

ORIGINAL

Decision No. 76050

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation into the status,
safety, maintenance, use and
protection or closing of all
crossings at grade on the Harbor
Branch Line of THE ATCHISON,
TOPEKA AND SANTA FE RAILWAY
COMPANY between Los Angeles and
Wilmington in the County of
Los Angeles and the Cities of
Los Angeles, Vernon, Huntington
Park, Inglewood, El Segundo,
Hawthorne, Redondo Beach, Lawndale
and Torrance.

Case No. 8437
(Filed June 8, 1966)
(This petition filed
June 5, 1969)

ORDER MODIFYING DECISION

The Commission, in Case No. 8437, Decision No. 73227 dated October 24, 1967, found that crossing protection at Crossing No. 2H-2.5 should be upgraded to automatic crossing gates supplemented by Standard No. 3 flashing light signals. The cost of installing such protective devices was allocated 50 percent to the railroad and 50 percent to the public agency or agencies involved. Where more than one public agency was involved, the latter 50 percent was to be divided equally between the affected public agencies, except in the case of agreement otherwise. At the time of the decision it was understood that the affected public agencies at Crossing No. 2H-2.5 were the County of Los Angeles and the City of Vernon.

The City of Vernon has petitioned the Commission to modify Decision No. 73227 to delete the City of Vernon as a party to the installation of crossing protection at Crossing No. 2H-2.5. The City bases its request on a survey which established that the City's boundary line does not include the area of the crossing and that the crossing is entirely outside of the City's jurisdiction.

Subsequent to Decision No. 73227 the City of Huntington Park annexed a portion of the County of Los Angeles which included Crossing No. 2H-2.5. Huntington Park does not object to assuming the County's share of the cost of upgrading protection at Crossing No. 2H-2.5. Huntington Park was served with the City of Vernon's petition and does not object to being substituted in place of the City of Vernon to assume its cost of upgrading protection at Crossing No. 2H-2.5. A public hearing is not necessary.

Findings of Fact

1. Crossing No. 2H-2.5 is located in the City of Huntington Park.
2. Costs of construction and maintenance of Crossing No. 2H-2.5 should be allocated as set forth in the following order.

O R D E R

IT IS ORDERED that:

1. Decision No. 73227 is modified to the extent that the cost of installing protective devices at Crossing No. 2H-2.5 shall be allocated 50 percent to the railroad and 50 percent to the City of Huntington Park.

2. In all other respects Decision No. 73227, as amended by Decision No. 74526, shall remain in full force and effect.

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

Dated at San Francisco, California, this 14th day of AUGUST, 1969.

William J. Agnew, Jr.
President

August
Dr. J. P. Monstef
J. P. Monstef
James H. ...
Commissioners