

Decision No. 85304

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of
SOUTHERN PACIFIC TRANSPORTATION COMPANY
for an order authorizing the construction
at grade of an industrial spur track in,
upon, along or across Colorado Avenue in
The City of Helm, County of Fresno, State
of California.

Application No. 55346
(Filed November 26, 1974)

O P I N I O N

By Decision No. 83945 dated December 30, 1974, Southern Pacific Transportation Company was authorized to construct an industrial spur track, at grade, across Colorado Road, at Helm, County of Fresno (County), identified as Crossing No. BAC-197.30-C. The new crossing is near an existing crossing of Colorado Road, No. BAC-197.6-C, which serves the same industry as the new crossing. The County proposed that the existing crossing have the same level of protection as the new crossing, and a time limit for crossing blockage was proposed. Ordering Paragraph 9 of Decision No. 83945 provided: "The issues of the crossing protection of Southern Pacific Transportation Company's spur crossing of Colorado Road, BAC-197.6-C, and the crossing blockage time limit shall be decided at a place and time to be set at a later date of which all interested parties shall be notified by the Secretary of the Commission."

A petition for rehearing was filed by the County on January 13, 1975, wherein it was alleged that the protection level of both crossings should be considered at the same hearing. The issue of crossing blockage time was not raised. The petition for rehearing was denied by Decision No. 84091 dated February 11, 1975.

By letter dated November 7, 1975, the County requested that the proceedings to consider the level of protection at Crossing No. BAC-197.6-C be terminated, as all interested parties have resolved their differences.

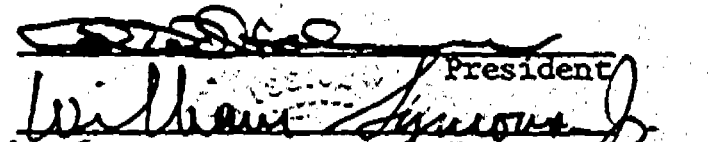
After consideration it is concluded that Decision No. 83945 should be amended by deleting Ordering Paragraph 9.

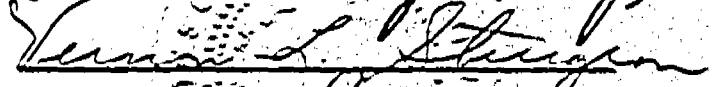
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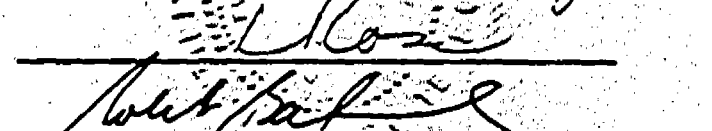
IT IS ORDERED that Ordering Paragraph 9 of Decision No. 83945 is canceled. In all other respects, Decision No. 83945 shall remain in full force and effect.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 6th day of JANUARY, 1976.



President


L. L. Stinson


Commissioners