

ORIGINAL

Decision No. 83885

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
MODESTO INTERURBAN RAILWAY, a)	
corporation, to construct a standard)	Application No. 55203
gauge railroad track at grade across)	(Filed September 25, 1974)
McClure Avenue, in the County of)	
Stanislaus, State of California.)	

O P I N I O N

Modesto Interurban Railway requests authority to construct an industrial spur track at grade across McClure Avenue near Modesto, County of Stanislaus.

Notice of the application was published in the Commission's Daily Calendar on September 26, 1974. No protests have been received. A public hearing is not necessary.

F I N D I N G S

After consideration, the Commission finds:

1. Applicant should be authorized to construct an industrial spur track at grade across McClure Avenue near Modesto, County of Stanislaus, at the location and substantially as shown by plans attached to the application.
2. The Commission finds with reasonable certainty that this project will not have a significant effect on the environment.
3. Construction costs of the crossing should be borne by the applicant.
4. Dimensions, configurations, clearances and walkways should be substantially in accordance with the plans set forth in the application and comply with applicable rules and general orders of the Commission.

C O N C L U S I O N S

On the basis of the foregoing findings, we conclude that the application should be granted as set forth in the following order:

O R D E R

IT IS ORDERED that:

1. Modesto Interurban Railway is authorized to construct an industrial spur track at grade across McClure Avenue near Modesto, County of Stanislaus, at the location and substantially as shown by plans attached to the application, to be identified as Crossing No. 28-4.68-C.
2. Protection at the crossing shall be two Standard No. 1-R signs (General Order No. 75-C).
3. Construction of the crossing shall be equal or superior to Standard No. 1 (General Order No. 72-B).
4. Width of the crossing shall be not less than 24 feet and grades of approach not greater than two percent.
5. Clearances shall conform to General Order No. 26-D. Walkways shall conform to General Order No. 118.
6. Construction expense of the crossing shall be borne by the applicant.
7. Maintenance of the crossing shall be in accordance with General Order No. 72-B.
8. 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 the above conditions are

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not complied with. This 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
30th day of DECEMBER, 1974.

Vernon L. Sturgeon
President

William Symon Jr.

Thomas Moran

Ed DeLo

Robert E. McDavid
Commissioners