

Decision No. 25521.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of the City of Long Beach, a municipal corporation, for the construction
of crossing of the right of way of the
Pacific Electric Railway Company at Bay
Shore Avenue, in the City of Long Beach,
County of Los Angeles, State of California.

Application No. 18582.

BY THE COMMISSION:

ORIGINAL

O R D E R

The City Council of the City of Long Beach, County of Los Angeles, State of California, on December 14, 1932, applied for authority to construct a public street known as Bay Shore Avenue at grade across the tracks of Pacific Electric Railway Company in the said City of Long Beach. Pacific Electric Railway Company, by an easement dated May 10, 1932, a copy of which is attached to and made a part of the application, signified, 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 tracks 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 Long Beach, in the County of Los Angeles, State of California, is hereby authorized to construct Bay Shore Avenue at grade across the tracks of the Pacific Electric Railway Company at the location more particularly described in the application and as shown by the maps (Exhibit "B") attached thereto, subject to

the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 6E-22.41.
- (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 outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by Pacific Electric Railway Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of 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 outside rails.
- (3) The crossing shall be constructed of a width of not less than forty (40) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than four (4) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by a Standard No. 1 crossing sign and a Standard No. 3 wigwag 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 31st day of December, 1932.

C. C. Kearney
Leon Whitney
W. A. Lee
M. B. Blain
Fred G. Atkinson
Commissioners.