

Decision No. _____

20814

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the City
of Lynwood, California, for an order authoriz-
ing the relocation of Grade Crossing No. 6N-10.27 } Application No. 21838.
over the Pacific Electric Railway Company's
Santa Ana Line on Bullis Road. }

BY THE COMMISSION:

O R D E R

The City Council of the City of Lynwood, County of Los Angeles, State of California, on March 23rd, 1938, applied for authority to construct a public street, known as Bullis Road, at grade across the tracks of Pacific Electric Railway Company in the said City of Lynwood. Pacific Electric Railway Company, on April 12th, 1938, signified, in writing, that it has no objection to 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 with said tracks 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 Lynwood, in the County of Los Angeles, State of California, is hereby authorized to construct Bullis Road at grade across the tracks 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. 6N-10.29.
- (2) The entire expense of constructing the crossing shall be borne by applicant, except that portion of the cost

for track betterment and for relocating the existing wigwag, which shall be borne by Pacific Electric Railway Company. The cost of maintenance of that portion of said crossing outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside 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.

- (3) An additional Standard No. 3 wigwag shall be installed, at the sole expense of applicant, for the protection of the crossing authorized herein (Crossing No. 6N-10.29). The maintenance cost of both automatic signals shall be borne by Pacific Electric Railway Company.
- (4) The outbound passenger landing shall be relocated to the easterly side of the crossing and the entire expense in connection with this improvement shall be borne by applicant.
- (5) The crossing shall be constructed of a width of not less than fifty-six (56) feet and at an angle of approximately eighty (80) 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 our General Order No. 72, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (6) Prior to the beginning of actual construction of the crossing herein authorized, the City of Lynwood shall file with this Commission a certified copy of an appropriate ordinance or resolution, duly and regularly passed, instituting all necessary steps to legally abandon and effectively close the existing public crossing of Bullis Road, identified as Crossing No. 6N-10.27. Upon the completion of the crossing herein authorized and upon its being opened to public use and travel, said Crossing No. 6N-10.27 shall be legally abandoned and effectively closed.

IT IS HEREBY FURTHER ORDERED that Pacific Electric Railway Company is hereby exempted from compliance with the provisions of Section VI (e) of the Commission's General Order No. 75-A at the grade crossing of Bullis Road with its Santa Ana line (Crossing No. 6N-10.29), in the City of Lynwood.

This entire Order is subject to the following conditions:

- (1) 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.
- (2) The authorization herein granted shall lapse and become void if not exercised within one year from the date hereof, unless further time is granted by subsequent Order.
- (3) 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 24th day of April, 1938.

Arthur M. Mason
Frank C. Sullivan
Frank C. Sullivan
Robert A. Hughes

Commissioners.