

Decision No. 21764.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the City of Santa Monica, a municipal corporation, for an order authorizing the crossing of certain railroad tracks of the Pacific Electric Railway Company at grade at Kinney Street extended in the City of Santa Monica.

Application No. 15911.

BY THE COMMISSION:

O R D E R

The City Council of the City of Santa Monica, County of Los Angeles, State of California, filed the above entitled application with this Commission on the 28th day of August, 1929, asking for authority to construct a public street, known as Kinney Street, at grade across the tracks of Pacific Electric Railway Company's so-called Venice Short Line and Inglewood Freight Branch, in the said City of Santa Monica, as hereinafter set forth. Said Pacific Electric Railway Company has signified by letter that it has no objection to the construction of said crossing at grade. The Commission's Engineering Department recommends that the crossing be protected by the installation of suitable signs, illuminated at night, requiring all vehicles to stop before crossing over said crossing. 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 Santa Monica, County of Los Angeles, State of California, to construct Kinney Street at grade across the tracks of Pacific Electric Railway Company's

so-called Venice Short Line and Inglewood Freight Branch at the locations hereinafter particularly described and as shown by the map attached to the application.

#### DESCRIPTION OF CROSSING

All of Lots 8 and 9, Block 4, Tract 7425, as recorded in Book 86, Pages 63 to 66, inclusive, of Maps, Records of Los Angeles County. All that portion of Lots 8 and 9, Block C, Santa Monica Tract, as recorded in Book 53, Page 29, Miscellaneous Records of Los Angeles County, lying between the southwesterly line of Main Street and the northeasterly line of Tract 7425, as recorded in Book 86, Pages 63 to 66, inclusive, of Maps, Records of Los Angeles County. All that portion of the Rancho La Ballona, as recorded in Book 1, Pages 301 to 310, of Patents, Records of Los Angeles County, lying within the following described boundary: Beginning at the most southerly corner of Lot 9, Block 4, Tract 7425, as recorded in Book 86, Pages 63 to 66, inclusive, of Maps, Records of Los Angeles County, thence in a straight line to the most northerly corner of Lot 45, Block 6, Crescent Bay Tract, as recorded in Book 2, Pages 13 and 14 of Maps, Records of Los Angeles County; thence in a straight line to the most easterly corner of Lot 44, Block 5, Crescent Bay Tract, as recorded in Book 2, Pages 13 and 14 of Maps, Records of Los Angeles County; thence in a straight line to the most southerly corner of Lot 7, Block 4, Tract 7425, as recorded in Book 86, Pages 63 to 66, inclusive, of Maps, Records of Los Angeles County; thence in a straight line to the point of beginning. All that portion of Kinney Street, vacated and abandoned by Special Ordinance No.68, of the City of Santa Monica, entitled: "An Ordinance vacating and closing up portions of certain streets and alleys abutting on the right-of-way of the Los Angeles Pacific Electric Railway Company and lying between Hollister Avenue and Pier Avenue in the City of Santa Monica", passed August 31, 1908, said portion being designated as Parcel No.2 in said Ordinance, being a parcel of land extending from the southwesterly line of Lot 44, Block 5, said Crescent Bay Tract, produced southeasterly and the northeasterly line of said Lot 44, produced southeasterly and lying between the northwesterly and southeasterly lines of Kinney Street produced northeasterly.

The above crossings shall be identified as follows:

Venice Short Line	Crossing No.6V-15.67
Inglewood Freight Branch	Crossing No.64B-1.21

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 applicant. 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. 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 crossings shall be constructed of a width not less than thirty-four (34) feet and at an angle of 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. 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) Said crossing No. 6V-15.67 shall not be opened to public use until applicant shall, by proper authority, cause to be erected on each side of said crossing an appropriate sign, requiring all vehicles to stop before crossing over said crossing. Said sign shall be located and illuminated at night so as to be easily visible by motorists approaching said crossing. Said sign shall be installed and maintained at the expense of applicant.

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

(5) 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.

(6) 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 6<sup>th</sup> day of November, 1929.

Thos. J. Lott

Chas. J. Lott

Leon Whiteley

M. J. Lott  
Commissioners.