

Decision No. 80265

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
SOUTHERN PACIFIC TRANSPORTATION COMPANY }
for an order authorizing the con- }
struction at grade of an industrial }
spur track in, upon and across West }
Cordelia Road in the City of Cordelia, }
County of Solano, State of California. }

Application No. 52857
(Filed September 13, 1971)

Harold S. Lentz, Attorney at Law, for
Southern Pacific Transportation Company,
applicant.

F. R. Henrekin, for County of Solano,
interested party.

Walter H. Kessenick, Attorney at Law, and
Kenneth G. Soderlund, for the Commission
staff.

O P I N I O N

By this application, Southern Pacific Transportation Company (S.P.) seeks authority to construct an industrial spur across West Cordelia Road at Cordelia, Solano County.

Public hearing was held before Examiner O'Leary at Fairfield on April 12, 1972 at which time the matter was submitted subject to the filing of the transcript which was filed May 8, 1972.

The industrial spur for which S.P. herein seeks authority would serve Corda Distributing Company (Corda), a beer distributor. The president of Corda testified that he expected to receive approximately one carload of beer per week. No beer will be shipped from Corda in rail cars. No one objects to the construction of the proposed spur track; however, S.P. and the staff disagree as to the

type of protection that should be installed. The staff recommends the installation of Standard No. 8 flashing light signals. S.P. does not believe automatic protection is warranted.

The track from which the proposed spur track will depart runs parallel to West Cordelia Road, approximately seventy-five feet to the south. The spur track will cross West Cordelia Road on a 45-degree angle.

Traffic counts were taken by S.P. (Exhibit 6) and the staff (Exhibit 8). The count taken by S.P. covered a 24-hour period during the spring of 1971. It shows that 108 vehicles traversed the location of the proposed crossing. The count taken by the staff was for a 72-hour period during the spring of 1972. It shows that a total of 631 vehicles traversed the location of the proposed crossing, an average of 210 vehicles per 24-hour period.

Based upon the evidence adduced the Commission finds that:

1. Public convenience and necessity require that applicant be authorized to construct the proposed spur track.

2. The track from which the proposed spur track will depart runs parallel to West Cordelia Road approximately 75 feet to the south.

3. An average of 210 vehicles traversed the location of the proposed crossing during a twenty-four hour period during the spring of 1972.

4. The proposed spur track will cross West Cordelia Road on a 45-degree angle.

5. Because of the proximity of the main line to West Cordelia Road, it would be difficult for motorists to ascertain whether a train was on the main line or on the proposed spur track before reaching West Cordelia Road.

6. Traffic and other safety conditions require the installation of two Standard No. 8 flashing light signals.

Based upon the above findings the Commission concludes that the application should be granted as set forth in the ensuing order.

O R D E R

IT IS ORDERED that:

1. Southern Pacific Transportation Company is hereby authorized to construct a spur track at grade across West Cordelia Road at Cordelia, County of Solano, at the location to be identified as Crossing No. AA-54.8-C. Construction of the 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 shall be 30 feet and grades of approach not greater than one percent as shown on the plan attached to the application. Protection shall be by two Standard No. 8 flashing light signals. No obstructions shall remain or be placed near the crossing which will impair the motorists' view of the signs.
2. Applicant shall bear entire construction and maintenance expenses of the crossing and installation and maintenance of protection.
3. Clearances shall conform to General Order No. 26-D. Within the area of the grade crossing construction, walkways for a distance of 6 feet from the rail on both sides of the track shall provide a reasonable regular surface with gradual slope not to exceed 1 inch vertical to 8 inch horizontal in all directions of approach in accordance with the provisions of General Order No. 118.

4. 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 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.

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

Dated at Los Angeles, California, this 18th day of JULY, 1972.

Vernon L. Sturgeon
President
William J. Lyons, Jr.
William J. Lyons, Jr.
John W. Lyons
Ed. J. Lyons
Commissioners