

Decision 97-05-067 May 21, 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of)
the City of Imperial to construct)
15th Street, a Public Street,)
across the Railroad Tracks of the)
Southern Pacific Transportation)
Company in the City of Imperial,)
County of Imperial.)

ORIGINAL

Application 95-01-015
(Filed January 6, 1995)
Amended December 2, 1996)

ORDER MODIFYING DECISION 95-09-059

By Decision (D.) 95-09-059, dated September 7, 1995, in Application (A.) 95-01-015, City of Imperial (City) was authorized to construct 15th Street at-grade across the tracks of Union Pacific Railroad Company's (UP) (formerly Southern Pacific Transportation Company's (SPT)) Calexico Branch Line, in the City of Imperial, Imperial County.

City filed a Petition for Modification to D.95-09-059 on December 2, 1996, requesting that D.95-09-059 be modified to indicate the correct active warning devices that will be installed at the crossing.

Changes in street and roadway geometrics as well as vehicular traffic patterns, created the need for the City to incorporate certain engineering revisions to provide an increase in crossing safety. The Commission staff is in agreement with the City and recommended that the instant Amendment to A. 95-01-015 be filed to Modify D. 95-09-059.

The Commission's Rail Safety and Carriers Division staff has inspected the project site, has reviewed City's request, concurs with proposed modifications, and recommends that the Petition for Modification be granted.

Findings of Fact

1. Petition for Modification of D.95-09-059 was published in the Commission's Daily Calendar on December 10, 1996. No Protests have been received. A public hearing is not necessary.

2. City was granted authority, under Public Utilities Code Sections 1201-1205 by D.95-09-059 to construct 15th Street, at-grade, across the tracks of UP's (formerly SPT) Calexico Branch Line, in the City of Imperial, Imperial County.

3. Public safety requires that the new proposed 15th Street crossing be protected by two Standard No. 9-A automatic gate type signals with cantilever (General Order 75-C).

Conclusion of Law:

City request to modify D.95-09-059 should be granted as set forth in the following order.

ORDER

IT IS ORDERED that D.95-09-059 shall be modified as follows:

1. City of Imperial is authorized to construct 15th Street at-grade across the tracks of Union Pacific Railroad Company's (formerly Southern Pacific Transportation Company) Calexico Branch Line, identified as Crossing BN-695.14, in the City of Imperial, Imperial County, at the location and substantially as shown by plans attached to the amended application and this order.

2. Protection at 15th Street at grade crossing shall be two Standard No. 9-A automatic gate-type signals with cantilever (General Order 75-C).

3. This authorization shall expire if not exercised within two years from the effective date of this order or if the above conditions are not complied with. Authorization may be

revoked or modified if public convenience, necessity or safety so require.

4. In all other respects, D. 95-09-059 shall remain in full force and effect.

5. Application 95-01-015 is closed.

This order is effective 30 days from today.

Dated May 21, 1997, at Sacramento, California.

P. GREGORY CONLON

Président

JESSIE J. KNIGHT, JR.

HENRY M. DUQUE

JOSIAH L. NEEPER

RICHARD A. BILAS

Commissioners