

2/19/23

Decision No. 11697

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application of)
Southern Pacific Company for per-)
mission to construct a spur track) Application No. 8691.
at grade across Alvarado Street in)
the City of San Leandro, County of)
Alameda, State of California.)

BY THE COMMISSION: .

O R D E R

Southern Pacific Company, a corporation, having on February 16, 1923, filed with the Commission an application for permission to construct a spur track at grade across Alvarado Street in the City of San Leandro, County of Alameda, 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 (Resolution No. 1160 N.S.) has been granted by Board of Trustees of said city of San Leandro 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 Alvarado Street, 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 Southern Pacific Company to construct a

spur track at grade across Alvarado Street in the City of San Leandro, County of Alameda, State of California, described as follows:

Beginning at a point in Alvarado Street, in the City of San Leandro, said point being distant 33.6 feet northeasterly from the southwesterly boundary line of said Alvarado Street and distant 54.2 feet southeasterly from the southeasterly boundary line of Saunders Street; thence south $13^{\circ}47'$ east a distance of 100.0 feet to a point, said point being distant 9.0 feet northeasterly from the aforesaid southwesterly boundary line of Alvarado Street and distant 151.2 feet southeasterly from the southeasterly boundary line of Saunders Street; thence southerly on a curve to the left having a radius of 404.71 feet, a distance of 47 feet to the southwesterly boundary line of Alvarado Street.

All of the above as shown by the map (S-269-Sheet 3) 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 one (1) 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 five (5) days after the making thereof.

Dated at San Francisco, California, this 20 day of February, 1923.

C. Searcy

Irving Martin
Egerton Shore