

Decision No. 20354**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the
 PETALUMA AND SANTA ROSA RAILROAD COMPANY
 for permission to construct a spur track
 at grade across Olive Street, South of
 Sebastopol Avenue, in the City of Santa
 Rosa, County of Sonoma, State of California.

Application No. 15075.

BY THE COMMISSION:

ORDER

Petaluma and Santa Rosa Railroad Company, a corporation, filed the above entitled application with this Commission on the twenty-seventh day of September, 1928, asking for authority to construct a spur track at grade across a portion of Olive Street, in the City of Santa Rosa, County of Sonoma, State of California, as hereinafter set forth. The necessary franchise or permit (permit dated July 17, 1928,) has been granted by the City Council of said city for the construction of said crossing 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 a grade separation or to avoid a grade crossing at the point mentioned in this application with said Olive Street 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 Petaluma and Santa Rosa Railroad Company to construct a spur track at grade across ~~application at~~ Olive

Street, in the City of Santa Rosa, County of Sonoma, State of California, at the location hereinafter particularly described and as shown by the map (blue print) attached to the application.

DESCRIPTION OF CROSSING

BEGINNING at a point in the westerly line of Olive Street, City of Santa Rosa, County of Sonoma, State of California, said point being 130.8 feet more or less southerly from the southerly line of Sebastopol Avenue, measured along said westerly line of Olive Street; thence easterly on a straight line 60 feet crossing Olive Street to a point in the easterly line of said Olive Street which is 140.8 feet more or less southerly from the southerly line of said Sebastopol Avenue, measured along said easterly line of Olive Street.

The above crossing shall be identified as Crossing No. 67 B - 6.4-C.

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

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing shall be constructed equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission, and shall be constructed of a width to conform to that portion of said street now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; 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 thereover of vehicles and other road traffic.

(3) No train, engine, motor or car shall be operated

over said crossing unless traffic on the street be protected by a member of the train crew or other competent employee acting as flagman.

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

(5) 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.

(6) 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 20th day of October, 1928.

Leon White

Clarence

Thomas L. ...

M. J. ...
Commissioners.