

ORIGINAL

Decision No. 70846

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Joint Application
of the Cities of Vernon and Huntington
Park to Construct a Public Street Across
the Right-of-Way of the Southern Pacific
Company at Randolph Street
(Amended Title)

} Application No. 48075
(Filed November 24, 1965)
(Amended January 25, 1966)

David D. Grayson, for the City of
Vernon, and Robert Thoreson, for
the City of Huntington Park,
applicants.
Randolph Karr and Walt A. Steiger,
by Walt A. Steiger, for Southern
Pacific Company, interested party.
David R. Larrouy, for the Commission
staff.

INTERIM OPINION

By the above-entitled application, as amended, the
Cities of Vernon and Huntington Park (sometimes herein referred
to as Cities) requested authority to construct a public street
at grade across the right of way of the Southern Pacific Company
(Company) at Randolph Street, and to modify the protection at
the existing crossing of the Company's right of way at a street
which is called Boyle Avenue, north of Randolph Street, and State
Street south thereof (Crossing No. 6C-6.09). The latter crossing
is approximately 175 feet east of the proposed crossing.

A public hearing was held before Examiner Rogers in
Los Angeles on April 20, 1966. At the hearing the parties agreed

that the applicants' proposed construction and protection at each crossing are reasonable and proper; that a separation of grades is not economically justified nor feasible; and that the proposed new crossing will relieve traffic congestion now existing at the intersection of Boyle Avenue-State Street and Randolph Street.

The applicants stated it is urgent that the new crossing be constructed at the earliest possible time; requested that its construction be authorized forthwith; and requested that the Commission defer ruling on the division of costs of construction and maintenance of the protection at the crossings pending the filing of briefs by the parties. In accordance with this request the matters of construction and protection were submitted for decision. The Commission staff was granted 30 days within which to file a brief concerning the division of costs of construction and maintenance of crossing protection, and the Cities and the Company were granted 30 days after the receipt by them of copies of the staff's brief in which to file briefs in opposition thereto. Upon the receipt by the Commission of the briefs, the matter of division of costs will be submitted.

Findings

Upon consideration of the application and the agreed facts, the Commission finds that public convenience, necessity and safety require that authority to construct the Randolph Street crossing and alter the crossing protection at the Boyle Avenue-State Street crossing be granted forthwith and that the division of costs of construction and maintenance be deferred pending further order.

Conclusion

The Commission concludes that the application for authority to construct the crossing at Randolph Street and modify the crossing protection at Boyle Avenue-State Street should be granted as requested. The Commission further concludes that the allocation of costs of construction and maintenance should be determined by further order herein.

INTERIM ORDER

IT IS ORDERED that:

1. The Cities of Vernon and Huntington Park are authorized to construct a crossing at Randolph Street across the tracks and right of way of the Southern Pacific Company to be identified as Crossing No. 6C-6.06, in accordance with the plans set forth in Exhibit "D" attached to the application, subject to the conditions set forth herein.

2. The Standard No. 8 flashing light signals located at the intersection of Boyle Avenue-State Street and the Southern Pacific Company's track (Crossing No. 6C-6.09) shall be removed.

3. Crossing No. 6C-6.09 and Crossing No. 6C-6.06 shall be protected by a total of three Standard No. 8 flashing light signals (General Order No. 75-E), each supplemented with automatic crossing gates located as shown on Exhibit "D" attached to the application herein.

4. The work required to be performed in each crossing between lines two feet outside the rails and the work of removing, installing and/or modifying railway signal protection shall be performed by the Southern Pacific Company.

5. The allocation of the costs of the removal, construction, installation and maintenance of the crossings and crossing protection herein referred to is deferred pending further order.

6. The improvements herein provided for are to be completed within one year from the effective date of this order, unless an extension of time is granted by the Commission.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 14th day of JUNE, 1966.

Friedrich B. Holshoff
President

John E. ...

George T. ...

Augustus ...

William M. ...
Commissioners