

Decision No. 14030

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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IN THE MATTER OF THE APPLICATION OF )  
PACIFIC ELECTRIC RAILWAY COMPANY, a )  
CORPORATION, FOR PERMISSION TO CON- )  
STRUCT A SPUR TRACK AT GRADE UPON )  
AND ACROSS A PORTION OF SAN MARINO )  
AVENUE IN THE CITY OF SAN MARINO, )  
CALIFORNIA. )

APPLICATION No. 10435.

**ORIGINAL**

BY THE COMMISSION:

O R D E R

Pacific Electric Railway Company, a Corporation, filed the above entitled application with this Commission on the 29th day of August, 1924, asking for authority to construct a spur track at grade across San Marino Avenue in the City of San Marino, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance 77) has been granted by the Board of Trustees of said City for the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide a separated grade crossing at the point mentioned in this application, or to avoid a grade crossing with said San Marino Avenue, and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Pacific Electric Railway Company to construct a spur track at grade across San Marino Avenue, in the City of San Marino, County of Los Angeles, State of California, as follows:

Commencing at a point in the present constructed spur track of H. E. Huntington on San Marino Avenue, said point being distant southeasterly 149.31 feet from the intersection of said spur track with the southwesterly prolongation of the center line of private right-of-way of Pacific Electric Railway in that portion of Huntington Drive having a bearing of North 46° 43' 15" east as shown on Map of San Marino Park recorded on pages 74 and 75 in Book 12 of Maps, Los Angeles County Records; thence northwesterly on a tangent curve concave southwesterly and having a radius of 400 feet, 196.2 feet to a point in the Westerly line of San Marino Avenue.

All of the above as shown in red on the map (C.E.7075) attached to the application; said crossing to be constructed subject to the following conditions, viz:

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

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of San Marino Avenue now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by a suitable crossing sign, 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 crossing.

(4) Applicant shall effectively abandon spur track in San Marino Avenue, as shown in purple on map attached to the application, and restore the street to its original condition, at its sole expense.

(5) If said crossing 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.

(C) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing 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 8<sup>th</sup> day of September, 1924.

C. Seavey

H. B. Brundage

Irving Martin  
Ernest Shore

J. T. Whitney  
COMMISSIONERS.