

Decision No. 27276

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application  
of the COUNTY OF ORANGE and the  
CITY OF LA HABRA for an order  
authorizing the construction and  
maintenance of a crossing over the  
Pacific Electric right of way and  
tracks at Walnut Street in the City  
of La Habra, County of Orange, State  
of California. )

) Application No. 19274

**ORIGINAL**

BY THE COMMISSION:

O R D E R

The City Council of the City of La Habra and the Board of Supervisors of the County of Orange, State of California, on January 22, 1934, applied for authority to construct a public street known as Walnut Street, at grade across the track of Pacific Electric Railway Company. Subsequently, on May 25, 1934, an amended application was filed in this proceeding, seeking permission to construct Walnut Street at grade across the track of the Los Angeles & Salt Lake Railroad Company as well as the track of the Pacific Electric Railway Company, both crossings being on the boundary line between the City of La Habra and the County of Orange and separated by a distance of approximately one hundred and seventy (170) feet.

Pacific Electric Railway Company, on February 14, 1934, and Los Angeles & Salt Lake Railroad Company, on June 9, 1934, signified, in writing, that they have no objection to the construction 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 La Habra and the Board of Supervisors of the County of Orange, State of California, are hereby authorized to construct Walnut Street at grade across the tracks of Pacific Electric Railway Company and the Los Angeles & Salt Lake Railroad Company, at the locations more particularly described in the application and as shown by the maps (Exhibit "A") attached thereto, subject to the following conditions and not otherwise:

- (1) The Pacific Electric Railway crossing shall be identified as Crossing No. 6C-21.86.

The Los Angeles & Salt Lake Railroad crossing shall be identified as Crossing No. 3Y-9.4.

- (2) The entire expense of constructing the crossings shall be borne by applicants. The cost of maintenance of those portions of said crossings outside of lines two (2) feet outside of the rails shall be borne by applicants. The maintenance of that portion of crossing No. 6C-21.86 between lines two (2) feet outside of the rails shall be borne by Pacific Electric Railway Company. The maintenance of that portion of crossing No. 3Y-9.4 between lines two (2) feet outside of the rails shall be borne by Los Angeles & Salt Lake Railroad Company. Pacific Electric Railway Company shall perform all actual work of constructing crossing No. 6C-21.86 between lines two (2) feet outside of the rails. Los Angeles & Salt Lake Railroad Company shall perform all actual work of constructing crossing No. 3Y-9.4 between lines two (2) feet outside of the rails.

- (3) The crossings shall be constructed of a width of not less than thirty (30) feet and at angles to the railroads approximately as indicated by Exhibit "A" attached to the application, and with grades of approach not greater than three (3) per cent; shall be constructed equal or superior to type shown as standard No. 2 in General Order No. 72 of this Commission; shall each be protected by two standard No. 1 crossing signs as specified in General Order No. 75-A of this Commission, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.

- (4) Applicants shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings and of their 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 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 13th day of August, 1934.

Leon Whiteley

W. A. Carr

M. B. Harris

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W. A. Carr

Commissioners