Decision No. 1.5188



BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application) of The Atchison, Topeka & Santa Fe) Railway Company, a corporation, for) authority to construct an interchange) track across "G" Street, in the City) of San Bernardino, County of San Ber-) nardino, State of California.)

Application No. 11408.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above-entitled application with this Commission on the 10th day of July, 1925, asking for authority to construct an interchange track at grade across "G" Street in the City of San Bernardino, County of San Bernardino, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the Common Council of said City for 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 grade separation or to avoid a grade crossing at the point mentioned in this application with said "G" Street 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 Atchison, Topeka and Santa Fe Railway Company to construct an interchange track at grade

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across "G" Street, in the City of San Bernardino, County of San Bernardino, State of California, as follows:

Beginning at a point in the western line of G Street distant 355.90 feet southerly from the southwestern corner of said G Street and Rialto Avenue; thence easterly 30.59 feet on a tangent, which makes a southeast angle of 82 degrees 53 minutes with said western street line; thence 52.81 feet easterly on a curve, concave to the north, having a radius of 603.805 feet, to a point in the eastern line of said G Street, distant 363.57 feet coutherly from the southeastern corner of said G Street and Rialto Avenue.

and as shown by the map 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 crossing shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding two (2) 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) 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.

(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

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public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 1/6 day of July, 1925.

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Commissioners.