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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the City of Alameda to relocate a)
City street across the right of way)
of the Southern Pacific Transpor-)
tation Company at Work Street)
(Marina Village Parkway) in the City)
of Alameda.)

ORIGINAL
Application 84-05-034
(Petition for Modification
filed December 20, 1991)

ORDER MODIFYING DECISION 84-08-101

By Decision (D.) 84-08-101, dated August 1, 1984, in Application (A.) 84-05-034, the Commission authorized the City of Alameda (City) to relocate the existing Work Street grade crossing as Marina Village Parkway across Southern Pacific Transportation Company's (SPT) tracks in Alameda, Alameda County.

City filed a Petition for Modification of D.84-08-101 on December 20, 1991, requesting that D.84-08-101 be modified to allow the Work Street crossing to remain as a private crossing and not be removed.

Work Street was established on a public access easement granted by SPT to the City. If this roadway is abandoned and the crossing removed, the easement will revert to SPT, cutting off access to that parcel described as Alameda County Assessor's Parcel No. 74-906-10. This lot, just east of the track at the end of Work Street, will then be landlocked and inaccessible.

It is proposed to allow this crossing to remain as a private crossing, since it provides the only nonrevocable, permanent access to this parcel. Two Standard No. 1-C private crossing signs, installed one on each side of the crossing, are proposed as protection at this location.

The Commission's Safety Division Traffic Engineering staff has inspected the project site. After reviewing the need for

and safety implications of City's request, the staff recommends that the requested modifications be granted.

Findings of Fact

1. Notice of the Petition for Modification of D.84-08-101 was published in the Commission's Daily Calendar on January 7, 1992. No protests have been received.
2. City requests authority under Public Utilities Code Sections 1201-1205 to allow the existing Work Street grade crossing to remain open as a private crossing after the opening of the Marina Village Parkway grade crossing.
3. Public convenience and necessity require the modification of D.84-08-101 to permit adequate access to that parcel described as Alameda County Assessors Parcel No. 74-906-10.

Conclusions of Law

1. The petition for modification is uncontested, and a public hearing is not necessary.
2. City's request to modify D.84-08-101 should be granted as set forth in the following order.

IT IS ORDERED that Decision (D.) 84-08-101 shall be modified as follows:

1. Ordering Paragraph 10 is modified as follows to delete reference to closing and physically removing the Work Street grade crossing:
 10. Upon completion of the relocated crossing and its opening to vehicular traffic, the Work Street crossing, Crossing D.13.52-C, shall cease as a public crossing, but may remain as a private crossing to serve that parcel described as Alameda County Assessor's Parcel No. 74-906-10.

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2. In all other respects D.84-08-101 shall remain in full force and effect.

This order becomes effective 30 days from today.

Dated JUL 01 1992, at San Francisco, California.

DANIEL Wm. FESSLER
President
JOHN B. OHANIAN
PATRICIA M. ECKERT
NORMAN D. SHUMWAY
Commissioners

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


NEAL J. SHULMAN, Executive Director
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