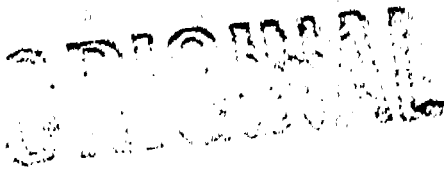


Decision No. 27890

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of CITY OF SOUTH PASADENA, a municipal corporation for an order authorizing improvement of existing crossing. ) Application No. 19735

BY THE COMMISSION.



ORDER

The City Council of the City of South Pasadena, County of Los Angeles, State of California, on December 3, 1934, applied for authority to construct a public street known as Lincoln Park Place at grade across the track of The Atchison, Topeka and Santa Fe Railway Company in the said City of South Pasadena. The Atchison, Topeka and Santa Fe Railway Company, on December 14, 1934, signified, in writing, that it has no objection to the construction of said crossing at grade. In its report dated December 20, 1934, the Los Angeles County Grade Crossing Committee indicated that it would not oppose the granting of this application.

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 track 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 South Pasadena, in the County of Los Angeles, State of California, is hereby authorized to construct Lincoln Park Place at grade across the track of The Atchison, Topeka and Santa Fe Railway Company, at the location more particularly described in the

application and as shown by the maps (Exhibit "A" and Exhibit "B") attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 2-134.51.
- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing up to lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by The Atchison, Topeka and Santa Fe 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 The Atchison, Topeka and Santa Fe Railway Company. The Atchison, Topeka and Santa Fe Railway Company shall perform all actual work of constructing the crossing between lines two (2) feet outside of the rails.
- (3) The crossing shall be constructed of a width of not less than fifty (50) feet and at an angle of approximately thirty-five (35) degrees to the railroad and with grades of approach not greater than six (6) 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) Two standard No. 4 wigwags (side-of-street type), as specified in General Order No. 75-A of this Commission, shall be installed at the sole expense of Applicant, for the protection of said crossing of Lincoln Park Place, Crossing No. 2-134.51. The maintenance of these protective devices shall be borne by The Atchison, Topeka and Santa Fe Railway Company.
- (5) The Atchison, Topeka and Santa Fe Railway Company shall, at its sole expense, remove the spur track shown on the map (Exhibit "A") attached to the application, in so far as it lies in Lincoln Park Place.
- (6) Prior to the beginning of actual construction of the crossing authorized herein, the Pacific Electric tracks located in Pasadena Avenue shall be removed in accordance with the provisions of this Commission's Decision No. 27493, dated November 5, 1934, on Amended Application No. 19608.

- (7) Applicant shall cause to be removed all trees, shrubs and other forms of vegetation, also the small station building located at the southeast corner of the proposed crossing, so that a clear view of said track may be had for a distance of not less than two hundred (200) feet in either direction from said crossing No. 2-134.51 from a point on the proposed highway located fifty (50) feet from the track.
- (8) 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.
- (9) 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.
- (10) 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 21st day of January, 1935.

Leon A. White

W. J. C.

M. B. ...

Arthur ...

Frank R. ...

Commissioners.