the Commission Courtroom, State Building, 350 McAllister Street, San Francisco, California, at which time and place all interested parties may appear and be heard.

The Secretary is directed to cause a certified copy of this order to be served forthwith upon each of the following:

Each city, county, and city and county in which there is a proposed or existing railroad grade crossing or existing separation structure;

Each railroad corporation;

California Department of Public Works;

California Highway Commission;

Greater Bakersfield Separation of Grade District;

League of California Cities;

County Supervisors Association.

Any city, county, city and county or such district or any railroad corporation desiring to have a particular "proposed" crossing or crossings considered as a possibility for inclusion in the Fifteenth annual list (1972) established pursuant to Section 189 of the Streets and Highways Code, should send to the Commission, by March 24, 1972, the original and three copies of a letter request for such consideration, setting forth the following information as to each such crossing:

For "Proposed" Crossings at Grade

1. Identification of proposed crossing, including name of street or road and name of railroad.
2. Projected Traffic Demand.

3. Number of train movements for one typical day segregated by type, i.e., passenger, through freight, or switching.
4. Type of separation proposed (overpass or underpass).
5. Preliminary cost estimate of project.
6. Statement as to the amount of money available for construction of the project.
7. Statement as to need for the proposed improvement.

Dated at San Francisco, California, this 25<sup>th</sup>  
day of FEBRUARY, 1972.

Chairman

William J. Lyons Jr.

Vernon L. Sturgeon

Thomas Moran  
Commissioners

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Richard J. Cherman

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