

Decision No. 25799

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of the CITY OF LOS ANGELES for)
authority to construct a viaduct)
and extend Motor Avenue with im-)
paired clearance under the tracks)
of the PACIFIC ELECTRIC RAILWAY)
COMPANY between Manning Avenue and)
National Boulevard in Los Angeles)

APPLICATION NO. 18704

ORIGINAL

BY THE COMMISSION.

O R D E R

The City of Los Angeles, on February 9, 1933, applied for authority to construct a public road known as Motor Avenue, at separated grades under the Santa Monica Air Line track of Pacific Electric Railway Company in the vicinity of Palms in the City of Los Angeles, County of Los Angeles, State of California. Pacific Electric Railway Company, on February 15, 1933, signified, in writing, that it has no objection to the construction of said undergrade crossing. Applicant sets forth in the application that it is agreeable to paying the entire cost of the proposed separation.

It is proposed in the application to construct this separation as a temporary structure with impaired clearance of twelve feet, four inches (12'-4"). This is occasioned by the fact that traffic conditions require the construction of the above mentioned Motor Avenue at separated grades and funds for the building of a permanent structure, with clearances as provided by the Commission's General Order No. 26-C, are not available at this time. Detailed plans have been prepared to eventually raise

the grade of the Pacific Electric track at this point and build a permanent separation with standard clearance.

It appearing that a public hearing is not necessary herein; that it is in the interest of public convenience and necessity that the undergrade crossing be constructed and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the City of Los Angeles is hereby authorized to construct a public road known as Motor Avenue, at separated grades under the Santa Monica Air Line track of Pacific Electric Railway Company, in the vicinity of Palms, in the City of Los Angeles, County of Los Angeles, State of California, at the location more particularly described in the application and substantially in accordance with and as shown by the plan (Exhibit "A") attached to the application, subject to the following conditions:

- (1) The above crossing shall be identified as Crossing No. 6A-12.29-B.
- (2) The entire expense of constructing and thereafter maintaining the undergrade crossing in good and first-class condition for safe and convenient use of the public shall be borne by applicant in accordance with the terms of the application dated February 7, 1933.
- (3) Said crossing shall be constructed with clearances conforming to the provisions of this Commission's General Order No. 26-C, except that a vertical clearance of twelve (12) feet, four (4) inches may be maintained for a period not to exceed one (1) year.
- (4) Applicant shall install and maintain illuminated impaired clearance signs on each side of said grade separation notifying the public of said impaired clearance.
- (5) Prior to the beginning of actual construction of the grade separation herein authorized, the City of Los Angeles 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 Motor Avenue and identified as Crossing No. 6A-12.31. Upon

the completion of the crossing herein authorized and upon its being opened to public use and travel, said Crossing No. 6A-12.31 shall be legally abandoned and effectively closed to public use and travel.

- (6) 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.
- (7) 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.

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

Dated at San Francisco, California, this 3rd day of April, 1933.

C. L. ...
Leon ...
M. A. ...
W. B. ...
W. ...
Commissioners.