

Decision No. 21888.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application of the Town of San Anselmo, a municipal corporation, to construct a railroad crossing across the tracks of the Northwestern Pacific Railroad Company between San Anselmo Avenue and Red Hill Avenue.

Application No. 15472.

BY THE COMMISSION:

O R D E R

The City Council of the Town of San Anselmo, County of Marin, State of California, filed the above entitled application with this Commission on the 11th day of March, 1929, asking for authority to construct a public street known as San Anselmo Avenue at grade across the tracks of Northwestern Pacific Railroad Company, in said Town of San Anselmo as hereinafter set forth. On the 20th day of April, 1929, applicant filed an amended application in the above entitled matter in which slight changes in the location of the crossing are proposed. Said Northwestern Pacific Railroad 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 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 Council of the Town of San Anselmo, County of Marin, State of California, to construct San Anselmo Avenue at grade across the tracks of Northwestern Pacific Railroad Company at the location hereinafter particularly described and as shown by the map (Amended Plan-Proposed Grade Crossing) attached to the application.

Description of Crossing.

Beginning at the intersection of the southerly line of Red Hill Avenue with the southerly line of Sycamore Avenue thence southwesterly along the southerly line of Sycamore Avenue one hundred and forty-three (143) feet, thence south $12^{\circ} 27'$ west one hundred and forty and five tenths (140.5) feet, thence on a curve to the right with a radius of twenty-five (25) feet for a distance of fifty-six (56) feet, thence south 40° east one hundred (100) feet more or less, thence north $12^{\circ} 27'$ east one hundred and ninety-five (195) feet, thence along a curve to the right with a radius of two hundred and sixty-nine (269) feet to the point of beginning.

The above crossing shall be identified as Crossing No. 5C-16.7.

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 the 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 Northwestern Pacific Railroad Company.

(2) The crossing shall be constructed of a width not less than thirty-six (36) feet and at an angle to the railroad as

shown in the map attached to the Amended Application and with grades of approach not greater than six (6) 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. 3 wigwag 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) Applicant shall, within thirty (30) days thereafter, **notify this Commission, in writing, of the completion of the installation of said crossing.**

(4) 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.

(5) 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 15th day of May, 1929.

David L. Smith
Clarence
W. H. Coats
John Whittell
W. H. Coats
Commissioners.