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Decision No. 80938

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the CITY OF HAYWARD to improve an)
existing street across a railroad of)
the Southern Pacific Railroad Company)
at W. Winton Avenue, Hayward as a part)
of the Improvement of W. Winton Ave.)

Application No. 53220
(Filed March 22, 1972)
(Amended June 16, 1972)

O R D E R

The City of Hayward is hereby authorized to reconstruct West Winton Avenue at grade across the tracks of the Southern Pacific Transportation Company in the City of Hayward in the County of Alameda at the location and substantially as shown by amended plans (Exhibit C) attached to the application, and identified as Crossing No. L-20.2.

Width of the crossing shall be not less than 72 feet and grades of approach as shown on plans attached to the application. Construction shall be equal or superior to Standard No. 2 of General Order No. 72-A.

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 1" vertical to 3" horizontal in all directions of approach.

Protection shall be four Standard No. 8 flashing light crossing signals (General Order No. 75-B) augmented with automatic gate arms and two of which shall also be supplemented with additional flashing light signals on cantilever arms.

The widened portion of the crossing shall not be opened to public use until the protection ordered herein is installed and operative. No obstruction shall remain or be placed near the crossing which will impair a motorist's view of the signals.

Construction expense of the crossing shall be borne by the applicant. Installation cost of automatic crossing protection shall be divided equally between the applicant and the railroad.

Maintenance cost of the crossing outside of lines two feet outside of rails shall be borne by the applicant. The Southern Pacific Transportation Company shall bear maintenance cost of the crossing between such lines. Maintenance costs of the automatic protection shall be divided equally between the applicant and the railroad pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

In the event Federal funds are used for this project, apportionment of cost to the railroad shall be the amount : called for by applicable Federal law and regulations and provisions of this decision apportioning cost to the railroad should not be applicable to the extent that apportionment of such cost is : the subject of Federal law and regulations.

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 the 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 twenty days after the date hereof.

Dated at San Francisco, California, this 9th day of JANUARY, 1973.

Verne A. Sturgeon
President

William Symons, Jr.
Commissioners

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.