

Decision No. 17875.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
The Atchison, Topeka and Santa Fe
Railway Company, a corporation, for
authority to construct, maintain and
operate a railroad spur track upon
and across Sixth Street, near Mateo
Street, in the City of Los Angeles,
State of California.

ORIGINAL

Application No. 13397.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above-entitled application with this Commission on the 20th day of December, 1926, asking for authority to construct a spur track at grade across Sixth Street, in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 56,106) has been granted by the City Council of said City for the construction of said crossing at grade. Applicant alleges in its application that said spur track connection is to be used for emergency purposes only, such as for fire protection and other such uses. It appears that the industry, already has to be served by the spur track, adequate access to rail facilities but that the hazardous nature of its business requires the emergency connection herein sought. This Commission will, therefore, authorize the construction of the crossing to be used for emergency purposes only. 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 at the point mentioned in this application with said Sixth Street 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 Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across Sixth Street in the City of Los Angeles, County of Los Angeles, State of California, at the location hereinafter particularly described and as shown by the map (Division Engrs. Drwg. No. L-4-8456) attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point in the southern line of Sixth Street, distant 327.25 feet west measured along said southern street line from the western line of Mateo Street; thence north 44.05 feet in a direct line making a southeasterly angle of 90 degrees 23 minutes with the center line of Sixth Street; thence northerly 15.99 feet on a tangent curve concave to the west and having a radius of 573.686 feet to a point in the northern line of Sixth Street, distant 322.95 feet measured along said northern street line from the western line of Mateo Street.

Said crossing to be constructed subject to the following conditions, and not otherwise:

(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 substantially in accordance with Standard No. 4, in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said street now graded, with the tops 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) Trains, cars, motors or engines of applicant shall not be operated over said crossing unless fire hazard or other extreme emergency should so require. A sign, calling attention to this provision, shall be so placed at crossing to be visible to trainmen.

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

(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.

(6) 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.

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

Dated at San Francisco, California, this 12th day of January, 1927.

Ernest
J. B. Deane
Chairman
Leon White

Commissioners.