

Decision No. 8426

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the application of Pacific Electric Railway Company, a corporation, for authority to construct a single railroad spur track at grade across Ocean Avenue, approximately 181 feet west of Twenty-third Street, in the City of Huntington Beach, Orange County, California.

Application No. 6345

By the Commission,

O R D E R

Pacific Electric Railway Company, a corporation, having on November 29, 1920, filed with the Commission an application for permission to construct a spur track to serve the Standard Oil Company at grade across Ocean Avenue, near Twenty-third Street, in the City of Huntington Beach, Orange County, 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 has been granted by the City of Huntington Beach for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Ocean Avenue, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Pacific Electric Railway Company to construct a spur track at grade across Ocean Avenue, near Twenty-third Street, in the City of Huntington Beach, Orange County, California, described as follows:-

"Beginning at a point in the northeasterly line of said Ocean Avenue, distant, northwesterly one hundred eighty-one and eight hundredths (181.08) feet from the center line of Twenty-third Street, as said Twenty-third Street is shown upon the Map of Huntington Beach, Seventeenth Street Section, recorded on Page 10 in Book 4 of Miscellaneous Maps of Orange County, California. Thence, from said point of beginning westerly along a curve concave northerly and having a radius of one hundred seventy-five (175) feet one hundred thirty-three and fifty-two hundredths (133.52) feet to a point in the Southwesterly line of said Ocean Avenue distant northwesterly two hundred sixty-four and sixty-two hundredths (264.62) feet from the Southwesterly prolongation of the center line of said Twenty-third Street."

All of the above as shown by the map numbered "C.E. 5597" attached to the application; said crossing to be constructed subject to the following conditions, viz:-

(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 of a width and type of construction to conform to that portion of Ocean Avenue to be crossed as same is 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) 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 conven-

ience and necessity demand such action.

Dated at San Francisco, California, this 5th day
of December, 1920.

H. S. Loveland
Frank P. Dehn
Erving Martin

Commissioners.