

Decision No. 11585

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of)
NORTHWESTERN PACIFIC RAILROAD COMPANY)
for permission to construct a spur)
track at grade across Roberts Avenue)
situated between the town limits of)
Santa Rosa and Sebastopol Avenue.)
County of Sonoma, State of California.)

Application 8619.

ORIGINAL

BY THE COMMISSION:

O R D E R

Northwestern Pacific Railroad Company, a corporation, having on January 30, 1923, filed with the Commission an application for permission to construct a spur track at grade across Roberts Avenue, situated between the town limits of Santa Rosa and Sebastopol Avenue, County of Sonoma, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by Board of Supervisors of said County of Sonoma for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Roberts Avenue, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted Northwestern Pacific Railroad Company to construct a spur track at grade across Roberts Avenue situated between the town limits of Santa Rosa and Sebastopol Avenue, County of Sonoma, State of California, as shown by the map (M.W.So.Div.D-3036) attached to the application; said crossing to be constructed subject to the following conditions, viz: -

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding four (4) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe for the passage thereover 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) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order 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.

This order shall become effective ten (10) days after the making thereof.

Dated at San Francisco, California, this 3d day of February, 1923.

C. Seamy

Irving Martin

J. L. Watney
Commissioners.