

Decision No. 34224

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
Sonoma County, acting through its )  
Board of Supervisors, for permission ) Application No. 23812  
to construct Railroad Avenue at grade )  
across the Northwestern Pacific Rail- )  
road. )

BY THE COMMISSION:

O R D E R

In the above entitled application Sonoma County has requested authority to make public the crossing of Railroad Avenue with the main line track of Northwestern Pacific Railroad Company in the vicinity of Cotati. The existing grade crossing with the railroad tracks at this point was presumably originally established as a private crossing, but the application states that it has been in continuous use by local residents and by the public for the past fifteen years. The present application is therefore for the purpose of establishing the public status of the crossing. Investigation develops that hazardous view conditions exist at this point and that the crossing should be protected by one Standard No. 3 wigwag.

In view of the circumstances in connection with the establishment of public use of this crossing it appears equitable that one-half of the cost of installing such protection should be borne by applicant and one-half by Northwestern Pacific Railroad Company.

Good Cause Appearing,

IT IS HEREBY ORDERED that the County of Sonoma is authorized to construct Railroad Avenue at grade across the main line tracks of Northwestern Pacific Railroad Company in the vicinity of Cotati, in that county, at the location described in the application, to be identified as Crossing No. 5-44-3.

The cost of constructing said crossing in accordance with the requirements of this order and the maintenance cost outside of lines two feet outside of rails shall be borne by applicant. Northwestern Pacific Railroad Company shall bear maintenance cost between such lines. Width of crossing shall be not less than twenty-four (24) feet and grades of approach shall be not over six (6) per cent. Construction shall be equal or superior to Standard No. 2 of G. O. No. 72. Protection shall be by one Standard No. 1 crossing sign and one Standard No. 3 wigwag installed in accordance with the requirements of the Commission's G. O. No. 75-B. Cost of installing said wigwag shall be borne fifty (50) per cent by applicant and fifty (50) per cent by Northwestern Pacific Railroad Company.

Within thirty days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall become void if not exercised within one year, unless time be extended, or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity or safety so require. This order shall be effective immediately.

Dated at San Francisco, California, this 210<sup>th</sup> day of May, 1941.

[Signature]  
[Signature]  
Justice J. C. Quinn  
Francis R. Havens  
[Signature]  
 Commissioners