

Decision No. 13909

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of the CITY OF SACRAMENTO, for an)
order authorizing a street crossing)
at grade across the track and right)
of way of the Southern Pacific Company)
at the intersection of its "R" Street)
line and 34th Street in the City of)
Sacramento, California.)

Application No. 9890.

ORIGINAL

BY THE COMMISSION:

O R D E R

The City of Sacramento, County of Sacramento, State of California, having filed the above entitled application with this Commission on the 18th day of March, 1924, asking for authority to construct a public street at grade across the tracks of Southern Pacific Company in said City, as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide a separated grade crossing at the point mentioned in this Application or to avoid a grade crossing with said tracks, and that this Application should be granted, subject to the conditions hereinafter specified,

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to the City of Sacramento, County of Sacramento, State of California, to construct Thirty-fourth Street at grade across the tracks

of Southern Pacific Company as shown by the map attached to the application, said crossing to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of its maintenance up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossings between lines two (2) feet outside of the outside rails shall be borne by Southern Pacific Company.

(2) The crossing shall be constructed of a width not less than fifty (50) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than four (4) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) An automatic flagman shall be installed for the protection of said crossing at the sole expense of applicant, said automatic flagman to be of a type and installed in accordance with plans or data approved by the Commission. The maintenance of said flagman shall be borne by Southern Pacific Company.

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

(5) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, unless further time is granted by subsequent order.

(6) 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 ten (10) days from the making thereof.

DATED at San Francisco, California, this 11th day of August, 1924.

C. Shaver
H. R. Bunnell
James Martin

Commissioners.