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ORIGINAL

Decision No. 80204

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
THE WESTERN PACIFIC RAILROAD COMPANY)
for authority to construct a spur)
track at grade across South)
7th Street in the City of San Jose,)
County of Santa Clara, State of)
California.)

Application No. 53311
(Filed May 5, 1972)

O R D E R

The Western Pacific Railroad Company is hereby authorized to construct a spur track at grade across 7th Street in San Jose in the County of Santa Clara at the location and substantially as shown by plans attached to the application, to be identified as Crossing No. 4G-20.18-C.

Construction of the rail crossing shall be equal or superior to Standard No. 2 of General Order No. 72-A with tops of rails flush with finished roadway.

Width of crossing construction measured at right angles to the street shall be not less than 40 feet. Finished grades of approach shall conform to the existing roadway.

Clearances, including any curbs, shall conform to General Order No. 26-D. Walkways shall conform to General Order No. 118 in that the transition slope between walkways required under General Order No. 118 and top of roadway shall provide a reasonable regular surface with gradual slope not to exceed one inch vertical to eight inches horizontal in all directions of approach.

Protection, governed by General Order No. 75-B, at the crossing shall be two Standard No. 1 signs reflectorized with reflex-reflective sheet material.

No train, engine, motor or car shall be operated over said 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 of the railroad acting as flagman. Suitable signs

calling attention of trainmen to the above restriction shall be erected at each end of the crossing. The railroad shall issue written instruction for crews operating over this crossing to comply with this order.

Construction expense of the crossing shall be borne by the applicant.

Maintenance cost of the crossing within lines two feet outside of rails shall be borne by the applicant.

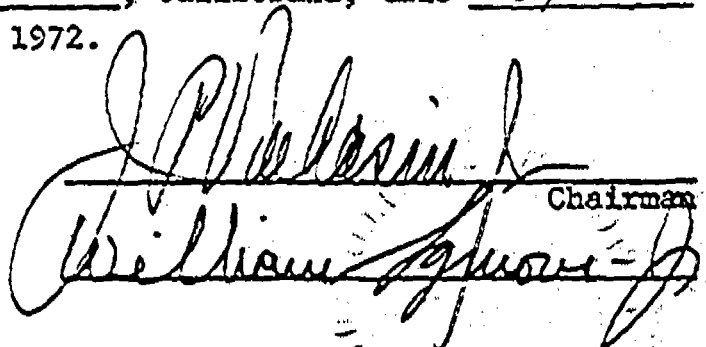
No train, engine or car shall be operated over the crossing until the protection ordered herein is installed and operative. No obstruction shall remain or be placed near the crossing which will impair the motorists' view of the signs.

Within thirty (30) days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within one year unless time be extended or if conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require.

Applicant alleges that one of the industries to be served has an immediate and extensive need for rail service.

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

Dated at San Francisco, California, this 27th
day of JUNE, 1972.


Chairman




Commissioners

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