

Decision No. 29684 .

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the City of Long Beach, a municipal corpor- ation, for the construction of crossing of the right of way of the Pacific Elec- tric Railway Company between Seventh Street north and Seventh Street south in the "Harbor District" in the City of Long Beach, County of Los Angeles, State of California.
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) Application No. 21045.

BY THE COMMISSION:

O R D E R

The City Council of the City of Long Beach, County of Los Angeles, State of California, on March 2nd, 1937, applied for authority to construct a public street at grade across the track of Pacific Electric Railway Company between Seventh Street North and Seventh Street South, in the Harbor District of the said City of Long Beach. Pacific Electric Railway Company, on March 22nd, 1937, signified, in writing, that it has no objection to the construction of said crossing at grade. The Los Angeles County Grade Crossing Committee has indicated that it is not opposed 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 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 Long Beach, in the County of Los Angeles, State of California,

is hereby authorized to construct a public street at grade across the track of Pacific Electric Railway Company at the location more particularly described in the application and as shown by the map (Exhibit "A") attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 6LDB-1.81.
- (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 Pacific Electric 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 Pacific Electric Railway Company. Pacific Electric 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 forty (40) feet and at an angle of approximately ninety (90) degrees to the railroad and with grades of approach not greater than two (2) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by a Standard No. 1 crossing sign, as specified in our General Order No. 75-A, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) 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.
- (5) 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.

- (6) 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 19<sup>th</sup> day of April, 1937.

Len Whetzel  
Frank R. Wilson  
Rudolph L. ...  
Ray A. ...  
Commissioners.