

SEP 28 1961

September 27, 1961

MEMO TO: Harold Raines, Attorney

F R O M: E. E. Ross, Manager, Sewage Disposal Division

SUBJECT: Yerba Buena Avenue Underpass

Attached is City of Oakland letter dated September 20, 1961, giving conditional approval to plans previously submitted for the driveway in Yerba Buena Avenue necessary to connect the easterly end of the recently acquired underpass to Beach Street.

The roadway in question will be located entirely in dedicated but presently unimproved public street, and may have to be removed when the section of the Yerba Buena Avenue is eventually improved by the city. The clearance from the railroad companies required under condition 2, has been obtained, and provision has been made for proper drainage of the structure and roadway as required under condition 5.

Your review and comment relative to the conditions in paragraph 2 would be appreciated.


E. E. ROSS

H. J. Wickman:
I don't know anything about this particular situation. Your comments will be appreciated.
9/28
HJR.

10-18-61

E. Ross & H.J.W. Discussed this matter with H.R., explaining the use which we propose to make of the street etc. H.R. indicated that the City's requirements re liability etc. did not appear to be unreasonable - suggested informal acceptance of the conditions by a letter - which E.R. will prepare.

CITY OF OAKLAND
STREET AND ENGINEERING DEPARTMENT
CITY HALL, 14TH AND WASHINGTON STREETS
OAKLAND 12, CALIFORNIA
CRESTVIEW 3-3871

JAMES E. MCCARTY
SUPERINTENDENT OF STREETS
AND EX OFFICIO CITY ENGINEER
CRESTVIEW 3-3862

WESTON E. FOLLETT
ASSISTANT CITY ENGINEER
CRESTVIEW 3-5171

September 20, 1961

East Bay Municipal Utility District
2130 Adeline Street
Oakland 23, California

Attention: J. D. Foster
Associate Civil Engineer

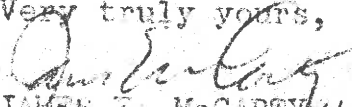
Gentlemen:

Reference is made to your letter of September 8, 1961, and to the three prints enclosed therewith concerning the proposed construction by the E.B.M.U.D. of a temporary access road in the existing unused portion of Yerba Buena Avenue from Beach Street easterly to connect with the easterly end of the old Key System subway.

The construction indicated on the prints meet with our approval provided you understand the following conditions: (1) The access road is temporary and that the E.B.M.U.D. will gain no permanent rights by the construction and use of the road; (2) That before constructing the roadway, the E.B.M.U.D. will obtain clearance from both the P.U.C. and the railroad companies; (3) That the E.B.M.U.D. will protect the City of Oakland from claims of owners of abutting property from damage resulting from the construction of the roadway; (4) That the E.B.M.U.D. will immediately remove the constructed roadway at any time they may later be so directed by the City Engineer; (5) That the E.B.M.U.D. will provide adequate drainage for this subway and protect the City of Oakland from all damage claims resulting from the use of the subway.

Before starting construction work, please notify D. E. Piburn, Maintenance Engineer (CR 3-3241).

Very truly yours,


JAMES E. MCCARTY *W.E.E.*
Superintendent of Streets and
Ex officio City Engineer

JCB:ng
SI

cc: Street Maintenance Engineer