

Decision No. 29762

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application by
the City of Redwood City to establish
and construct a railroad crossing,
and abolish a crossing already estab-
lished but not yet constructed.

Application No. 21151.

ORIGINAL

BY THE COMMISSION:

O R D E R

The City of Redwood City, County of San Mateo, State of California, on April 26, 1937, applied for authority to construct a public road at grade across a spur track of Southern Pacific Company in said city. Southern Pacific Company has signified, in writing, that it has no objection to the construction of said crossing at grade.

It appearing that a public hearing is not necessary herein; 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; and that the application should be granted,

IT IS HEREBY ORDERED that the City of Redwood City, in the County of San Mateo, State of California, is hereby authorized to construct a public road at grade across a spur track of Southern Pacific Company, at the location more particularly described in the application and as shown by the map attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as a portion of Crossing No. E-28.6-C.

- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by Southern Pacific Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of Southern Pacific Company.
- (3) The crossing shall be constructed of a width of not less than thirty (30) feet and with grades of approach not greater than two (2) 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 a Standard No. 1 Crossing Sign, as specified in our General Order No. 75-A; and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Prior to the beginning of actual construction of the crossing herein authorized, the City of Redwood City shall file with this Commission a certified copy of an appropriate ordinance or resolution, duly and regularly passed, instituting all necessary steps to legally abandon and effectively close the existing publicly-used grade crossing located approximately 200 feet east of the crossing herein authorized. Upon the completion of the crossing herein authorized, and upon its being opened to public use and travel, said existing crossing shall be legally abandoned and effectively closed to public use and travel.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (6) 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.
- (7) 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, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 10th
day of May, 1937.

William M. ...
Leon ...
Frank R. ...
Robert ...
Ray & Riley
Commissioners.