

Decision No. 12389

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of)
SOUTHERN PACIFIC COMPANY for an)
order authorizing the construc-)
tion of a spur track crossing)
Sycamore Street, in the City of)
Santa Cruz, County of Santa Cruz,)
State of California.)

Application No. 9148

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on June 23, 1923, filed with the Commission an application for permission to construct a spur track at grade across Sycamore Street in the City of Santa Cruz, County of Santa Cruz, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by Council of said City of Santa Cruz for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Sycamore Street, and that this application should be granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED, that permission be and it is hereby granted Southern Pacific Company to construct a spur track at grade across Sycamore Street in the City of Santa Cruz, County of Santa Cruz, State of California, described as follows:

BEGINNING in the northerly line of Sycamore Street 10 feet westerly from the westerly line of Chestnut Street, then Southerly and parallel to Chestnut Street and crossing Sycamore Street to the Southerly line of Sycamore Street.

All of the above as shown by the map (Coast Division Drawing 20071) attached to the application; said crossing to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the top of rails flush with the pavement, and with grades of approach now exceeding three (3) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) The authorization herein granted for the installation of said crossing will lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(5) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing as to it may seem right and proper, and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

This order shall become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 13th day of July, 1923.

Cl. Seamy
W. H. Brundage
Irving M. Astor
Ernest Shore

Commissioners.