

PUBLIC UTILITIES COMMISSION

180 PROMENADE CIRCLE, SUITE 115
SACRAMENTO, CA 95834



September 6, 2011

File Number: G.10-12-014
City of Fremont, County of Alameda

Benjamin Scharf
Senior Assistant Counsel
Santa Clara Valley Transportation Authority
3331 North First Street, Building C-2
San Jose, CA 95134

**Re: General Order 88-B Request for Authority to Modify and Grade Separate the Kato Road Highway-Rail Crossing in the City of Fremont, Alameda County
CPUC Crossing No. 001DA-8.20, DOT No. 750226F
CPUC Crossing No. 004G-8.50, DOT No. 834497W
Supplemental Request for Temporary Construction Crossing Configurations**

Dear Mr. Scharf:

This refers to your e-mail, dated September 6, 2011, requesting authorization for your proposed Temporary Construction Crossing Modifications during construction of the Kato Road Grade Separation across the Union Pacific Railroad tracks in City of Fremont.

We previously issued authority, pursuant to Commission General Order (GO) 88-B, to modify and grade-separate the existing at-grade crossing of the Union Pacific Railroad Company's (UPRR) Warm Springs Subdivision track and Kato Road in the City of Fremont (City), Alameda County. The existing crossings are identified as the Kato Road Highway-Rail Crossing, CPUC Crossing No. 001DA-8.20, DOT No. 750226F (Warm Springs Subdivision – Main Track No. 1) and CPUC Crossing No. 004G-8.50, DOT No. 834497W (Milpitas Subdivision Main Line). The request was signed by Santa Clara Valley Transportation Authority (VTA), with written concurrence provided by UPRR and the City. The proposed grade separation project was authorized by CPUC staff as G.10-12-014 on February 8, 2011.

The Commission's Rail Crossings Engineering Section (RCES) investigated the request and reviewed the plans filed by VTA, and finds it adequately addresses compliance and safety. CPUC staff identified no objections to the proposal regarding the temporary roadway detouring and emergency vehicle access during construction. The interim configurations are authorized.

Temporary traffic controls shall be provided in compliance with Section 8A.05, Temporary Traffic Control Zones, of the California Manual on Uniform Traffic Control Devices (CA MUTCD), published by the California Department of Transportation.

All parties shall comply with all applicable rules, including Commission General Orders and the CA MUTCD.

In all other respects the original authorization issued February 8, 2011 remains in full force and affect.

If you have any questions, please contact Kevin Schumacher at (415) 703-1208 or kevin.schumacher@cpuc.ca.gov.

Sincerely,

A handwritten signature in black ink that reads "Daren Gilbert". The signature is written in a cursive style with a large initial "D" and "G".

Daren Gilbert, Supervisor
Rail Crossings Engineering Section
Consumer Protection and Safety Division

cc: Jim Smith, UPRR
James Pierson, City of Fremont