

Decision No. 27736 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Electric Railway Company for authority to construct two spur tracks at grade across the southerly roadway of West Seventh Street in the City of Long Beach off of its Long Beach-Wilmington Line.

**ORIGINAL**

Application No. 19797.

BY THE COMMISSION:

O R D E R

Pacific Electric Railway Company, a corporation, on January 22nd, 1935, applied for authority to construct two spur tracks at grade across the southerly roadway of West Seventh Street in the City of Long Beach, County of Los Angeles, State of California. Application for the necessary permit has been made to the City Council of said city for 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 at the point mentioned and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED that Pacific Electric Railway Company is hereby authorized to construct two spur tracks at grade across the southerly roadway of West Seventh Street in the City of Long Beach, County of Los Angeles, State of California, at

the location more particularly described in the application and as shown by the map (C. E. - 9835), attached thereto, subject to the following conditions:

- (1) The above crossing of the southerly roadway of West Seventh Street shall be identified as Crossing No. 6LDB-1.72-C.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (3) Said crossing shall be constructed equal or superior to the type shown as Standard No. 3, in our General Order No. 72, and shall be constructed of a width to conform to that portion of said street now graded, with the tops of rails flush with the pavement and with grades of approach not exceeding one (1) per cent, and shall be protected by a Standard No. 1 crossing sign, as specified in our General Order No. 75-A.
- (4) No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be first brought to a stop and traffic on the highway protected by a member of the train crew or other competent employee acting as flagman.
- (5) Applicant shall, within sixty (60) days, submit a certified copy of a franchise or permit from the City of Long Beach, for the construction of said crossing at grade and, in the event that this is not done, the authorization herein granted for the installation of said crossing shall then lapse and become void, unless further time is granted by subsequent order.
- (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.
- (8) 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 15<sup>th</sup> day of February, 1935.

Leon Aubrey

W. A. Lee

W. B. ...

W. ...

Paul R. ...

Commissioners.