

**ORIGINAL**

Decision No. 21303

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application )  
of the City of Huntington Park )  
for street crossings at Malabar )  
Street and Seville and Miles )  
Avenues across the Pacific Elec- )  
tric Railway tracks on Randolph )  
Street in said City. )

Application No. 15714

BY THE COMMISSION:

ORDER

The City Council of the City of Huntington Park, County of Los Angeles, State of California, filed the above entitled application with this Commission on the 15th day of June, 1929, asking for authority to construct public streets known as Malabar Street, Seville Avenue and Miles Avenue at grade across the tracks of Pacific Electric Railway Company, in the City of Huntington Park as hereinafter set forth.

Applicant alleges that the Pacific Electric Railway Company and the City of Huntington Park have agreed that the Railway Company would bear the entire cost of constructing the crossings in view of considerations in connection with the condemnation proceedings for the widening of Randolph Street in the City of Huntington Park which street is constructed parallel to and on either side of Pacific Electric Railway Company's right-of-way.

Applicant further alleges that Madora Avenue is an old street lying west of Malabar Street and has long since been closed by legal proceedings, but the legal crossing over Pacific Electric Railway Company's right-of-way still appears of record and a legal

crossing over said right-of-way at Stafford Avenue also appears of record, but the crossing has never been constructed. Applicant requests that the Commission approve the abandonment of these two crossings.

Said Pacific Electric Railway Company has signified in writing 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 Huntington Park, County of Los Angeles, State of California, to construct Malabar Street, Seville Avenue and Miles Avenue at grade across the tracks of Pacific Electric Railway Company at the locations hereinafter particularly described and as shown by the map (Exhibit A) attached to the application.

#### Description of Crossings

All that part of the Pacific Electric Company's right of way in the City of Huntington Park embraced between the prolongations across said right of way of the easterly and westerly lines of Malabar Street in said City.

All that part of the Pacific Electric Company's right of way in the City of Huntington Park embraced between the prolongations across said right of way of the easterly and westerly lines of Seville Avenue in said City.

All that part of the Pacific Electric Company's right of way in the City of Huntington Park embraced between the prolongations across said right of way of the easterly and westerly lines of Miles Avenue in said City.

The above crossings shall be identified as follows:

|                |         |
|----------------|---------|
| Malabar Street | 6C-5.22 |
| Seville Avenue | 6C-5.52 |
| Miles Avenue   | 6C-5.71 |

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

(1) The entire expense of constructing the crossings shall be borne by Pacific Electric Railway Company. The cost of maintenance of those portions of said crossings outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of those portions of the crossings between lines two (2) feet outside of the outside rails shall be borne by Pacific Electric Railway Company.

(2) The crossings shall be constructed of a width not less than forty (40) feet and at an angle of approximately eighty (80) 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.4 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 at Crossings No.6C-5.22, No.6C-5.52 and No.6C-5.71. The cost of installing and maintaining said wigwags shall be borne by Pacific Electric Railway Company.

(4) Applicant shall file within sixty (60) days from the date of this order, a certified copy of the appropriate ordinance or resolution, duly and regularly passed, instituting all necessary steps to legally abandon the crossings of Madora Street and Stafford

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Avenue (Crossings No. 6C-4.99 and No. 6C-5.59) which crossings appear of record only, and thereby cancel any rights or claims that might exist for public crossings at these points.

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

(6) 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.

(7) 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 28<sup>th</sup> day of June, 1929.

David L. Latta

W. J. Lacey

George O. Lacey

M. J. Lacey

Commissioners.