

Decision No. 21137

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the applica-)
tion of City of Lynwood, for)
permission to construct a pub-)
lic street over a railroad and)
grade crossing.)

Application No.15290

BY THE COMMISSION:

ORDER

ORIGINAL

The City Council of the City of Lynwood, County of Los Angeles, State of California, filed the above entitled application with this Commission on the 26th day of December, 1928, asking for authority to construct a public street known as Elmwood Avenue at grade across the track of Southern Pacific Company, in the said City of Lynwood as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to the construction of said crossing 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 a grade separation or to avoid a grade crossing with said track at the point 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 Lynwood, County of Los Angeles, State of California, to construct Elmwood Avenue at grade across the track of Southern Pacific Company at the location hereinafter particularly described and as shown by the map (Exhibit A)

attached to the application.

Description of Crossing

Beginning at the intersection of the easterly prolongation of the center line of Lynwood Road as shown on the map of Watt's Park Tract recorded in Book 8, page 70 of Maps, Records of Los Angeles County, California, with the westerly line of the right of way of the Southern Pacific Railroad Company, which last mentioned line is the easterly line of Alameda Street; thence northerly along said right of way line 63.88 feet to a point; thence N.83°-16 E.90.01 feet to a point on the easterly line of said right of way; thence southerly along the easterly line of said right of way 130.01 feet to a point; thence S.83°-16' W. 90.01 feet to a point on the easterly line of Alameda Street; thence N.7°-31' W. along the said easterly line of Alameda Street, 66.18 feet to the point of beginning, all in Lynwood, Los Angeles County, California.

The above crossing shall be identified as Crossing No.

BG-491.5.

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

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

(2) The crossing shall be constructed of a width not less than seventh-four (74) feet and at an angle of approximately ninety (90) degrees to the railroad and with grades of approach not greater than four (4) per cent; shall be constructed substantially in accordance with Standard No.3 as specified in General Order No.72 of this

Commission; shall be protected by a Standard No.1 crossing sign as specified in General Order No.75 of this Commission and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.

(3) A Standard No.3 wigwag as specified in General Order No.75 of this Commission shall be installed and maintained for the protection of said crossing. The cost of installation shall be borne by applicant. The cost of maintenance shall be borne by Southern Pacific Company.

(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 21st day of

May, 1929.

David L. Lattin
of San Francisco
Commissioner
Leon Whiteley
W. J. Carr
Commissioners.