

Decision No. 19757

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 siding across Penrose)
 Avenue (C.R.C. #B-167.2) in the)
 City of Los Angeles, County of)
 Los Angeles, State of California)

APPLICATION NO. 14471

BY THE COMMISSION:

ORIGINALORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 2nd day of March, 1928, asking for authority to construct a side track at grade across Penrose Avenue in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 60,072) has been granted by the City Council of said City for the construction of said crossing 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 a grade separation or to avoid a grade crossing at the point mentioned in this application with said Penrose 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 Southern Pacific Company to construct a side track at grade across Penrose Avenue 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 (L.A. Div. Drwg. F.9843) attached to the application.

Description of Crossing

Across Penrose Avenue parallel with and distant northeasterly 15 feet, at right angles, from the center line of the Southern Pacific Railroad Company's main track.

The above crossing shall be identified as a portion of Crossing No. B-467.2.

Said crossing to be constructed subject to the following conditions, namely:

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 equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said avenue now graded, with the tops of rails at same elevation as main line rails and flush with the roadway, and with grades of approach not exceeding one (1) 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. No train, motor, engine or car shall be allowed to stand on this track within one hundred (100) feet of either property line of Penrose Avenue, unless said crossing is protected by a member of train crew or other competent employee acting as flagman.
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 11th day of

May, 1928.

Leon White

A. Seaman

David S. Loring

M. J. Lee

Commissioners