

Decision No. 80333**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 construction
 at grade of two industrial drill tracks
 and one industrial spur track in, upon
 and across Cabot Boulevard in the City of
 Hayward, County of Alameda, State of
 California.

Application No. 53420
 (Filed June 22, 1972)

O R D E R

Southern Pacific Transportation Company is hereby authorized to construct a drill track and a spur track at grade across Cabot Boulevard to be identified as Crossing No. L-20.99-C, and an additional drill track at grade across Cabot Boulevard, approximately 1,100 feet southerly of Crossing No. L-20.99-C, to be identified as Crossing No. L-21.44-C, in the City of Hayward, County of Alameda, at the locations and substantially as shown by plans attached to the application. Crossing No. L-21.44-C is proposed for construction at this time for convenience of applicant but will not be opened for use until appropriate improvements are made to Cabot Boulevard.

Construction of the rail crossings shall be equal or superior to Standard No. 1 of General Order No. 72-A without super-elevation and with tops of rails flush with finished roadway.

Width of crossings measured at right angles to the street shall conform to the existing graded roadway, including sidewalks. Finished grades of approach shall be not greater than four percent within 100 feet of tracks as shown on the plans attached to the application.

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 and regular surface with gradual slope not to exceed one inch vertical to eight inches horizontal in all directions of approach.

Construction expense of the crossings and installation of automatic protection shall be borne by the applicant. Maintenance costs of the automatic protection and maintenance costs of the crossings within lines two feet outside of rails shall be borne by the applicant.

Applicant alleges that Cabot Boulevard is not at present open to public use and travel at the location of proposed Crossing No. L-21.44-C, and will not be opened until such time as applicant requests, and the Commission issues, a further order. This order is not to be deemed authority for such opening.

Protection, governed by General Order No. 75-B, at each crossing shall be two Standard No. 3 flashing light signals supplemented with additional flashing light signals on cantilever arms.

Applicant alleges that the industries to be served have an immediate and extensive need for rail service. Until such time as labor and materials are available for installation of automatic protection at Crossing No. L-20.99-C, applicant proposes to flag the crossing and install two Standard No. 1 crossing signs.

Applicant is authorized, for a period not to exceed 180 days from the effective date of this order, to operate trains, engines or cars over Crossing No. L-20.99-C, provided they shall first be brought to a stop and the traffic on the highway protected by a member of the train crew or other competent employee of applicant acting as a flagman, and provided said crossing is protected by two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material.

Crossing No. L-20.99-C shall not be opened to public use until the protection as specified above is installed. No obstruction shall remain or be placed near the crossing which will impair the motorists' view of the signs or signals.

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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 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 San Francisco, California, this 15th
day of AUGUST, 1972.

Vernon L. Sturgeon
President
William Symons Jr.
J. P. Mulrain
Arthur
Commissioners