

Decision No. 20222

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of the SAN DIEGO AND ARIZONA RAIL-)
WAY COMPANY, a corporation, for)
authority to install a railroad)
industrial spur track on L Street)
across 6th Street in the city of)
San Diego to serve industry.)

APPLICATION NO. 15015.

ORIGINAL

BY THE COMMISSION:

O R D E R

San Diego and Arizona Railway Company, a corporation, filed the above entitled application with this Commission on the 4th day of September, 1928, asking for authority to construct a spur track at grade along "L" Street and across Sixth Street in the city of San Diego, County of San Diego, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 11898) has been granted by the City Council of said city for the construction of said crossing 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 a grade separation or to avoid a grade crossing at the point mentioned in this application with said "L" and Sixth Streets, 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 San Diego and Arizona Railway Company to construct a spur track at grade along "L" Street and across

Sixth Street in the city of San Diego, County of San Diego, State of California, at the location hereinafter particularly described and as shown by the map (dated July 21, 1928) attached to the application:

Spur track on "L" Street from a point on the San Diego and Arizona Railway Company's railroad on "L" Street, approximately 56.7 feet east and 22 feet south from the northeasterly corner of 6th Street, a distance of approximately 325 feet to a point 11.8 feet east and 22 feet south of the westerly corner of Block 130, Hortons Addition, being located at the intersection of "L" and 5th Streets in the city of San Diego.

The above crossing shall be identified as a portion of Crossing No. 36-1.0-C.

Said crossing to be constructed subject to the following conditions, namely:

(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 equal or superior to type shown as Standard No. 2 in General Order No. 72 of this Commission, and shall be constructed of a width to conform to those portions of said streets now graded, with the tops of rails at same elevation as other rails and flush with the roadway, and with grades of approach not exceeding three (3) per cent; shall be protected by a Standard No. 1 crossing sign as specified in General Order No. 75 of this Commission, and shall in every way be made suitable 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) If said crossing 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 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.

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

Dated at San Francisco, California, this 14th day of September 1928.

C. Sweeney

Thos D. Lovett

M. J. Carr
COMMISSIONERS.