

ORIGINALDecision No. 81606

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Petition of the
County of Fresno for an Order direct-
ing the relocation of a railroad
crossing by The Atchison, Topeka and
Santa Fe Railway Company and the
Southern Pacific Transportation
Company, together with the in-
stallation of grade crossing pro-
tection devices at the Manning Avenue
Crossings Nos. BC-228.9 and 2V-49.8 in
the County of Fresno, State of
California.

Application No. 53270
(Filed April 17, 1972)

O P I N I O N

The County of Fresno requests authority to relocate Manning Avenue across the tracks of The Atchison, Topeka and Santa Fe Railway Company and the Southern Pacific Transportation Company near Reedley. Notice of the application was published in the Commission's Daily Calendar on April 18, 1972. No protests have been received. A public hearing is not necessary.

FINDINGS AND CONCLUSIONS

1. The request is in the public interest and should be granted.
2. The County of Fresno should be authorized to relocate Manning Avenue across the tracks of The Atchison, Topeka and Santa Fe Railway Company and the Southern Pacific Transportation Company, to be identified as Crossing No. 2V-49.6.
3. The Southern Pacific Transportation Company has filed for authority with the Interstate Commerce Commission to abandon its trackage from a point west of Kings River to a point east of Manning Avenue relocation. This abandonment will eliminate the Southern Pacific Transportation Company's crossing of Manning Avenue (No. BC-228.9).

4. The crossing should be protected by four Standard No. 9 gate signals (General Order No. 75-C).
5. The width of crossing should be not less than 36 feet and the grades of approach as shown on plans attached to the application. Construction should be equal or superior to Standard No. 2 of General Order No. 72-A.
6. Clearances, including any curbs, should conform to General Order No. 26-D. Walkways should conform to General Order No. 113.
7. The new crossing should not be opened to public use until the protection herein is installed and operative. No obstruction should remain or be placed near the crossing which will impair the motorists' view of the signals.
8. Construction expense of the crossing and installation of automatic protection should be borne in accordance with an agreement entered into between the parties or, if they fail to agree, by further order of the Commission.
9. Maintenance cost of the crossing outside of lines two feet outside of rails should be borne by the applicant. The Atchison, Topeka and Santa Fe Railway Company should bear maintenance cost of the crossing between such lines. Maintenance costs of the automatic protection should be divided equally between the applicant and The Atchison, Topeka and Santa Fe Railway Company, pursuant to the provisions of Section 1202.2 of the Public Utilities Code.
10. Upon completion, the existing grade crossings of Manning Avenue across The Atchison, Topeka and Santa Fe Railway Company (Crossing No. 2V-49.3) and the Southern Pacific Transportation Company (Crossing No. BC-228.9), located westerly of the proposed crossing, should be abandoned and physically closed.

11. In the event the railroad's application to abandon its trackage is denied, then the authority to re-locate Manning Avenue over the Southern Pacific Transportation Company's additional tracks should be by further order of the Commission.
12. It can be seen with reasonable certainty that this project will not have a significant effect on the environment.

O R D E R


IT IS ORDERED that:

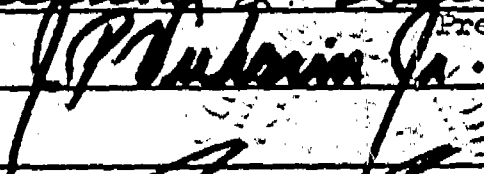
The application is granted on the findings and conclusions set forth above.

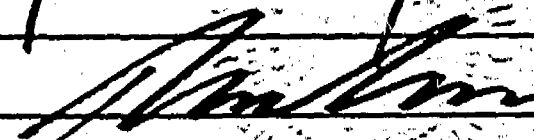
Within thirty days after completion, pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within two years unless the time be extended or if above conditions are not complied with. Authorization may be revoked or modified if public 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 17th day of JULY, 1973.









Commissioners

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