

ORIGINAL

Decision No. 73684

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
 the City of La Verne to construct a)
 city street across the right-of-way)
 of The Atchison, Topeka and Santa Fe)
 Railway Company at Wheeler Avenue.)

Application No. 49796
 (Filed November 14, 1967)

O R D E R

City of La Verne is hereby authorized to construct Wheeler Avenue at grade across a track of The Atchison, Topeka and Santa Fe Railway Company in Los Angeles County, at the location described in the application to be identified as Crossing No. 2-108.5.

Width of crossing shall be not less than 52 feet and grades of approach not greater than one percent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Protection shall be by two Standard No. 8 flashing light signals (General Order No. 75-B) augmented with automatic gate arms.

Construction expense shall be borne in accordance with an agreement entered into by the parties or, if they fail to agree, by further order of the Commission. Maintenance cost of the crossing outside of lines two feet outside of rails shall be borne by applicant. The Atchison, Topeka and Santa Fe Railway Company shall bear maintenance cost of the crossing between such lines. Maintenance costs of the automatic protection shall be borne equally by the applicant and the railway.

Upon completion, Carrion Road, Crossing No. 2-108.8, shall be abandoned and effectively closed. Within thirty days after

completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within one year unless time be extended or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity, or safety so require. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 10th day of FEBRUARY, 1968.

President

William C. Bennett

August

William J. ...

Fred P. ...

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.