

## PUBLIC UTILITIES COMMISSION

320 W 4th Street, Suite 500  
Los Angeles, CA 90013



September 13, 2021

File Number: XREQ 2021090002  
North 7th Street  
San Jose, Santa Clara County

Zahi Khattab  
Principal Engineer  
City of San Jose  
200 E. Santa Clara Street, 8<sup>th</sup> Floor  
San Jose, CA 95113

**SENT VIA EMAIL**

**Re: General Order 88-B Request for Authority to Alter the North 7th Street At-grade Highway-Rail Crossing, CPUC Crossing No. 001DA-16.15 and DOT No. 750129W, in the City of San Jose, Santa Clara County.**

Dear Mr. Khattab:

This refers to your email application dated and received by us on September 3, 2021, requesting authorization, pursuant to California Public Utilities Commission (Commission) General Order (GO) 88-B, to alter the North 7th Street at-grade highway-rail crossing (crossing) of the Union Pacific Railroad Company (UPRR) track in the City of San Jose (City), County of Santa Clara. The crossing is identified as CPUC Crossing No. 001DA-16.15 and DOT No. 750129W.

The single-track crossing is equipped with two Commission Standard 9 (flashing light signal assembly with automatic gate arm) and one Commission Standard 8A (flashing light signal assembly with additional flashing light signals over the roadway on a cantilevered arm) warning devices. North 7th Street is a two-lane street running northwest-southeast. UPRR operates seven freight trains per week at a maximum speed of 10 miles per hour over the crossing. The average daily traffic on North 7th Street is 3,620 vehicles.

The proposed alterations, as indicated in the request letter and/or shown in the attachments, shall consist of:

- Removing the existing Commission Standard 8-A warning device in the northwest quadrant of the North 7<sup>th</sup> Street and Jackson Street intersection for eastbound Jackson Street.
- Removing the existing Commission Standard 9 warning device in the southwest quadrant of the North 7<sup>th</sup> Street and Jackson Street intersection for eastbound Jackson Street.
- Installing 3-inch spaced channelizers, hatch striping pavement markings, and raised pavement markers to eliminate vehicular movements on the east leg of eastbound Jackson Street.
- Removing the R3-2 Active "NO LEFT TURN" blank out sign at southwest quadrant of the North 7<sup>th</sup> and Jackson Street intersection.
- Installing channelizers on the centerline on the south approach of the North 7<sup>th</sup> Street crossing.
- Installing new sidewalks and a curb ramp in the northwest quadrant of the North 7<sup>th</sup> and Jackson Street intersection.
- Replacing the existing crosswalks with continental crosswalks.
- Removing parking spots in the southeast quadrant of the North 7<sup>th</sup> Street crossing.

- Reconfiguring the parking spots in the southeast quadrant of the Jackson Street crossing.
- Applying the California Manual on Uniform Traffic Control Devices (CAMUTCD) compliant signage and pavement markings, including R3-1 "NO RIGHT TURN," R3-2 "NO LEFT TURN," R5-1 "DO NOT ENTER," and R8-10 "STOP HERE WHEN LIGHTS FLASHING" signs, and railroad limit pavement markings.

The Commission's Rail Crossings and Engineering Branch (RCEB) staff has investigated the request by the City and finds it adequately addresses compliance and safety. As the City and UPRR agree as to the design and apportionments of the cost under the provisions of GO 88-B, the City may proceed with the alterations as described in its request letter, attachments, and summarized above. The City must complete all the proposed alterations described above for RCEB to consider this GO 88-B application closed.

UPRR must ensure that Emergency Notification Signs are installed and comply with Title 49, Code of Federal Regulations (CFR), Section 234.309.

The City shall provide temporary traffic controls in compliance with Section 8A.08, Temporary Traffic Control Zones, of the CAMUTCD, published by the California Department of Transportation.

All parties shall comply with all applicable rules, including Commission General Orders and the latest version of the CAMUTCD.

This project is categorically exempt from the requirements of the California Environment Quality Act of 1970, as amended [California Public Resources Code 21084].

At the conclusion of the project, UPRR must submit an updated inventory form (Form F6180.71) to the Federal Railroad Administration reflecting the changes. The Commission requests that UPRR submit a concurrent copy of the updated inventory form to [rceb@cpuc.ca.gov](mailto:rceb@cpuc.ca.gov). 49 CFR 234 Section 234.409 requires the railroads to submit periodic crossing inventory updates a minimum of once every three years.

Within 30 days after the completion of this project, the City shall notify RCEB that the authorized work is complete by submitting a completed Commission Standard Form G. Form G requirements and forms can be obtained at the Commission website at <http://www.cpuc.ca.gov/Crossings>. This report may be submitted electronically to [rceb@cpuc.ca.gov](mailto:rceb@cpuc.ca.gov).

This authorization shall expire if the above conditions are not complied with or if the work is not completed within three years of the date of this letter. Upon written request to RCEB, the time to complete the project may be extended. Any written request for a time extension must include concurrence letters by involved parties in support of the time extension. If an extension is requested, the RCEB may reevaluate the crossing prior to granting an extension.

Zahi Khattab  
XREQ 2021090002  
September 13, 2021  
Page 3 of 3

If you have any questions, please contact Eyitejumade 'Ade' Sogbesan at (415) 703-1869 or [es3@cpuc.ca.gov](mailto:es3@cpuc.ca.gov).

Sincerely,



Anton Garabetian, P. E.  
Program Manager  
Rail Crossings and Engineering Branch  
Rail Safety Division

cc:

Peggy Ygbuhay, UPRR  
Alisar Aoun, San Jose