

Decision No. 22764

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 spur track across Puente Avenue (so-called) in the vicinity of Puente Station, County of Los Angeles, State of California.

ORIGINAL

Application No. 16772

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 28th day of July, 1930, asking for authority to construct a spur track at grade across Puente Avenue in the vicinity of Puente Station, County of Los Angeles, State of California, as hereinafter set forth. Applicant alleges that it has been informed by the Road Commissioner's office of Los Angeles County that the County of Los Angeles does not recognize Puente Avenue as a dedicated street across applicant's right of way and that the Board of Supervisors therefore cannot grant a franchise or permit for the proposed crossing. The County of Los Angeles did, however, grant to applicant a permit, copy attached to the application whereby applicant is permitted to excavate across Puente Avenue for the installation of said spur track. 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 Puente 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 spur track at grade across Puente Avenue in the vicinity of Puente Station, County of Los Angeles, State of California, at the location hereinafter particularly described and as shown by the map (Los Angeles Division Drawing No. D-117) attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point in the easterly line of a travelled road, known as Puente Avenue, distant northerly thereon 18 feet, at right angles, from the center line of the Southern Pacific Railroad Company's Main Line Track; thence westerly and parallel to said center line of said main line track, a distance of 23 feet to a point in the westerly line of said travelled road, as shown colored in red on blue-print map of Los Angeles Division Drawing D-117; said travelled road is identified in the records of the California Railroad Commission as grade crossing No. B-500.9.

The above crossing shall be identified as a portion of Crossing No. B-500.9.

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 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 flush with the roadway, and with grades of approach not exceeding five (5) per cent; and shall in every way be made suitable for the passage there-
over of vehicles and other road traffic.

(3) Applicant shall remove the track shown in yellow on the map (Los Angeles Division Drawing No.D-117) attached to the application, insofar as it lies in Puente Avenue; and shall repair the street to conform to the remainder thereof.

(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 7th day of

August, 1930.

Chas. H. Lawrence
James D. Smith
Frank B. Leland

Commissioners.