

ORIGINAL

Decision No. 21269.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the Town of Redwood City, a municipal corporation, for an order for the opening of a grade crossing at Broadway and Chestnut Streets in said Town over the rails and tracks of the Southern Pacific Railroad Company's Chestnut Street spur.

Application No. 15633.

BY THE COMMISSION:

O R D E R

The Town of Redwood City, County of San Mateo, State of California, filed the above entitled application with this Commission on the 17th day of May, 1929, asking for authority to construct a public street known as Broadway at grade across the track of Southern Pacific Company, in said Town as hereinafter set forth.

It appears that Southern Pacific Company maintains and operates, through authority and permission of the Council of the Town of Redwood City, a spur track in Chestnut Street in said City and that at the point of crossing with the intersection of Broadway said Chestnut Street is paved between the rails with an inferior type of paving not suited to the travel which the opening of Broadway will route over the track at this point and that the Town of Redwood City desires that a crossing be constructed opposite said Broadway. Said Southern Pacific Company on June 17, 1929, 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 Town of Redwood City, County of San Mateo, State of California, to construct a crossing at grade across the track of Southern Pacific Company at the intersection of Broadway and Chestnut Street in said Town as shown by the map attached to the application.

The above crossing shall be identified as Crossing No. E-26.8-C.

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

(1) The expense of constructing the crossing shall be borne in accordance with an agreement between the parties, a copy of which shall be filed with the Commission, for approval, before the work of constructing this crossing is commenced. In the event the parties are unable to agree on the apportionment of cost of constructing said crossing, the Commission will, by supplemental order, dispose of this matter. 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 to conform with the portion of Broadway now paved and with grades of approach conforming, as near as practicable, with the official grade of Broadway and Chestnut Street; 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 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 22nd day of June, 1929.

Frank D. Louder

C. Seamy

Leon Whitely

M. J. Carr

Commissioners.