

ORIGINAL

Decision No. 29967.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
HOWARD TERMINAL, a corporation, for
permission to construct railroad
tracks with impaired side clearance.

Application No. 21272.

BY THE COMMISSION:

O R D E R

Howard Terminal, a corporation, has filed the above numbered application with the Railroad Commission requesting permission and authority to construct railroad tracks with side clearances not in accordance with requirements of the Commission's General Order No. 26-C.

Howard Terminal, applicant herein, proposes the extension and rearrangement of certain tracks, and also the removal of certain other tracks at its plant located at Oakland, California.

In the construction of the new trackage, which will be located inside Units Nos. 5-B, C and D and Unit No. 5-A, room is not available between the steel columns supporting the building in which to provide a clearance of 8 feet 6 inches as required by the Commission's General Order No. 26-C.

To provide side clearances of 8 feet 6 inches would necessitate the entire remodeling of two large warehouses and entail heavy expenditures not considered warranted under the circumstances and conditions.

It appearing that a public hearing is not necessary herein and that the application should be granted,

IT IS HEREBY ORDERED that authority be and it is hereby granted applicant, Howard Terminal, a corporation, to construct one spur track and extend another spur track serving its warehouses located at First and Market Streets in Oakland, Alameda County, California, with side clearances of 8 feet 2 inches between center line of track and steel columns supporting warehouse Units 5-B, C and D, and more definitely shown on blueprint map attached to and made a part of the application, subject to the following conditions:

- (1) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said spur tracks and of its compliance with the conditions hereof.
- (2) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, unless further time is granted by subsequent order.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 28th day of June, 1937.

Malcolm MacFarlane
Leon Russell
Frederic R. Sullivan
Barbara W. Johnson
Ray C. Chey
Commissioners