

Decision No. 23219.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the CITY OF SAN BERNARDINO for an order authorizing the construction of grade crossings at Thirtieth Street and at Mountain View Avenue.

Application No. 16885.

BY THE COMMISSION:

ORDER

The City Council of the City of San Bernardino, County of San Bernardino, State of California, on September 12, 1930, applied for authority to construct a public street known as Mountain View Avenue at grade across the track of The Atchison, Topeka and Santa Fe Railway Company and a public street known as Thirtieth Street at grade across the track of Pacific Electric Railway Company in the said City of San Bernardino. The Atchison, Topeka and Santa Fe Railway Company, on September 20, 1930, signified, in writing, that it has no objection to the construction of said crossing of its track at grade and Pacific Electric Railway Company, on November 18, 1930, signified, in writing, that it has no objection to the construction of said crossing over its track at grade. It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide grade separations or to avoid grade crossings with said tracks at the points mentioned and that the

application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the City Council of the City of San Bernardino, in the County of San Bernardino, State of California, is hereby authorized to construct Mountain View Avenue at grade across the track of The Atchison, Topeka and Santa Fe Railway Company and to construct Thirtieth Street at grade across the track of Pacific Electric Railway Company at the locations as shown by the maps (Sheets 1 and 2) attached to the application, subject to the following conditions and not otherwise:

- (1) The crossing of Mountain View Avenue shall be identified as Crossing No. 2U-23.45. The crossing of Thirtieth Street shall be identified as Crossing No. 6-JB-3.29.
- (2) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of those portions of said crossings outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of those portions of the crossings between lines two (2) feet outside of the outside rails shall be borne at Mountain View Avenue by The Atchison, Topeka and Santa Fe Railway Company and at Thirtieth Street by Pacific Electric Railway Company.
- (3) The crossing of Mountain View Avenue shall be constructed of a width of not less than forty (40) feet and the crossing of Thirtieth Street shall be constructed of a width of not less than twenty-five (25) feet. The crossings shall be constructed at an angle of ninety (90) degrees to the respective railroads and with grades of approach not exceeding three (3) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by Standard No. 1 crossing signs as specified in our General Order No. 75, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings and of its compliance with the conditions hereof.
- (5) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof unless further time is granted by subsequent order.
- (6) The Commission reserves the right to make such further orders relative to the location, construction, operation,

maintenance and protection of said crossings, as to it may seem right and proper and to revoke its permission if, in its judgment, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 29th
day of December, 1932.

Al Seaver
Ernest A. Smith
Leon Whitney
Wm. D. Latta

Commissioners.