

Decision No. 23829BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the CITY OF ONTARIO for an order for a public highway, or crossing, across the track of the Pacific Electric Railway Company on Euclid Avenue in the City of Ontario at a point 137.1 feet south of the center line of the main track of the Atchison, Topeka and Santa Fe Railroad in said City of Ontario.

APPLICATION NO. 17432

BY THE COMMISSION.

O R D E R

The City Council of the City of Ontario, County of San Bernardino, State of California, on June 8, 1931, applied for authority to construct a public street known as Stowell Street, at grade across the track of Pacific Electric Railway Company, in the said City of Ontario. Pacific Electric Railway Company, on June 23, 1931, signified in writing, that it has no objection to the construction of said crossing at grade. It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing with said track at the point mentioned and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the City Council of the City of Ontario, in the County of San Bernardino, State of California, is hereby authorized to construct Stowell Street at grade across the track of Pacific Electric Railway Company, at the location more particularly described in the application and as shown by the maps (Exhibits "A," "B" and "C") attached thereto, subject to the following conditions, and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 6T-35.95-C.

- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by Pacific Electric Railway Company. Pacific Electric Railway Company shall perform all actual work of constructing the crossing between lines two (2) feet outside of the rails.
- (3) The crossing shall be constructed of a width of not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than eight (8) per cent; shall be constructed equal or superior to type shown as Standard No. 3 in our General Order No. 72; shall be protected by Standard No. 1 crossing signs, as specified in our General Order No. 75, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (5) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, 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, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 29<sup>th</sup> day of

June, 1931.

Clarence  
Leon  
W. B. Harris  
Fred G. Stewart  
 Commissioners.