

Decision No. 17737

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the application of The Atchison, Topeka and Santa Fe Railway Company, a corporation, for authority to construct a siding track in and along Eighth Street and across Commercial and Dock Streets, and a cross-over track in and along Eighth Street, in the City of Richmond, County of Contra Costa, State of California.

Application No. 13344.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above-entitled application with this Commission on the 26th day of November, 1926, asking for authority to construct a side track at grade in and along Eighth Street and across Commercial and Dock Streets and a cross-over track in and along Eighth Street, in the City of Richmond, County of Contra Costa, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance 580) has been granted by the City Council of said City for the construction of said crossings at grade. 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 grade separations or to avoid grade crossings at the points mentioned in this application with said Eighth, Commercial and Dock Streets, 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 a side track at grade in and along Eighth Street and

across Commercial and Dock Streets and a cross-over track in and along Eighth Street, in the City of Richmond, County of Contra Costa, State of California, at the locations hereinafter particularly described and as shown by the map (No. T-8-2) attached to the application.

Description of Crossings

SIDING:

Beginning at a point in the center line of an existing track in Eighth Street, Richmond, Contra Costa County, California, 255.1 feet southerly from the southern line of Wright Avenue produced across Eighth Street, said existing track being parallel and 36.5 feet westerly from the eastern line of Eighth Street; thence southerly on a curve to the left, having a radius of 603.8 feet, a distance of 74.0 feet; thence on a curve to the right, having a radius of 603.8 feet a distance of 886 feet; thence parallel with and 23.5 feet westerly from the eastern line of Eighth Street a distance of 837.4 feet to the southern line of Dock Street.

CROSS-OVER:

Beginning at a point in the center line of an existing track in Eighth Street, Richmond, Contra Costa County, California, 147.6 feet northerly from the northern line of Dock Street produced westerly across Eighth Street, said existing track being parallel and 36.5 feet westerly from the eastern line of Eighth Street; thence southerly on a curve to the left, having a radius of 603.8 feet a distance of 74.0 feet; thence on a curve to the right, having a radius of 603.8 feet a distance of 74.0 feet to a point on proposed siding.

Said crossings to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossings, together with the cost of their 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 so constructed that grades of approach not exceeding four (4) per cent will be feasible in the event that the construction of roadway along said Eighth, Commercial and Dock Streets shall hereafter be authorized and so that said grade crossings may be made safe for the passage thereover of vehicles

and other road traffic.

(3) This order is made upon the express condition that Eighth, Commercial and Dock Streets are not now actually constructed and open to travel at the respective points of crossing, and said order shall not be deemed an authorization for the construction of an opening of said streets to public use across said railroad tracks.

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

(5) If said crossings 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 crossings 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 10th day of December, 1926.

H. B. ...
O. ...
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Leon ...

Commissioners.