

Decision No. 21749.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of }  
SOUTHERN PACIFIC COMPANY for an }  
order authorizing the construc- }  
tion at grade of a spur track }  
across Bernal Avenue, in the City }  
and County of San Francisco, }  
State of California. }

Application No. 16050.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 29th day of October, 1929, asking for authority to construct a spur track at grade across Bernal Avenue, in the City and County of San Francisco, State of California, as hereinafter set forth. No franchise or permit has been granted by the Board of Supervisors of said City and County for the construction of said crossing at grade but the Commission is in receipt of a letter from the City Engineer indicating that the city desires that the application be granted. 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 Bernal Avenue 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 Southern Pacific Company to construct a spur track at grade across Bernal Avenue, in the City and County of San Francisco, State of California, at the location hereinafter par-

ticularly described and as shown by the map (Coast Division Drawing No. 23751) attached to the application.

Description of Crossing

BEGINNING at a point on the southerly line of Bernal Avenue approximately 20 feet easterly from the easterly line of Rousseau Street; thence north-easterly and crossing Bernal Avenue to a point on the northerly line of Bernal Avenue.

Said crossing to be constructed subject to the following conditions and not otherwise:

(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 substantially in accordance with Standard No. 4, in General Order No. 72 of this Commission, and shall be constructed without superelevation and of a width to conform to that portion of said avenue 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 Standard No. 1 crossing signs, 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 4th day of November, 1929.

Thos S Lott

C. Leary

Leon Whitely

Commissioners.