

ORIGINAL

Decision No. 12977

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 a)
portion of Chestnut Avenue and)
across Ivy Avenue, in the City of)
Monrovia, County of Los Angeles,)
State of California.)

Application No. 9629

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on December 20, 1923, filed with the Commission an application for permission to construct a spur track at grade across a portion of Chestnut Street and at grade across Ivy Avenue, in the City of Monrovia, 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 a temporary permit has been granted by the Board of Trustees of said City of Monrovia 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 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 a portion of Chestnut Street and at grade across Ivy Avenue in the City of Monrovia, County of Los Angeles, State of California, described as follows:

Beginning at a point in the Southern Pacific Railroad Company's present constructed side track, said point being 4 feet southerly from the northerly line of Chestnut Street, and 15 feet more or less, easterly from the east line of Ivy Avenue produced; thence northwesterly along Chestnut Street, and across Ivy Avenue, through a number 7 switch a distance of 75 feet, more or less, to a point in the west line of Ivy Avenue;

All of the above as shown by the map (Los Angeles Division Dwg. F 8871 Sheet 1 of 1 Form 30 L.A. 9419) 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 one (1) 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 ninety (90) days submit a certified copy of a franchise from the City of Monrovia for the construction of said crossings at grade, and in the event that this is not done, the authorization herein granted for the installation of said crossings shall lapse and shall thereupon become

null and void and of no further force and effect.

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

(5) If said crossings shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, unless further time is granted by subsequent order.

(6) 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 3rd day of December, 1923.

C. Mearns
Dwight Martin
Eugene S. Hare
Commissioners.