

ORIGINALDecision No. 20527 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
the CITY OF RICHMOND for permission
to alter Railroad Crossing.

Application No. 15,157.

BY THE COMMISSION:

ORDER

The City of Richmond, in the County of Contra Costa, State of California, filed the above entitled application with this Commission on the 25th day of October, 1928, asking for authority to widen and alter a public street known as Twenty-third Street at its intersection with the tracks of the Southern Pacific Railroad Company in said City of Richmond.

The Southern Pacific Railroad Company, on the 4th day of August, 1916, by agreement, in writing, a copy of which is attached to the application, granted to the City of Richmond the right to construct and maintain a highway upon and across certain parcels of land for the purpose of permitting and enabling said City to improve and widen the crossing of Twenty-third Street across the tracks of the Southern Pacific Railroad Company, as it then existed, and to the width for which permission is asked in this application.

The crossing is at present protected by a wigwag located in the center of the roadway and west of the Southern Pacific tracks. The Commission's engineers made an inspection of the

crossing and recommend that two wigwags be placed on a common standard, located at a point twelve (12) feet south from the center line of the most southerly track on the curb line of Twenty-third Street projected, the banner of one wig-wag to face travel approaching on Espee Avenue and the other to face travel approaching from the south on Twenty-third Street. It was further recommended that a wigwag be placed in the center line of the roadway east of the Southern Pacific tracks, at the location designated in the application. If this protection is provided, the part-time human flagman now maintained for the protection of this crossing should be abolished. Representatives of the City of Richmond and the Southern Pacific Railroad Company stated they were in agreement with these recommendations.

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 crossing with said tracks, 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 City of Richmond, in the County of Contra Costa, State of California, to widen and alter Twenty-third Street at its intersection with the tracks of Southern Pacific Railroad Company, as shown by the map (Exhibit "B") attached to the application.

Said crossing is identified as Crossing No. A-14.5. The crossing shall be widened and altered subject to the following conditions, and not otherwise:

(1) The cost of widening and altering said crossing shall be borne in accordance with an agreement to be hereinafter

entered into by the interested parties, a certified copy of which shall be filed with the Commission within ninety (90) days from the date of this order. In the event that the interested parties fail to file said agreement with the Commission within ninety (90) days, as above provided, the Commission shall apportion said costs by supplemental order herein.

(2) The crossing shall be constructed of the width and at the angle as shown in Exhibit "B" and with grades of approach not greater than three (3) per cent; shall be constructed substantially in accordance with Standard No. 3, as specified in General Order No. 72 of this Commission; shall be protected by a Standard No. 1 crossing sign and three automatic wigwags, as specified in General Order No. 75 of this Commission, two of said wigwags to be attached to a common standard and to be placed at a point twelve (12) feet south from the center line of the most southerly track on the westerly curb line of Twenty-third Street, projected, the banner of one of said wigwags to face travel approaching on Espee Avenue and the banner of the other said wigwag to face travel approaching from the south on Twenty-third Street and the third of said wigwags to be placed in the center of the roadway east of said track, at the location designated on Exhibit "B," attached to the application. At such time as the protection above provided is installed and placed in operation, the human flagman now maintained at said crossing shall be removed. Said crossing shall, in every way, be made suitable for the passage thereon of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the widening and altering of said crossing.

(4) 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 27th day of November, 1926.

Ch. J. Jones

James C. [unclear]

W. L. [unclear]

Commissioners.