

Decision No. 20225.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the CITY OF ROSEVILLE for permission to construct concrete bridge in place of existing wooden structure over Southern Pacific right of way connecting Lincoln Street with Sierra Boulevard in said city, and for permission to use grade crossing over the tracks of said company from Elefa Street to Valencia Avenue, or thereabouts, in said city during the construction of such concrete bridge and for an order of said Commission determining and ordering to be paid, the proportion of the expense properly chargeable to said company by reason of the construction of said concrete bridge.

ORIGINAL

Application No. 14946.

BY THE COMMISSION:

ORDER

The City of Roseville filed the above entitled application with this Commission on the 8th day of August, 1928, asking for authority to construct a concrete viaduct to replace the present wooden structure over the track of Southern Pacific Company at Sierra Boulevard and for authority to construct a public street, known as Valencia Avenue, at grade across the tracks of Southern Pacific Company in the said City of Roseville to accommodate traffic over the railroad pending the time the viaduct is being constructed.

Applicant filed an amended application on September 6, 1928, setting forth the fact that Southern Pacific Company has agreed to participate in the expense of constructing said concrete viaduct to the extent of \$11,750. which is acceptable to applicant.

Southern Pacific Company has signified by letter that it has no objection to the construction of said overgrade crossing, or said temporary grade crossing, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary, 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 City of Roseville, County of Placer, State of California:

I. To construct a viaduct carrying Sierra Boulevard over the track of Southern Pacific Company, in the said City of Roseville, at the location and specifically in accordance with the plans filed with the application.

The above overgrade crossing shall be identified as Crossing No. C-106.8-A.

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

(A) Said overgrade crossing shall be constructed with clearances conforming to the provisions of this Commission's General Orders No. 26-C and No. 64.

(B) The cost of constructing said overgrade crossing, to the extent of Eleven Thousand Seven Hundred and Fifty (11,750) Dollars shall be borne by Southern Pacific Company, and the remaining cost shall be borne by applicant. Applicant shall, within ninety (90) days from the date hereof, file with this Commission, for its approval, a certified copy of an agreement between Southern Pacific Company and itself, covering the terms and manner of constructing this grade separation.

(C) The cost of maintenance of said overgrade crossing

shall be borne in accordance with the terms of an agreement hereinafter to be entered into between applicant and Southern Pacific Company, and filed with this Commission for its approval within ninety (90) days from the date hereof, or, in the event of failure of the interested parties to reach such agreement within such time, said cost of maintenance shall be borne in accordance with the terms of a supplemental order herein by this Commission.

II. To temporarily construct Valencia Avenue at grade across the tracks of Southern Pacific Company at a point approximately six hundred (600) feet east of the proposed overgrade crossing described herein.

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

(A) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion 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 Southern Pacific Company.

(B) The crossing shall be constructed of a width not less than twenty (20) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than four (4) 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 Standard No. 1 crossing sign as specified in General Order No. 75 of this Commission and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.

(C) The crossing shall be protected either by a human

flagman, between the hours of 5:00 A.M. and 12:00 M, at the sole expense of applicant, or by an automatic flagman. In the event applicant elects to install an automatic flagman, a Standard No. 3 wigwag, as specified in General Order No. 75 of this Commission, shall be installed and maintained for the protection of said crossing. The cost of installation shall be borne by applicant. The cost of maintenance shall be borne by Southern Pacific Company. At the expiration of the authorization of said crossing, Southern Pacific Company shall refund to applicant the salvage value of the material salvaged when said flagman is removed.

(D) Said temporary grade crossing herein authorized shall be legally abandoned and effectively closed to public use and travel upon the completion of the overgrade crossing No. C-106.8-A herein authorized.

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

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.

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 2^d day
of October, 1928.

Leon Wiley

Chas. J. ...

Edmund ...

Paul ...

M. J. ...

Commissioners.