

ORIGINAL

Decision No. 14349

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)	
of the City of Pomona for an order)	Application No. 10576
approving change in grade crossing)	

BY THE COMMISSION:

ORDER

The City Council of the City of Pomona, County of Los Angeles, State of California, filed the above entitled application with this Commission on the 27th day of October 1924, asking for authority to relocate a public grade crossing over the track of Southern Pacific Company in said city, as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to the relocation of said grade crossing, 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 grade separation or to avoid a grade crossing with said track at the point mentioned in the application, and that this application should be granted, subject to the conditions hereinafter specified,

WHEREFORE IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to the City Council of the City of Pomona, County of Los Angeles, State of California, to relocate a public grade crossing of an unnamed city street, across Southern Pacific Company's track, from its present location at engineer's station 807 plus 08, railroad survey, to engineer's station 807 plus 82, as shown by the map (Los Angeles Division Drawing F 9169) attached to the application, said crossing to be relocated subject to the following conditions, namely:

(1) The entire expense of relocating the crossing shall be borne by applicant. The cost of its maintenance up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the relocated crossing between lines two (2) feet outside of the outside rails shall be borne by Southern Pacific Company.

(2) The new crossing at engineer's station 807 plus 82 shall be constructed of a width not less than twenty-four (24) feet and at an angle of fifty (50) degrees to the railroad and with grades of approach not greater than two (2) per cent; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) The existing publicly used crossing located at engineer's station 807 plus 08, railroad survey, shall be legally abandoned in so far as the City of Pomona has power so to do, and shall be effectively closed to use and travel.

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

(5) If said crossing shall not have been relocated 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 relocated 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 from the making thereof.

Dated at San Francisco, California, this 9th day of December, 1924.

W. H. Seavey

Irving Martin
Egerton Shore

Commissioners.