

Decision No. 27579

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 certain crossings)
of the right of way of the Los) Application No. 19727
Angeles & Salt Lake Railroad)
Company at Badger Avenue, between)
Dock Street and Seaside Boulevard,)
in the City of Long Beach, County)
of Los Angeles, State of California.)

BY THE COMMISSION.

ORIGINAL

ORDER

The City Council of the City of Long Beach, County of Los Angeles, State of California, on November 27, 1934, applied for authority to construct a public street known as Badger Avenue at grade across the tracks of Los Angeles & Salt Lake Railroad Company in the said City of Long Beach. Los Angeles & Salt Lake Railroad Company signified that it has 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 provide 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 Long Beach, in the County of Los Angeles, State of California, is hereby authorized to construct Badger Avenue at grade across the tracks of Los Angeles & Salt Lake Railroad Company, at the locations more particularly described in the application and as shown by the map (Exhibit "A") attached thereto, subject to the following conditions and not otherwise:

- (1) The crossings authorized herein shall be identified as follows:

Main Line track, as described in paragraph 3 of the application, Crossing No. 3A-23.42.

Northerly spur track, as described in paragraph 4 of the application, Crossing No. 3A-23.64-C.

Southerly spur track, as described in paragraph 5 of the application, Crossing No. 3A-25.61-C.

- (2) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of those portions of said crossings up to lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of those portions of the crossings between lines two (2) feet outside of the rails shall be borne by Los Angeles & Salt Lake Railroad Company. Los Angeles & Salt Lake Railroad Company shall perform all actual work of constructing the crossings 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 as shown on 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, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) The crossings authorized herein shall be protected in the following manner:
- No. 3A-23.42, one standard No. 3 wigwag and one standard No. 1 crossing sign, as specified in General Order No. 75-A of this Commission.
- No. 3A-23.64-C, two standard No. 1 crossing signs.
- No. 3A-25.61-C, two standard No. 1 crossing signs.
- The entire cost of installation of said protective devices shall be borne by applicant. The maintenance of said protective devices shall be borne by the Los Angeles & Salt Lake Railroad Company.
- (5) 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.
- (6) 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.

- (7) 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 5th day of December, 1934.

W. H. A. Cunn
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Commissioners.