

Decision No. 20604

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA:

In the matter of application of Southern Pacific Company for an order authorizing the construction at grade of one spur track across alley bounded by 17th, 18th, A and North B Streets, and two spur tracks across 17th and North B Streets, in the City of Sacramento, County of Sacramento, State of California.

Application No. 15202.

ORIGINAL

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 16th day of November, 1928, asking for authority to construct spur tracks at grade across alley bounded by 17th, 18th, "A" and North "B" Streets, across a portion of North "B" Street and across 17th Street, in the City of Sacramento, County of Sacramento, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 105) has been granted by the City Council of said City for the construction of said crossings 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 grade separations or to avoid grade crossings at the points mentioned in this application with said alley, North "B" Street and 17th 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 Southern Pacific Company to construct its spur tracks at grade across alley bounded by 17th, 18th, "A"

and North "B" Streets, across a portion of North "B" Street and across 17th Street, in the City of Sacramento, County of Sacramento, State of California, at the locations hereinafter particularly described and as shown by the map (Sacramento Div'n. Drawings 470-a, Drawer 17) attached to the application.

Description of Crossings

SPUR TRACK NO. 1 CROSSING ALLEY BOUNDED BY 17th, 18th, A and NORTH B STREETS.

Commencing at a point on the south line of the alley bounded by 17th-18th, A and North B Streets, which point bears S 70° 30' E. a distance of 708.95 feet from the easterly line of 16th Street at its intersection with the northerly line of the alley bounded by 16th, 17th, A and North B Streets. Thence across said alley N 11° 20' E, a distance of 20.20 feet to the north line of said alley.

TRACK NO. 1 ON NORTH B STREET.

Commencing at a point on the south line of North B Street which point is S 70° 30' E. a distance of 611.03 feet from the intersection of said south line with the east line of 16th Street; thence on the arc of a curve concave to the left with radius of 141.07 feet an arc distance of 49.20 feet whose chord bears N 60° 30' 15" W. a distance of 48.97 feet to a point which is 8.50 feet distance at right angles northerly from said south line of North B Street; thence N 70° 30' W. parallel to and uniformly distant 8.50 feet from said south line of North B Street, a distance of 562.80 feet to the east line of 16th Street.

SPUR TRACK NO. 2 OFF SPUR TRACK NO. 1 ON NORTH B STREET.

Beginning at a point in the center line of spur track No. 1, which point is 8.5 feet northerly from the south line of North B Street and 484.2 feet easterly from the east line of 16th Street. Thence through a #7 turnout to the right having an angle of 8° 10', a distance of 95.11 feet to a point. Thence on the arc of a curve concave to the left with radius of 382.25 feet, an arc distance of 54.44 feet to a point which is 21.50 feet northerly from the south line of North B Street; thence parallel to and uniformly distant 21.50 feet northerly from said south line of North B Street, a distance of 335.45 feet to the east line of 16th Street.

The above crossing of 17th Street shall be identified as Crossing No. A-90.5-C.

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

(1) The entire expense of constructing the crossings, together with the cost of their 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 of the alley bounded by 17th, 18th, "A" and North "B" Streets shall be so constructed that grades of approach not exceeding three (3) per cent will be feasible in the event that the construction of roadway along said alley shall hereafter be authorized and so that said grade crossing may be made safe for the passage thereover of vehicles and other road traffic.

(3) This order is made upon the express condition that the alley bounded by 17th, 18th, "A" and North "B" Streets is not now actually constructed and open to travel at the point of crossing, and said order shall not be deemed an authorization for the construction of an opening of said street to public use across said railroad track.

(4) Said crossings of a portion of North "B" Street and of 17th Street 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 without superelevation, with the tops of rails flush with the roadway and with grades of approach not exceeding three (3) per cent; shall be protected by Standard No. 1 crossing signs, 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.

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

(6) 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.

(7) 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 14th day of December, 1928.

C. S. ...

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Commissioners.