

Decision No. 99250.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the CITY OF BURLINGAME for an order on the Railroad Commission of the State of California, installing gates at the crossings of Oak Grove Avenue and North Lane with the tracks of the Southern Pacific Company of said City.

ORIGINAL

Application No. 16563.

BY THE COMMISSION:

ORDER

The City of Burlingame filed the above entitled application on the 20th day of May, 1930, asking for an order authorizing the installation of gates at Crossing No. E-15.9, Oak Grove Avenue, and Crossing No. E-16.2, North Lane, across the main line of the Southern Pacific Company in the City of Burlingame. Subsequent to the filing of the application, a field inspection has been made by our Engineering Department and a conference participated in by representatives of the City of Burlingame, Southern Pacific Company and members of our staff, looking toward adequate protection for the grade crossings involved herein. At the conference, which was held on August 5, 1930, the following agreement was reached between the representatives of the City of Burlingame and the Southern Pacific Company:

Southern Pacific Company agrees to:

(1) Install crossing gates manually operated at Crossing No. E-16.2, North Lane, at its expense of installation and maintenance, with the understanding that the human flagman service now maintained at this crossing will be removed. The crossing gates to consist of right-hand gates only on each side, omitting the left-hand gates. Such gates to be manually operated twenty-four hours a

day by a gateman located in a high tower at the south side of South Lane crossing, the gateman to also operate the gates at South Lane and at Howard Avenue, respectively;

(2) To remove the left-hand gates at Crossing No. E-16.3, South Lane, and Crossing No. E-16.4, Howard Avenue, and install suitable electric vibrating bells and suitable electric red warning lights on each crossing gate arm at the three crossings to be protected by crossing gates;

(3) To install two rotating stop-flash light signals (commonly known as the Criswold signal), at Crossing No. E-15.9, Oak Grove Avenue, one signal to be located on each side of the track, and to be automatically operated for twenty-four hours a day, replacing the existing wigwag and part-time human flagman. The signals to be installed and maintained at the expense of the Southern Pacific Company.

City of Burlingame agrees to:

(1) Maintain, at its expense, uniformed police officers at Crossing No. E-16.2, North Lane, and Crossing No. E-15.9, Oak Grove Avenue, during the time when the students are going to and from school; namely, at about 9:00 A.M., Noon and 4:00 P.M. of each school day, to see to the safe conduct of the school children over the railroad tracks.

This agreement has been confirmed by the parties, as evidenced by their respective letters; namely, the City of Burlingame of August 12, 1930, and the Southern Pacific Company of August 28, 1930.

In connection with the study, it was recommended that the Market Street Railway arrange to reduce the speed of its trains not to exceed ten (10) miles per hour across Crossing No. 65-8.3, Oak Grove Avenue. Market Street Railway Company has advised that it has since carried this recommendation into effect.

It appears to the Commission that the agreement between the parties is reasonable and in the public interest and that the same should be approved and carried out, therefore,

IT IS HEREBY ORDERED that applicant and Southern Pacific Company be and they are hereby authorized to place in effect the

changes in protection at Crossing No. E-15.9, Oak Grove Avenue; Crossing No. E-16.2, North Lane; Crossing No. E-16.3, South Lane; and Crossing No. E-16.4, Howard Avenue, of the main line of Southern Pacific Company in the City of Burlingame, as agreed to and as outlined above. Plans for this improvement shall be filed with the Commission within sixty (60) days and subject to its approval.

The changes in protection, as agreed upon, shall be completed and placed in effect within ninety (90) days from the date hereof. The Commission shall be notified within thirty (30) days thereafter of the completion of such changes.

The Commission reserves the right to make such further orders in this proceeding 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.

Dated at San Francisco, California, this 12th day of September, 1930.

W. C. Seavey
Wm. D. Cook
Wm. D. Cook

Commissioners.