

Decision No. 16668.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of  
ALAMEDA BELT LINE for an order author-  
izing the construction, maintenance  
and operation of a track across Oak  
Street in the City of Alameda, County  
of Alameda, State of California.

Application No. 12,792.

BY THE COMMISSION:

ORDER

Alameda Belt Line, a corporation, filed the above-entitled application with this Commission on the 29th day of April, 1926, asking for authority to construct a spur track at grade across a portion of Clement Avenue and at grade across Oak Street, in the City of Alameda, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 1018) has been granted by the City Council of said City of Alameda for the construction of said crossings at grade. It appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide grade separations, or to avoid grade crossings at the points mentioned in this application with said Clement Avenue and said Oak Street and that this application should be granted subject to the conditions hereinafter specified, therefore,

IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Alameda Belt Line to construct a spur track at grade across a portion of Clement Avenue and at grade across Oak Street, in the City of Alameda, County of Alameda, State of California, as follows:

Beginning at a point in the center line of an existing track in the center line of Clement Avenue, Alameda, Alameda County, California; said point lying 103.7 feet southeasterly from the southeastern line of Oak Street produced across Clement Avenue; thence northwesterly along Clement Avenue on a curve to the left having a radius of 235.65 feet a distance of 98.3 feet to a point; thence continuing northwesterly, along Clement Avenue and crossing Oak Street, on a curve to the right having a radius of 222.27 feet a distance of 53.2 feet to a point on the northwestern line of Oak Street 9.8 feet southwesterly from the southwestern line of Clement Avenue;

and as shown by the map (Div'n Eng. Dwg. No. T-4-352) attached to the application; said crossings to be constructed subject to the following conditions, namely:

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

(2) Said crossings shall be constructed equal or superior to type shown as Standard No. 3, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to those portions of said streets now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; shall be protected by suitable crossing signs 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 crossings.

(4) If said crossings shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, 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 crossings 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.

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

Dated at San Francisco, California, this 15<sup>th</sup> day  
of May, 1926.

H. B. ...

C. L. ...

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Commissioners.