

NAW:IB

Decision No. 21913

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of Pacific Electric Railway Company, a corporation, for permission to construct a spur track at grade across Aliso Street, near Hewitt Street, in the City of Los Angeles, State of California.

Application No.16108

**ORIGINAL**

BY THE COMMISSION:

ORDER

Pacific Electric Railway Company, a corporation, filed the above entitled application with this Commission on the 22d day of November, 1929, asking for authority to construct a spur track at grade across a portion of Aliso Street in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. A permit has been granted by the Board of Public Works of said City, subject to the approval of the City Council, 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 Aliso 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 Pacific Electric Railway Company to construct a spur track at grade across a portion of Aliso Street in the City of Los Angeles, County of Los Angeles, State of California, at the location shown by the map (C.E.H.12050-b) attached to the application.

The above crossing shall be identified as Crossing No.6P-1.21-C.

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 without super-elevation and 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 conforming with the official grades of said Aliso Street; shall be protected by a Standard No. 2 crossing sign, as specified in General Order No. 75 of this Commission, and shall in every way be made suitable for the passage thereover of vehicles and other road traffic.

(3) No engine or motor shall be operated over said crossing with a car preceding said engine or motor without first having been brought to a stop and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman.

(4) Applicant shall, within sixty (60) days, submit a certified copy of a franchise or permit from the City of Los Angeles for the construction of said crossing at grade and in the event that this is not done, the authorization herein granted for the installation of said crossing shall lapse and shall thereupon become null and void and of no further force and effect.

(5) Applicant shall remove the track shown in dotted legend and marked "Existing Spur" on the map attached to the application, in so far as it lies in Aliso Street, and shall repair the street to conform to the remainder thereof.

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

(7) 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.

(8) 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 16<sup>th</sup> day of December, 1929.

Thos. G. Smith  
Ch. A. Seaver  
Ernest C. St.  
Leon A. Whalley  
W. J. C.  
Commissioners