

Decision 88 08 051 AUG 24 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )	
the County of Riverside to construct )	
county road across the tracks of the )	Application 87-07-028
Union Pacific Railroad at Camino Real )	(Filed July 20, 1987
in the Jurupa area. )	Amended September 8, 1987
	2nd Amendment June 3, 1988)

SUPPLEMENTAL OPINION

By Decision (D.) 88-02-055, dated February 24, 1988, the County of Riverside (County) was authorized to construct Camino Real at grade across the Union Pacific Railroad Company's (UP) Crestmore spur track in the Jurupa area of Riverside County.

County filed an Amendment to Application (A.) 87-07-028 on June 3, 1988, requesting that D. 88-02-055 be modified to permit U.P. to operate over the crossing at Camino Real with interim crossing protection of two Standard No.1-R Crossing Signs and flagging the crossing. County states that it has been advised by the railroad that the automatic crossing signals will not be delivered from suppliers back east within a six month to one year time period.

The County by letter dated May 29, 1988 attached to the amendment of the application, also states that because this crossing will provide primary fire and emergency access to the Indian Hills Community, that Camino Real crossing should be permitted to open as soon as possible with interim protection, pending installation of the required automatic protection devices.

By letter dated July 12, 1988, UP indicated that it has no objection to County's request.

Findings of Fact

1. County requests authority under Public Utilities Code Sections 1201-1205 to open Camino Real at grade across UP's tracks using interim protection in the Jurupa area of Riverside County.
2. Modification of D.88-02-055 is required to provide immediate primary fire and emergency access to the partially developed residential project in the Indian Hills Community.
3. Public convenience and necessity require opening of the crossing.
4. Pending installation of the automatic protection required by D.88-02-055, the requirements of public safety at the crossing may be met by the installation of two Standard No. 1-R crossing signs (General Order (GO) 75-C) and flagging of the crossing.

Conclusions of Law

1. County's request to modify D.88-02-055 should be granted as set forth in the following order.
2. The usual 30-day effective date on an order should be waived as the Indian Hills Community has an immediate need for fire and emergency services.

SUPPLEMENTAL ORDER

IT IS ORDERED that:

1. D.88-02-055 is modified for a period not to exceed one year from the date of this order.
2. Protection at the crossing may be two Standard No. 1-R crossing signs (GO 75-C). No on-rail vehicle shall operate over the crossing unless it is first brought to a stop and traffic on the street protected by a member of the crew, or other competent employee of the railroad, acting as flagman. The flagman shall place a minimum of two fusees on each side of the track prior to entry of the on-rail vehicle into the crossing.

3. Written instructions shall be issued by the railroad to trainmen, operating over the crossing, to comply with the flagging instructions. A copy of the instructions shall be filed with the Commission within 30 days after installation of the crossing. Suitable signs shall be installed on both sides of Camino Real calling the attention of trainmen to the flagging instructions. The flagging procedures shall remain in full force until the required automatic protection is installed and operative.

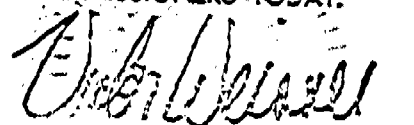
4. In all other respects, D.88-02-055 shall remain in full force and effect.

This order is effective today.

Dated AUG 24 1988, at San Francisco, California

STANLEY W. HULETT  
President  
DONALD VIAL  
FREDERICK R. DUDA  
C. MITCHELL WILK  
JOHN B. OHANIAN  
Commissioners

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS TODAY.

  
Victor Weiss, Executive Director