

Decision No. 29128

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the CITY OF WHITTIER to construct a)
grade crossing of the Los Angeles)
and Salt Lake Railroad on Broadway,)
a public street in the City of)
Whittier, and open Broadway Street)
to Whittier Boulevard.)

Application No. 20663

BY THE COMMISSION.

ORIGINAL

O R D E R

The City Council of the City of Whittier, County of Los Angeles, State of California, on July 8, 1936, applied for authority to construct a public street known as Broadway, at grade across the track of Los Angeles & Salt Lake railroad in the said City of Whittier. Los Angeles & Salt Lake Railroad Company, on July 31, 1936, signified, in writing, that it has no objection to the construction of said crossing at grade. The Los Angeles County Grade Crossing Committee, in its report (U.P. #57) dated July 30, 1936, has indicated that it will 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 Whittier, in the County of Los Angeles, State of California, is hereby authorized to construct Broadway Street at grade across the track of Los Angeles & Salt Lake Railroad Company, at the location more particularly described in the application and as shown by the maps (Exhibits "A," "B" and "C") attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 3Y-1.6.
- (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 Los Angeles & Salt Lake Railroad Company. Los Angeles & Salt Lake Railroad 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-six (56) feet and at an angle of approximately fifty (50) degrees to the railroad and with grades of approach not greater than four (4) 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. 3 wigwags, 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 Broadway Street, Crossing No. 3Y-1.6. The maintenance of these protective devices shall thereafter 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 crossing 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 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 September, 1936.

W B Harris
Leon Schubert
W H Carr
W H Carr

Commissioners.