

ORIGINAL

Decision No. 76915

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of the CITY OF LOS ANGELES, a
municipal corporation, to con-
struct TAMPA AVENUE at grade
across the tracks of the Southern
Pacific Company's Coast Line.

Application No. 50269
(Filed May 27, 1968)

Roger Arnebergh, by Charles E.
Mattson and Charles W. Sullivan,
for the City of Los Angeles,
applicant.

Randolph Karr, for Southern Pacific
Company, protestant.

Leslie E. Corkill, for the Department
of Public Utilities & Transportation,
City of Los Angeles, interested party.

T. J. McDonough, for the Reseda Chamber
of Commerce, interested party.

Robert W. Crommelin, for Associated
Chambers of Commerce of San Fernando
Valley, interested party.

Walter A. Burke, for Industrial
Association of San Fernando Valley,
interested party.

William L. Oliver and William David
Figg-Hoblyn, Counsel, for the Commission
staff.

OPINION ON REHEARING

By this application the City of Los Angeles seeks
authority to establish a street crossing at grade across the main
line tracks of the Southern Pacific Transportation Company.

After seven days of public hearing the Commission issued its Decision No. 76063 dated August 19, 1969 which, among other things, authorized the construction of a crossing at grade as requested in the application subject to conditions requiring the city to apply to this Commission by July 1, 1972 for authority to construct a grade separation at said Tampa Avenue as set forth in paragraph 6 of said decision.

The City of Los Angeles and the Southern Pacific Transportation Company petitioned for rehearing which was granted by the Commission and limited to oral argument.

The public rehearing limited to oral argument was held before Examiner DeWolf at Los Angeles on January 26, 1970 and the matter was submitted on the same date.

The Commission having considered the matter concludes that Decision No. 76063 dated August 19, 1970 should be amended on page 23 subparagraph 6(a) as hereinafter set forth in this order.

O R D E R

IT IS ORDERED that Decision No. 76063 dated August 19, 1970 is hereby amended by striking out subparagraph (a) of paragraph 6, page 23 and inserting the following subparagraph (a):

- (a) Not later than July 1, 1972, the City of Los Angeles shall nominate the Tampa Avenue crossing of the Southern Pacific Coast Line for the construction of a grade separation and shall thereafter diligently take such action and/or pursue such steps as are necessary to bring to completion a grade separation structure at the Tampa Avenue crossing of said tracks of the Southern Pacific Coast Line. The obligation of the City of Los Angeles to complete construction of said grade separation structure shall be conditional upon the availability of funds from the State of California Grade Separation Fund sufficient in amount to reimburse fifty per cent of the cost to the City of Los Angeles of said project.

In all other respects said decision is hereby adopted and shall remain in full force and effect without any other changes.

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

Dated at San Francisco, California, this 10th day of March, 1970.

William Symons Jr.
President

August
J. R. Williams Jr.

Commissioners

I dissent
Vernon L. Sturgeon-3-