

82 11 044

Decision _____ Nov. 2, 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Rich-)
 mond, a Municipal Corporation, to)
 modify existing Order Number)
 D.82-09-094 for an at-grade)
 crossing of South 23rd Street)
 North of Marina Boulevard across)
 the relocated Point Isabel lead)
 track of the Atchison, Topeka and)
 Santa Fe Railway Company in the)
 City of Richmond, Contra Costa)
 County.)

Application 83-08-54
 (Filed August 18, 1983)

Application of the City of Rich-)
 mond, a Municipal Corporation, for)
 an order authorizing an at-grade)
 crossing of the Intersection of)
 South 23rd Street and Marina)
 Boulevard across the Point Isabel)
 lead track of the Atchison, Topeka)
 and Santa Fe Railway Company in)
 the City of Richmond, Contra Costa)
 County.)

Application 82-03-55
 (Filed March 12, 1982)

ORDER MODIFYING DECISION 82-09-094

By Decision (D.) 82-09-094 dated September 22, 1982, in Application 82-03-55, the City of Richmond (City) was authorized to construct the intersection of South 23rd Street and Marina Boulevard at grade across The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) Point Isabel lead track in Richmond, Contra Costa County.

On August 18, 1983, City filed Application 83-08-54 which seeks to have the authorized at-grade crossing relocated approximately 200 feet to the north on South 23rd Street. The revised track location will improve safety by reducing the crossing width and moving the crossing out of the Marina Boulevard intersection. AT&SF has no objection to modification of D.82-09-094 to allow relocation of the authorized crossing.

City states that it wishes to provide access to the Marina project at the earliest possible date. It is, therefore, requested that the usual 30-day effective date on an order be waived. We will make our order effective immediately.

Notice of the application was published in the Commission's Daily Calendar on August 24, 1983. No protests have been received. A public hearing is not necessary.

Findings of Fact

1. City requests authority under Public Utilities Code Sections 1201-1205 to have the at-grade crossing authorized under D.82-09-094 relocated approximately 200 feet to the north in Richmond, Contra Costa County.

2. Modification of D.82-09-094 is required to improve safety by reducing the crossing width and moving the crossing out of the Marina Boulevard intersection.

3. Public convenience, necessity and safety require relocation of the proposed crossing.

4. Pending installation of the automatic gate-type signals, the requirements of public safety at the crossing may be met by the installation of two Standard No. 1-R crossing signs (General Order 75-C) and flagging of the crossing.

Conclusions of Law

1. City's request to modify D.82-09-094 should be granted as set forth in the following order.

2. The usual 30-day effective date on an order should be waived as City wishes to provide access to the Marina project at the earliest possible date.

O R D E R

IT IS ORDERED that D.82-09-094 is modified as follows:

1. Ordering Paragraph 1 is modified to read:

1. The City of Richmond (City) is authorized to construct South 23rd Street at grade across The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) Point Isabel lead track in Richmond, Contra Costa County, at the location and substantially as shown by plans attached to Application 83-08-54, to be identified as Crossing 2K-2.2-C.

2. Ordering Paragraph 2 is modified to read:

2. This authorization is limited to construction of the initial two-lane (westerly half) crossing of South 23rd Street at grade across AT&SF's Point Isabel lead track.

3. Ordering Paragraph 5 is modified to read:

5. Protection at the crossing shall be two Standard No. 9 automatic gate-type signals (General Order 75-C).

4. For a period not to exceed one year from the date of this order, protection at the crossing may be two Standard No. 1-R crossing signs (General Order 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.

5. Written instruction 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 South 23rd Street, calling the attention of trainmen to the flagging instructions.

6. In all other respects, D.82-09-094 shall remain in full force and effect.

This order is effective today.

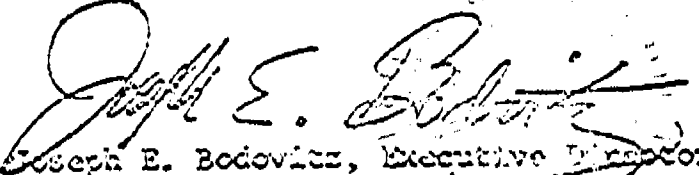
Dated Nov. 2, 1983, at San Francisco, California.

Leonard M. Grimes, Jr
President

VICTOR CALVO
PRISCILLA . GREW
WILLIAM T. BAGLEY,
Commissioners

Commissioner Donald Vial, being necessarily absent, did not participate.

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


Joseph E. Bodovitz, Executive Director

Decision 83 11 044 NOV 2 - 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the City of Richmond, a Municipal Corporation, to modify existing Order Number D.82-09-094 for an at-grade crossing of South 23rd Street North of Marina Boulevard across the relocated Point Isabel lead track of the Atchison, Topeka and Santa Fe Railway Company in the City of Richmond, Contra Costa County.

Application 83-08-54
(Filed August 18, 1983)

Application of the City of Richmond, a Municipal Corporation, for an order authorizing an at-grade crossing of the Intersection of South 23rd Street and Marina Boulevard across the Point Isabel lead track of the Atchison, Topeka and Santa Fe Railway Company in the City of Richmond, Contra Costa County.

Application 82-03-55
(Filed March 12, 1982)

ORDER MODIFYING DECISION 82-09-94

By Decision (D.) 82-09-94 dated September 22, 1982, in Application 82-03-55, the City of Richmond (City) was authorized to construct the intersection of South 23rd Street and Marina Boulevard at grade across The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) Point Isabel lead track in Richmond, Contra Costa County.

On August 18, 1983, City filed Application 83-08-54 which seeks to have the authorized at-grade crossing relocated approximately 200 feet to the north on South 23rd Street. The revised track location will improve safety by reducing the crossing width and moving the crossing out of the Marina Boulevard intersection. AT&SF has no objection to modification of D.82-09-94 to allow relocation of the authorized crossing.

City states that it wishes to provide access to the Marina project at the earliest possible date. It is, therefore, requested that the usual 30-day effective date on an order be waived. We will make our order effective immediately.

Notice of the application was published in the Commission's Daily Calendar on August 24, 1983. No protests have been received. A public hearing is not necessary.

Findings of Fact

✓ 1. City requests authority under Public Utilities Code Sections 1201-1205 to have the at-grade crossing authorized under D.82-09-94 relocated approximately 200 feet to the north in Richmond, Contra Costa County.

✓ 2. Modification of D.82-09-94 is required to improve safety by reducing the crossing width and moving the crossing out of the Marina Boulevard intersection.

3. Public convenience, necessity and safety require relocation of the proposed crossing.

4. Pending installation of the automatic gate-type signals, the requirements of public safety at the crossing may be met by the installation of two Standard No. 1-R crossing signs (General Order 75-C) and flagging of the crossing.

Conclusions of Law

1. City's request to modify D.82-09-94 should be granted as set forth in the following order. ✓

2. The usual 30-day effective date on an order should be waived as City wishes to provide access to the Marina project at the earliest possible date.

O R D E R

IT IS ORDERED that D.82-09-94 is modified as follows: ✓

1. Ordering Paragraph 1 is modified to read:

1. The City of Richmond (City) is authorized to construct South 23rd Street at grade across The Atchison, Topeka and Santa Fe Railway Company's (AT&SF) Point Isabel lead track in Richmond, Contra Costa County, at the location and substantially as shown by plans attached to Application 83-08-54, to be identified as Crossing 2K-2.2-C.

2. Ordering Paragraph 2 is modified to read:

2. This authorization is limited to construction of the initial two-lane (westerly half) crossing of South 23rd Street at grade across AT&SF's Point Isabel lead track.

3. Ordering Paragraph 5 is modified to read:

5. Protection at the crossing shall be two Standard No. 9 automatic gate-type signals (General Order 75-C).

4. For a period not to exceed one year from the date of this order, protection at the crossing may be two Standard No. 1-R crossing signs (General Order 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.

5. Written instruction 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 South 23rd Street, calling the attention of trainmen to the flagging instructions.

6. In all other respects, D.82-09-94 shall remain in full force and effect.

This order is effective today.

Dated NOV 2 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
WILLIAM T. BAGLEY
Commissioners

Commissioner Donald Viol, being necessarily absent, did not participate.