

ORIGINAL

Decision No. 16766.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of the City of Long Beach, a municipal corporation, for the construction of five crossings of the right of way of the Pacific Electric Railway Company by public streets in the City of Long Beach, County of Los Angeles, State of California.

Application No. 12,692.

BY THE COMMISSION:

O R D E R

The City Council of the City of Long Beach, County of Los Angeles, State of California, filed the above entitled application with this Commission on the 30th day of March, 1926, asking for authority to construct five (5) public streets at grade across the tracks of Pacific Electric Railway Company in said city, as hereinafter set forth. The Pacific Electric Railway Company has signified by letter that it has no objection to the construction of said crossings 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 grade separations or to avoid grade crossings with said tracks at the points mentioned in this application, 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 the City Council of the City of Long

Beach, County of Los Angeles, State of California, to construct 52nd Place, 57th Place, Pier Avenue, 66th Place and 70th Place, respectively, at grade across the tracks of Pacific Electric Railway Company as follows:

Those portions of the Pacific Electric Railway Company's private right of way, as shown on map of The Alamitos Bay Tract, recorded in Book 5, Page 137 of Maps, Records of the County of Los Angeles, State of California, which lie between the prolonged north-westerly and southeasterly lines of 52nd Place, 57th Place (formerly Avenue 5), Pier Avenue, 66th Place (formerly Avenue 13) and 70th Place (formerly Avenue 17), as shown on said map of The Alamitos Bay Tract;

and as shown by the map (Exhibit "A") attached to the application, said crossings to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of said crossings up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossings between lines two (2) feet outside of the outside rails shall be borne by Pacific Electric Railway Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossings shall be assessed by applicant, in any manner whatsoever, to the operative property of Pacific Electric Railway Company.

(2) The respective crossings shall be constructed of a width not less than twenty-four (24) feet and at angles of ninety (90) degrees to the railroad and with grades of approach not greater than four (4) per cent; shall be constructed equal or superior to type shown as Standard No. 3, as specified in General Order No. 72 of this Commission; 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) Applicant shall, within thirty (30) days thereafter,

notify this Commission, in writing, of the completion of the installation of each of the said crossings.

(4) If said crossings, or any of them, shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void with respect to the particular crossing or crossings not then installed, unless further time is granted by subsequent order.

(5) If and when a public highway is opened and paved along each side of said tracks between said 52nd Place and 72nd Place, and the crossings herein authorized are constructed, all the existing crossings between 52nd Place and 72nd Place, excepting the ones herein authorized, shall then be abandoned and effectively closed.

(6) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of each of all 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 13th day of May, 1926.

H. H. Brundage
C. Seaver
Leon Whitell