

Decision No. 17065

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
San Diego County, California, to)
establish a road crossing over the)
Atchison, Topeka & Santa Fe Railway)
Company tracks at Los Angeles Street,)
Vista, California.)

Application No. 12735.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of San Diego, State of California, filed the above entitled application with this Commission on the 10th day of April, 1926, asking for authority to construct a public road, known as Los Angeles Street, at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company at Vista in said County, as hereinafter set forth. The Atchison, Topeka and Santa Fe Railway 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 grade separation or to avoid a grade crossing with said tracks at the point mentioned in this application, 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 Board of Supervisors of the County of San Diego, State of California, to construct a public road, known

as Los Angeles Street, at Vista, San Diego County, at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company, as follows:

Said crossing is located between Lots 10 and 11 of Lomita del Sol, according to Map thereof No. 1893, Records of San Diego County, the center line of said crossing also being situated at Engineers Station 433-13.6, according to plat entitled "Part 12, K-3-2055, Map of Southern California R.R. from Escondido Junction to Escondido" (A.T. & ST Fe.) filed in the office of the County Clerk of San Diego County, California.

and as shown by the map (dated February, 1926) filed with 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 maintenance of said crossing up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by The Atchison, Topeka and Santa Fe Railway Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of The Atchison, Topeka and Santa Fe Railway Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than two and one-half (2 1/2) per cent; shall be constructed substantially in accordance with Standard No. 2 as specified in General Order No. 72 of this Commission; 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) 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 public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 3d day of July, 1926.

H. P.

...

Leon Whitell

Commissioners.