

Decision No. 28601

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the)
LOS ANGELES RAILWAY CORPORATION for) Application No. 20389
exemption from stopping its motor coaches)
at certain spur track crossings.)

BY THE COMMISSION.

ORIGINAL

ORDER

In the above numbered application, Los Angeles Railway Corporation requests authority to erect and maintain distinctive signs, hereinafter referred to as "Exempt Signs," at seven spur track crossings of The Atchison, Topeka and Santa Fe Railway Company over 26th Street, between Soto Street and Downey Road, and at one Union Pacific Railroad spur track crossing over Pico Boulevard, all in the City of Vernon. This request is made pursuant to the provisions of Section 576(d) of the California Vehicle Code, as enacted and amended by the 1935 Session of the California Legislature, and to this Commission's General Order No. 89.

An inspection of these crossings has been made by a representative of the Commission's Transportation Division, and discloses that the train movements over these crossings are infrequent and are flagged by a member of the train crew and that the stopping of passenger busses at these crossings causes unnecessary delay to the large number of passengers using the same.

Attached to the application and identified as Exhibits "B" and "D," respectively, are copies of letters from The Atchison, Topeka and Santa Fe Railway Company and Union Pacific Railroad

Company, indicating they will offer no opposition to the plan proposed.

We are of the opinion that the elimination of the stop at these spur track crossings would not create any undue hazard to operation of the motor coaches on the FLORENCE-SOTO LINE of the Los Angeles Railway Corporation. It appears that this is not a matter in which a public hearing is necessary and that the application should be granted, therefore,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby approves the plan to install and maintain distinctive or exempt signs, in accordance with Section 576(d) of the California Vehicle Code, at certain crossings of The Atchison, Topeka and Santa Fe Railway Company and Union Pacific Railroad, in the City of Vernon; and

IT IS HEREBY ORDERED that Los Angeles Railway Corporation be and it is hereby permitted to install the above exempt signs at the seven spur tracks of The Atchison, Topeka and Santa Fe Railway Company across 26th Street, identified as follows:

2-144.38-C,	2-144.05-C,
2-144.28-C,	2-144.00-C,
2-144.39-C,	2-143.91-C,
2-144.11-C,	

and the Union Pacific Railroad spur track across Pico Boulevard, identified as Crossing No. 3-2.22-C, subject, however, to the following conditions:

- (1) Said exempt signs shall be in accordance with the requirements of this Commission's General Order No. 89.
- (2) Said exempt signs shall be erected or caused to be erected and maintained by those authorities designated and empowered by the California Vehicle Code to erect and maintain highway traffic signs.
- (3) The authority herein granted does not exempt the operator of any vehicle from the observance of any provision of the California Vehicle Code,

pertaining to the operation of vehicles at railroad grade crossings.

- (4) In the event of removal, for any cause whatsoever, or obstruction to view of said exempt signs herein provided, the authority granted to move over such spur track crossings without first coming to a full and complete stop, is annulled and revoked, and such full and complete stop must at all times be made by the operator of the vehicle, until such signs are again displayed.
- (5) Upon the completion of the grade separation structure over the Union Pacific tracks at Soto Street and upon the restoration of service along the certificated route, the exempt signs authorized herein shall be removed and this order shall be revoked. Applicant shall be responsible for the removal of these signs.
- (6) Applicant shall, within thirty (30) days thereafter, notify the Commission, in writing, of the completion of the installation of said exempt signs and of its compliance with the conditions hereof.
- (7) The Commission reserves the right to make such further orders, relative to the establishment of exempt signs at said crossings, as to it may seem right and proper and to revoke its approval 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 27th day of February, 1936.

M. B. Lewis
Leon Whiteley
W. H. Allen
Grace R. White
Commissioners.