

Decision No. 80598**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Oakland,
 a municipal corporation, acting by
 and through its Board of Port
 Commissioners, for permission to
 construct certain crossings at grade
 on Seventh Street and on Terminal
 Street, across spur tracks of the
 Port of Oakland, at the Port of
 Oakland Seventh Street Marine Terminal,
 in the City of Oakland.

Application No. 53133
 (Filed February 9, 1972)

ORDER

The City of Oakland is hereby authorized to construct Seventh Street at grade across spur tracks at three locations in the Port of Oakland at the Seventh Street Marine Terminal in the City of Oakland, Alameda County. The spur tracks are owned by the Port of Oakland and are operated over by the Southern Pacific Transportation Company and The Oakland Terminal Railway. The three locations are substantially as shown by plans attached to the application and are to be identified and protected as follows:

<u>Number</u>	<u>Name</u>	<u>Protection - (General Order No. 75-B)</u>
A-3.36-C	Seventh Street across three spur tracks serving Berths "G", "H" and "O" areas.	Three Standard No. 8 flashing light crossing signals, two of which shall be supplemented with additional flashing light signals on cantilever arms.
A-3.53-C	Seventh Street across two spur tracks serving Matson Container Freight Station.	Three Standard No. 8 flashing light crossing signals, two of which shall be supplemented with additional flashing light signals on cantilever arms.
A-3.78-C	Seventh Street across spur track serving Matson Wharf.	Two Standard No. 8 flashing light crossing signals supplemented with additional flashing light signals on cantilever arms.

Width of each crossing and grades of approach shall be as shown on plans attached to the application. Construction shall be equal or superior to Standard No. 2 of General Order No. 72-A.

For a period of 180 days from the date hereof, protection at each of the aforementioned crossings may be by two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material and the movement of any car, engine or train over any of the said crossings shall be protected by a member of the train crew acting as flagman.

Construction and maintenance cost at each of the aforementioned crossings including the requisite crossing protection shall be borne by applicant pursuant to the provisions of Public Utilities Code Section 1202.2.

Applicant has requested that the proposed crossings be declared exempt from the provisions of Section 22452 of the California Vehicle Code. The subject crossings will be considered for exempt status under the provisions of Decision No. 58885 dated August 18, 1959 in Case No. 5979 and if exempt status is found to be advisable they will be declared exempt by further order in said Case No. 5979.

Clearances, including any curbs, shall conform to General Order No. 26-D. Walkways shall conform to General Order No. 118 in that the transitional 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.

The railroads which operate trains on the Port of Oakland Authority tracks and the applicant are in agreement to exclude Crossing No. A-4.01-C, the westerly extension of Terminal Street, from consideration in this application since the track is part of a larger crossing complex. The request for permission to construct this crossing will be the subject of a future filing.

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. Authority may be revoked or modified if public convenience, necessity, or safety so require. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 11th day of OCTOBER, 1972.

Vernon L. Sturgeon
President
William J. Lyons
D. W. Holmes
Paul H. ...
Commissioners

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.