

Decision No. 12666

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of application of )  
Southern Pacific Company for an )  
order authorizing the construction )  
at grade of a spur track across )  
Olive, Flower and Lake Streets, )  
in the city of Burbank, County of )  
Los Angeles, State of California. )

Application No. 9393

**ORIGINAL**

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on September 21st 1923, filed with the Commission an application for permission to construct a spur track at grade across Olive, Flower and Lake Streets in the City of Burbank, County of Los Angeles, State of 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 Board of Trustees of said City of Burbank for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Olive, Flower and Lake Streets, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted Southern Pacific Company to construct a spur track at grade across Olive, Flower and Lake Streets in the City of Burbank, County of Los Angeles, State of California,

described as follows:

BEGINNING at a point on the westerly line at Olive Avenue, which point measured along said line is 178 ft. more or less northerly from the intersection with the northerly line at Flower St. produced; thence southeasterly along a curved line concave to the right with a radius of 458.59 ft. a distance of 105 ft. more or less to a point on the easterly line of Olive Ave., which point measured along said line is 152 ft. more or less northerly from the intersection with the northerly line of Flower St.

BEGINNING at a point on the northerly line at Flower St. which point measured along said line is 198 ft. more or less from intersection with easterly line of Olive Ave; thence southerly along a curved line concave to the right with a radius of 458.59 feet, a distance of 70 ft. more or less to a point on the southerly line of Flower St. which point measured along said line is 257 ft. more or less easterly from intersection with easterly line of Olive Ave.

BEGINNING at a point on the northerly line of Lake St., which point measured along said line is distant easterly 310.0 ft. from the intersection of said northerly line of Lake St. and the easterly line of Olive Ave; thence southerly along a line parallel to Olive Avenue across Lake St. a distance of 60.0 ft. to a point in southerly line of Lake St.

All of the above as shown by the map (Los Angeles Division Drawing F-8567) attached to the application; said crossings to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of said streets now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.

(4) The authorization herein granted for the installation of said crossings will lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(5) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossings as to it may seem right and proper, and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

This order shall become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 1st day  
October  
of September, 1923.

C. A. Seaver  
H. K. Brundage  
Irving Mattair

Commissioners.