

Decision No. 2217

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of The Atchison, Topeka and Santa
Fe Railway Company, a Corporation,
for authority to construct a spur
track in and along Twentieth Street
and across Peralta Street, in the
City of Oakland, County of Alameda,
State of California.

Application No. 5467.

By the Commission.

O R D E R

The Atchison, Topeka and Santa Fe Railway Company having, on March 19, 1920, filed an application with the Commission for permission to construct a spur track in and along Twentieth Street and across Peralta Streets, in the City of Oakland, County of Alameda, State of California, as more particularly described in the application and as shown by the map attached thereto; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Oakland City Council has granted its permission for the construction of said track at grade; and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said streets, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and

the same is hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade in and along Twentieth Street and across Peralta Street, in the City of Oakland, County of Alameda, State of California, as more particularly described in the application and as shown by the map attached thereto; 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 the streets to be crossed now graded, with grades of approach not exceeding four (4) 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) 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 30th day of March, 1920.

Commissioners.