

Decision No. 20102

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
San Diego County, California, for
permission to establish and construct
an under-pass railway crossing, across
the right-of-way of the San Diego and
Arizona Railway Company, at Station
781-71.4, near San Ysidro, California.

Application No. 14802

BY THE COMMISSION:

ORDER

ORIGINAL

The Board of Supervisors of the County of San Diego filed the above entitled application with this Commission on the 16th day of June, 1928, asking for authority to construct a public road known as Chula Vista-Tia Juana Road (Road Survey No. 407) under the track of the San Diego and Arizona Railway Company in the vicinity of San Ysidro, County of San Diego.

Said San Diego and Arizona Railway Company has signified by letter that it has no objection to the construction of said undergrade crossing, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is in the interest of public convenience and necessity that the undergrade crossing be constructed and that this application should be granted subject to conditions hereinafter specified, therefore

IT IS HEREBY ORDERED that permission and authority be and is hereby granted to the Board of Supervisors of the County of San Diego, State of California, to construct an undergrade crossing under the track of the San Diego and Arizona Railway Company in the vicinity of San Ysidro, County of San Diego, substantially in accordance with

and at the location shown on the plan and map attached to the application.

The above crossing shall be identified as Crossing No.36-14.4-B.

Said crossing to be constructed subject to the following conditions; namely,

(1) Said undergrade crossing shall be constructed with clearances conforming to provisions of the Commission's General Order No.26-C.

(2) The cost of constructing and thereafter maintaining said undergrade crossing shall be borne in accordance with an agreement between the interested parties, a certified copy of which shall be filed with this Commission within ninety (90) days from the date hereof. Said agreement shall be subject to the approval of the Commission.

(3) Applicant shall, before commencement of construction, file with this Commission a complete set of detailed plans of the proposed grade separation. Said detailed plans are to be approved by the San Diego and Arizona Railway Company.

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

(5) If said undergrade 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 and maintenance 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 13th day
of August, 1928.

Leon Whitely

Olson

David ...

M. ...
Commissioners.