

ORIGINAL

Decision No. 8128

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the Board of Trustees of the Town of Emeryville, Alameda County, California, for permission to install a grade crossing over the tracks of the suburban electric lines of the Southern Pacific Company at Hollis Street in said Town.

Application No. 6056.

By the Commission,

O R D E R

The Board of Trustees of the Town of Emeryville, Alameda County, California, having on August 23, 1920, filed with the Commission an application for permission to construct Hollis Street at grade across the tracks of Southern Pacific Company's suburban electric lines in said Town, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Southern Pacific Company has signified by letter that it has no objection to the construction of said crossing at grade, providing the crossing is protected by an automatic flagman, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said tracks, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted the Board of Trustees of the Town of Emeryville, Alameda County, California, to construct Hollis Street at grade over the tracks of the suburban electric lines of the Southern Pacific Company, in said Town, as described in the application; said crossing to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossing shall be borne by applicant.

(2) The cost of maintaining the crossing thereafter in good and first-class condition for the safe and convenient use of the public up to two (2) feet of the rails of Southern Pacific Company shall be borne by the applicant.

(3) Southern Pacific Company shall maintain said crossing across its tracks and to a distance of two (2) feet outside thereof.

(4) Said crossing shall be constructed of a width not less than twenty-four (24) feet, with grades of approach not exceeding four (4) per cent; shall be protected by an automatic flagman to be installed at the expense of the applicant and to be maintained thereafter by the Southern Pacific Company; and shall in every way be made safe and convenient for the passage thereover of vehicles and other road traffic.

(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 will revoke its permission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, California, this 23^d day of September, 1920.

Edwin O. Elgerton
H. D. Hayward

H. B. Brundage

Dwight Martin
Commissioners.