

Decision No. 22724

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the Application of The People of the State of California on relation of the Department of Public Works, Division of Highways, for an order authorizing the alteration of a State Highway crossing at grade over the tracks of the Southern Pacific Company at Palo Alto (Mayfield), Santa Clara County, California.

ORIGINAL

Application No. 16654.

BY THE COMMISSION:

ORDER

The People of the State of California on relation to the Department of Public Works, Division of Highways, filed the above entitled application with this Commission on the 19th day of June, 1930, asking for authority to alter the crossing of its Road IV - SCL-2A with the tracks of Peninsular Railway and Southern Pacific Company (Designated as Crossing No. EN-32.3) in the vicinity of Mayfield, City of Palo Alto, as hereinafter set forth.

The proposed alteration consists in the widening of the existing 25-foot travelled way to a travelled way of 60 feet. Applicant is willing to assume the costs of the installation at grade.

At present this crossing is protected by a single wigwag. Consideration is being given to a suitable type of protection for the proposed improved crossing.

It appears that the work of improving the highway on either side of the track is now under construction for a

roadway having a paved section of 40 feet with two 10-foot shoulders. The Division of Highways has informally requested that the Commission make a preliminary order authorizing the widening of this crossing in order that the construction work of the highway may proceed uninterrupted, leaving for future determination the question of protection.

Pending the working out of an agreed plan of the protection of this crossing, it appears appropriate that the Commission make an order granting the widening of the crossing with the understanding that the question of protection for the improved crossing and the apportionment of the cost of constructing and maintaining same between the parties will be handled by a supplemental order; the existing wigwag to remain in place until a final plan of protection is worked out.

IT IS HEREBY ORDERED that permission and authority be and it is hereby granted to The People of the State of California on relation to the Department of Public Works, Division of Highways, to widen and improve Crossing No. EN-32.3 of its Road IV-SCL-2A at grade across the tracks of Peninsular Railway Company and Southern Pacific Company at the location in the vicinity of Mayfield, City of Palo Alto, shown by the map attached to the application.

Said crossing shall be widened and improved subject to the following conditions:

(1) The cost of widening and improving the crossing in accordance with its request, except for track renewals and betterments, 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

cost of track renewals, betterments and maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by Peninsular Railway Company and Southern Pacific Company, respectively.

(2) The crossing shall be constructed of a width of approximately sixty (60) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than one (1) per cent; shall be constructed substantially in accordance with Standard No. 3 as specified in General Order No. 72 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 and maintenance 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 Commission will, by supplemental order, prescribe the type of protection to be provided at this crossing as well

as apportion the cost of installing and maintaining the same.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 4th day
^{August}
of ~~July~~, 1930.

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Commissioners.