

Decision No. 82638

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own motion into the status, safety, maintenance, use and protection or closing of grade crossings over SOUTHERN PACIFIC TRANSPORTATION COMPANY'S Coast Line in the City of Santa Barbara.

Case No. 9092

FINAL ORDER

In Decision No. 80830 dated December 12, 1972 in Case No. 9092 (Rehearing Denied and Order Modified by Decision No. 81037 dated February 14, 1973) the Commission concluded, among other things, that:

- "4. Other cost allocation questions should be deferred to allow possible settlement between the parties.
- "5. The questions of whether modifications in street construction at Montecito and Milpas Streets should be undertaken to reduce crossing protection costs should be deferred for possible settlement by the parties."

Southern Pacific has informed the Commission that crossing protection at Montecito and Milpas Streets has been installed to the satisfaction of the parties and that the parties have agreed that the cost allocation questions concerning the installation of automatic crossing protection at the five crossings ordered to be improved in Decision No. 80830 shall be apportioned 50 percent to the city of Santa Barbara and 50 percent to the Southern Pacific.

The Commission finds that maintenance costs of the crossings outside of lines two feet outside of rails should be borne by the city of Santa Barbara. Maintenance costs of the crossings between such lines should be borne by the Southern Pacific Transportation Company. Maintenance costs and installation costs of

the automatic protection should be divided 50 percent to the city of Santa Barbara and 50 percent to the Southern Pacific Transportation Company.

IT IS ORDERED that maintenance costs of the crossings outside of lines two feet outside of rails shall be borne by the city of Santa Barbara. Maintenance costs of the crossings between such lines shall be borne by the Southern Pacific Transportation Company. Maintenance costs and installation costs of the automatic protection installed at the five crossings shall be divided 50 percent to the city of Santa Barbara and 50 percent to the Southern Pacific Transportation Company pursuant to the provisions of Public Utilities Code Section 1202.2.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 26th day of MARCH, 1974.

James L. Stevenson
President
William J. Guss
[Signature]
[Signature]
Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.