

Decision No. 10799

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of Pacific Electric Railway Company, a corporation, for permission to construct a spur track at grade across Central Avenue and a portion of Eighteenth Street in the City of Newport Beach, County of Orange, State of California.)
Application No. 8080

BY THE COMMISSION:

ORDER

Pacific Electric Railway Company, a corporation, having on July 21, 1922, filed with the Commission an application for permission to construct a spur track at grade across Central Avenue and a portion of Eighteenth Street in the City of Newport Beach, County of Orange, 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 (Ordinance No. 202) has been granted by the Board of Trustees of said City of Newport Beach for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Central Avenue and said Eighteenth 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 Pacific Electric Railway Company to construct a spur track at grade across Central Avenue and a portion of Eighteenth Street in the City of Newport Beach, County of Orange, State of California, in the location as shown by the map (CE 5711) attached to the ap-

plication; said crossings to be constructed subject to the following conditions, viz:-

(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 of a width and type of construction to conform to those portions of Central Avenue and Eighteenth Street now graded, 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 crossings.

(4) The authorization herein granted for the installation of said crossings will 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 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.

Dated at San Francisco, California, this 1st day of August, 1922.

H. B. ...
James ...
... H. ...

Commissioners.