

ORIGINAL

Decision No. 42508

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
the City of Alameda for Permission to)	
Construct a Crossing at Grade over)	Application No. 26784
Tracks of Alameda Belt Line Railroad,)	
in the City of Alameda, County of)	
Alameda, State of California.)	

FIRST SUPPLEMENTAL ORDER

In Decision No. 38104 in the above entitled matter, the City of Alameda was authorized to construct a temporary crossing of Third Street with tracks of Alameda Belt Line, said crossing being necessary for proper access to a war housing project. The Commission's order contained a provision that the authority would become void within one year unless further time was granted by subsequent order. This authority has been extended from time to time.

Applicant has now requested modification of said decision, removing the time limit and establishing the crossing on a permanent basis. Applicant alleges that a public school has been constructed in close proximity to the proposed crossing; that the crossing is necessary to afford proper access to this school, and for proper fire protection of the housing project, which is still occupied. Alameda Belt Line has withdrawn its objection to the establishment of a permanent crossing.

It appearing that the request of applicant is reasonable and should be granted, IT IS HEREBY ORDERED that Decision No. 38104 be modified by elimination of the following paragraph:

"This authorization is for temporary grade crossing of Third Street and Alameda Belt Line at Atlantic Avenue, and shall become void one year from the effective date of this order unless further time is granted by subsequent order."

In all other respects said Decision No. 38104 is affirmed
and is in full force and effect.

Dated at San Francisco, this 7th day of
November, 1949.

R. Z. Anderson
Justice J. Garrison
Ernest Powell
Harold K. Hill
Herbert P. Potter
COMMISSIONERS