

Decision No. 19672.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application
of the County of Santa Clara and
Norman A. Goddard, for permission
to construct two grade crossings.

Application No. 14527.

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Santa Clara, State of California, and Norman A. Goddard, filed the above entitled application with this Commission on the 21st day of March, 1928, asking for authority to construct two crossings at grade across the track of Peninsular Railway Company, in the vicinity of the City of Palo Alto as hereinafter set forth. Said Peninsular Railway Company has signified by letter that it has no objection to the construction of said crossings 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 grade separations or to avoid grade crossings with said track at the points 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 Santa Clara, State of California, and Norman A. Goddard to construct two crossings at grade across the track

of Peninsular Railway Company at the locations shown by the map attached to the application.

The more southerly of the above crossings shall be identified as Crossing No. 66-F-8.8 and the northerly crossing shall be identified as Crossing No. 66-F-8.9.

Said crossings shall be constructed subject to the following conditions and not otherwise:

(1) The entire expense of constructing the crossings shall be borne by applicants. The cost of maintenance of those portions of said crossings outside of lines two (2) feet outside of the outside rails shall be borne by applicants. The maintenance of those portions of the crossings between lines two (2) feet outside of the outside rails shall be borne by Peninsular Railway Company.

(2) The crossings shall be constructed of a width not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad; shall be constructed substantially in accordance with Standard No. 2 as specified in General Order No. 72 of this Commission; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

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

(4) 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.

(5) 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 not become effective until applicants file with the Commission a copy of a permit from the Department of Public Works, Division of Highways, for the construction and maintenance of that portion of the proposed road that lies within the limits of the State Highway.

Dated at San Francisco, California, this 25th day of April, 1928.

Leon Outwell

David B. Larkin

M. J. Linn

Commissioners.