

Decision No. 24961

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the  
 CITY OF BEVERLY HILLS for an order  
 authorizing the construction of cross-  
 ings at grade over the Pacific Electric  
 Railway Company's tracks and right-of-  
 way, Sixteenth Street Line, from Burton  
 Way northerly at Crescent Drive and  
 Rexford Drive in the City of Beverly  
 Hills, Los Angeles County, California,  
 and for the closing of a crossing at  
 grade over the said tracks at Alpine  
 Drive, and for the widening of a cross-  
 ing at grade over the said Pacific  
 Electric Railway Company's tracks and  
 right-of-way, both Sixteenth Street  
 Line and Hollywood Line, where said  
 tracks cross Canon Drive.

**ORIGINAL**

APPLICATION No. 18236

BY THE COMMISSION.

O R D E R

The City Council of the City of Beverly Hills, County of  
 Los Angeles, State of California, on June 23, 1932, applied for  
 authority to construct public streets known as Rexford and Crescent  
 Drives at grade, to widen the existing grade crossings of Canon  
 Drive and to close the existing grade crossing of Alpine Drive,  
 across the tracks of Pacific Electric Railway Company, in the said  
 City of Beverly Hills. Pacific Electric Railway Company, on  
 June 27, 1932, signified, in writing, that it has no objection  
 to the construction or widening of said crossings at grade.

It appearing that a public hearing is not necessary herein;  
 that it is neither reasonable nor practicable at this time to pro-  
 vide grade separations or to avoid grade crossings with said tracks  
 at the points mentioned and that the application should be granted,  
 subject to certain conditions,

IT IS HEREBY ORDERED that the City Council of the City of  
 Beverly Hills, in the County of Los Angeles, State of California,

is hereby authorized to construct Rexford and Crescent Drives at grade across the tracks of Pacific Electric Railway Company and to widen and improve the grade crossings of Canon Drive (crossing Nos. 6S-10.05 and 6E-12.20) across said tracks at the locations more particularly described in the application and as shown by the maps (Maps Nos. 870-1, 870-2 and 871) attached thereto, subject to the following conditions and not otherwise:

(1) The above crossings shall be identified as follows:

Rexford Drive, .....	Crossing No.	6S-9.87
Crescent Drive, .....	" "	6S-9.96
Canon Drive ( portion of	" "	6S-10.05
( portion of	" "	6E-12.20

- (2) The entire cost of constructing, maintaining and protecting said crossings shall be borne in accordance with an agreement to be hereinafter entered into by the interested parties, a certified copy of which shall be filed with this Commission, for its approval, prior to the commencement of construction. In the event said parties are unable to agree, said costs will be apportioned by supplemental order herein.
- (3) The crossings shall be constructed in accordance with the widths and at angles to the railroad as shown on blue print maps (Maps Nos. 870-1, 870-2) attached to the application and with grades of approach not greater than four (4) per cent; shall be constructed equal or superior to type shown as standard No. 3 in General Order No. 72 of this Commission and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Said crossings Nos. 6S-9.87 and 6S-9.96 shall be protected in accordance with a plan to be filed with this Commission, for its approval, prior to the commencement of construction. Said plan shall show the type of signals, location of signals and operating electrical circuits.
- (5) Applicant shall cause to have removed all trees, shrubs and other forms of vegetation to the extent that a clear view of said tracks may be had for a distance of not less than one hundred (100) feet in either direction from said crossings Nos. 6S-9.87 and 6S-9.96 from a point on the proposed highways located one hundred (100) feet from the tracks.

- (6) Prior to the beginning of actual construction of the crossings herein authorized, the City of Beverly Hills shall file with this Commission a certified copy of an appropriate ordinance or resolution, duly and regularly passed, instituting all necessary steps to legally abandon and effectively close the existing public grade crossing at Alpine Drive and identified as crossing No. 6S-9.77. Upon the completion of the crossings herein authorized and upon their being opened to public use and travel, said crossing No. 6S-9.77 shall be legally abandoned and effectively closed to public use and travel.
- (7) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings and of its compliance with the conditions hereof.
- (8) 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.
- (9) 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, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 30<sup>th</sup> day of June, 1932.

W. B. Harris  
Fred G. Heckert  
Commissioners.