

Decision No. 23302

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

City of Burbank, a municipal corporation,  
Burbank Chamber of Commerce, a corporation,  
Burbank Realty Board, a corporation,

Complainants,

vs.

Southern Pacific Railroad Company, a  
corporation, Southern Pacific Company,  
a corporation,

Defendants.

ORIGINAL

Case No. 2530.

BY THE COMMISSION:

*Rem*

*Second*  
SECOND SUPPLEMENTAL ORDER

The City of Burbank, Burbank Chamber of Commerce, Burbank Realty Board, Southern Pacific Railroad Company and Southern Pacific Company, complainants and defendants in the above entitled case, have petitioned this Commission requesting that Decision No. 20035, dated July 11th, 1928, in Case No. 2530, be amended so as to permit the storage of cars on Southern Pacific Company's side and spur tracks opposite the City of Burbank's storage yards less than one hundred (100) feet from the grade crossing of Olive Avenue (Crossing No. B-472.2) and the tracks of said railroad company, without the necessity of trainmen acting as human flagmen at said crossing.

The Commission, by its Decision No. 20035, approved certain stipulations and reservations relative to the protection of certain crossings in the City of Burbank, among which is the above

mentioned Olive Avenue crossing. One condition of this order provides for the protection of the Olive Avenue crossing as follows:

"VII. Cars should not be stored or spotted on side or spur tracks within 100 feet of the crossing, unless trainman is available to act as human flagman."

The foregoing provision was subject to the following reservation:

"That modification be made of recommendation VII whenever impractical to place same in effect at industrial spurs."

Subsequent to the issuance of Decision No. 20035, the Commission, by its Decision No. 22514, dated June 9th, 1930, in Application No. 16381, granted the City of Burbank authority to widen the Olive Avenue crossing from a width of twenty-four (24) feet to a width of sixty-four (64) feet and, further, that the crossing be protected by two Standard No. 3 wigwags and "second-train" indicators.

It now appears that the petitioners' request is reasonable; that a public hearing is not necessary; and that the request should be granted,

IT IS HEREBY ORDERED that Recommendation VII in Decision No. 20035, dated July 11th, 1928, in this proceeding, be considered not to affect Southern Pacific Company's side and spur tracks at the northerly side of the grade crossing of Olive Avenue (Crossing No. B-472.2) in the City of Burbank.

For all other purposes, the Commission's Decision No. 20035 shall remain in full force and effect.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 19th day of January, 1931.

Leon Whiteley  
W. B. Harris  
Fred G. Stewart  
-2- Commissioners.