

PUBLIC UTILITIES COMMISSION

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



August 4, 2022

File Number: XREQ 2022060002 and 2022060003

Zahi Khattab, Principal
Engineer
City of San Jose
200 E. Santa Clara Street,
8th floor
San Jose, CA 95113

North 10th Street and Horning Street
City of San Jose, Santa Clara County

Re: General Order 88-B Request for Authority to Alter the North 10th Street and Horning Street Rail Crossings

Dear Zahi Khattab:

This refers to your letter dated June 21, 2022, received by us on June 22, 2022, requesting authorization, pursuant to California Public Utilities Commission (Commission/CPUC) General Order (GO) 88-B, to alter the at-grade North 10th Street and Horning Street rail crossings (crossings) of the Union Pacific Railroad Company (UPRR) track(s), in the City of San Jose (City), County of Santa Clara. The North 10th Street crossing is identified as CPUC Crossing Number 001DA-15.50 and DOT Number 750118J. The Horning Street crossing is identified as CPUC Crossing Number 001DA-15.40 and DOT Number 750117C.

North 10th Street is a four-lane street running in the northwest-southeast direction. Horning Street is a two-lane street running in a northeast-southwest direction. The single track skews across North 10th Street and Horning Street. Each crossing is equipped with two curb-mounted Commission Standard 9 (Flashing Light Signal Assembly with Automatic Gate) warning devices.

The Commission's Rail Crossings and Engineering Branch (RCEB) reviewed the request by the City. As the City and UPRR agree on the alterations and apportionment of costs under the provisions of GO 88-B, the following alterations, as described and specified in the request letter and its attachments, are authorized:

- Install R5-1 "Do Not Enter" and R5-1a "Wrong Way" regulatory signs on north-bound North 10th Street (facing south) and on east-bound Horning Street (facing north).
- Install white channelizers on the curb along north-bound North 10th Street and east-bound Horning Street.
- Paint diagonal white hatch lines between the track and sidewalk area.
- Apply California Manual on Uniform Traffic Control Devices (CA MUTCD) compliant signage and pavement markings.

Temporary traffic controls shall be provided in compliance with the CA MUTCD, published by the California Department of Transportation. All parties shall comply with all applicable rules, including Commission General Orders and CA MUTCD.

This authorization shall expire if the full scope of alterations is not complete within three years of the date of this letter. If the City needs a time extension to complete the project, submit the request in writing to RCEB at least 30 days prior to the expiration date. The time extension request shall include evidence of agreement by the involved parties. Authorization may be revoked or modified if public convenience, necessity, or safety requires.

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

The following requirements pertain to this authorization:

- The crossings shall have the configuration and operational characteristics as described and specified in the request letter and its attachments.
- Within 30 days after the authorized scope of alterations is complete, City and/or UPRR shall notify RCEB of the alterations by submitting a Form G to rceb@cpuc.ca.gov. Form G requirements and forms are available on the CPUC website at <http://www.cpuc.ca.gov/crossings>.
- UPRR shall electronically submit an updated Federal Railroad Administration (FRA) inventory form (Form F6180.71) to the FRA per 49 CFR § 234.411(c).

If you have any questions, please contact Eyitejumade “Ade” Sogbesan at (415) 370-1869 or es3@cpuc.ca.gov.

Sincerely,

Signed by Gina Adams, on behalf of Anton Garabetian

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

cc: **(SENT VIA EMAIL)**
Peggy Ygbuhay, UPRR
Stacey Lu, City of San Jose