

Decision No. 27912.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
PACIFIC ELECTRIC RAILWAY COMPANY for
authority to construct, maintain and
operate two spur tracks at grade
across the easterly roadway of Sepul-
veda Boulevard in the City of Los
Angeles on its Van Nuys-San Fernando
Line.

Application No. 19843.

BY THE COMMISSION:

O R D E R

Pacific Electric Railway Company, a corporation, on February 23rd, 1935, applied for authority to construct two spur tracks at grade across the easterly roadway of Sepulveda Boulevard, in the City of Los Angeles, County of Los Angeles, State of California. Application for the necessary spur track permit has been made to the City Council of said city for the construction of said tracks at grade across Sepulveda Boulevard and a certified copy of the Ordinance authorizing the construction, maintenance and operation of the proposed spur tracks will be filed with the Commission as soon as same is received. At present there is in existence at this location a spur track serving the San Fernando Heights Orange Association and identified in the Commission's records as Crossing No. 6K-25.90-C, which it is proposed shall be removed upon the installation of the two spurs sought herein.

The Los Angeles County Grade Crossing Committee, in its report dated March 29th, 1935, has indicated that it has no objection to 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 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 easterly roadway of Sepulveda Boulevard, in the City of Los Angeles, County of Los Angeles, State of California, at the locations more particularly described in the application and as shown by the map (C.E. 9839), attached thereto, subject to the following conditions:

- (1) The above crossing of Sepulveda Boulevard shall be identified as a portion of Crossing No. 6K-25.90-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 type shown as Standard No. 2, in our General Order No. 72, and shall be constructed of a width to conform to that portion of said boulevard now graded, with the tops of rails flush with the roadway and with grades of approach not exceeding three (3) per cent, and shall be protected by two Standard No. 1 crossing signs, as specified in our General Order No. 75-A.
- (4) Applicant shall remove the existing spur track now serving the industry at this location and identified in the Commission's records as Crossing No. 6K-25.90-C, in so far as it lies in the easterly roadway of Sepulveda Boulevard, and shall repair the roadway to conform to the remainder thereof.
- (5) Applicant shall, within sixty (60) days, submit a certified copy of a franchise or permit from the City of Los Angeles, 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 29th day of April, 1935.

Leon Whitell

W. J. Carr

M. B. Harris

G. A. H. H. H.

Brown R. H. H.

Commissioners.