

Decision No. 16423.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of SOUTHERN PACIFIC COMPANY for an order authorizing the construction at grade of a spur track across Vesper Street and across Aetna Street, in the vicinity of Van Nuys station, City of Los Angeles, County of Los Angeles, State of California.

Application No. 12,609.

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 8th day of March, 1926, asking for authority to construct a spur track at grade across vesper Street and at grade across Aetna Street, in the vicinity of van Nuys Station, in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 54017) has been granted by the City Council of said City of Los Angeles for the construction of said crossings at grade. 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 grade separations or to avoid grade crossings at the points mentioned in this application with said Vesper and Aetna Streets respectively 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 Southern Pacific Company to construct its spur track at grade across Vesper Street and Aetna Street respectively in the vicinity of Van Nuys Station, in the City of Los Angeles, County of Los Angeles, State of California, as follows:

VESPER STREET:

Beginning at a point in the westerly line of Vesper Street distant northerly thereon 65 feet more or less from the northwest corner of Vesper and Aetna Streets; thence southeasterly along a curved line, concave to the southwest and having a radius of 409.51 feet, a distance of 71 feet, more or less, to a point in the easterly line of Vesper Street, distant northerly thereon 21 feet, more or less, from the northeast corner of Vesper and Aetna Streets.

AETNA STREET:

Beginning at a point in the northerly line of Aetna Street distant easterly thereon 21 feet, more or less, from the northeast corner of Aetna and Vesper Streets; thence southeasterly along a curved line, concave to the southwest and having a radius of 409.51 feet, a distance of 51 feet, more or less, to a point in the southerly line of Aetna Street, distant easterly thereon 52 feet, more or less, from the southeast corner of Aetna and Vesper Streets.

and as shown by the map (L. A. Div. Drawing B-263 Sheet No. 1) attached to the application; said crossings to be constructed subject to the following conditions, namely:

(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 equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission and of a width to conform to those portions of said streets now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding two (2) 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) 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.

(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.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 6th day of April, 1926.

H. B. Rendiger  
P. C. Sealey

Leon Whitell

Commissioners.