

Decision No. 20658

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of the County of Santa Barbara for
an Order Authorizing the Construc-
tion and Maintenance of a Crossing
over the Southern Pacific Railroad
Company's Tracks and Right of Way
near the California State Highway
between the Town of Summerland and
the City of Santa Barbara, in
Santa Barbara County, California.

Application No. 15215

ORIGINAL

BY THE COMMISSION:

ORDER

The Board of Supervisors of the County of Santa Barbara, State of California, filed the above entitled application with this Commission on the 23rd day of November, 1928, asking for authority to construct a public road at grade across the track of Southern Pacific Company, south of the City of Santa Barbara and in the vicinity of Miramar as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to the construction of said crossing at grade, and 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 with said track at the point 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 Board of Supervisors of the

County of Santa Barbara, State of California, to construct a public road at grade across the track of Southern Pacific Company at the location hereinafter particularly described and as shown by the map (Exhibits "A" & "B") attached to the application.

Description of Crossing.

Commencing at a point on the Southern line of the Southern Pacific Railroad Company's right of way opposite Engineer's Station 3995 plus 96.3; thence Northerly at right angles with said line of said railroad right of way 100 feet, more or less, to the Northerly line of said right of way.

The above crossing shall be identified as Crossing No. E-375-1.

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

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of 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.

(2) The crossing shall be constructed of a width not less than twenty four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than three (3) 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.

(3) 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 No. E-375.1. The cost of installation shall be borne by applicant. The cost of maintenance shall be borne by Southern Pacific Company.

(4) Applicant shall cause to have removed all obstructions to view including embankment and trees so that a clear view of the track may be had for a distance of not less than five hundred (500) feet in either direction from said crossing No. E-375.1 from points on the proposed highway thirty (30) feet on either side of said track.

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

(6) 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.

(7) 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 7th day of January, 1929.

Leon Whitely
Chairman
Thos. S. Loefer
W. A. Curran
Commissioners,