

LW

ORIGINAL

Decision No. 16052

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
SAN JOSE RAILROADS, a corporation,)	
for authority to single track its)	Application No.12563
railway line in the City of San Jose,)	
on Seventeenth Street to the northerly)	
city limits of said City.)	

BY THE COMMISSION -

OPINION and ORDER

San Jose Railroads, a corporation, has petitioned the Railroad Commission for an order authorizing the reconstruction of its present standard gauge double track street railroad on North Seventeenth Street, from Empire Street to the northerly city limits, in the city of San Jose as a standard gauge single track railroad in conformity with the terms of Ordinance No.2013 of the City of San Jose.

Applicant alleges that the double track railroad herein proposed to be reconstructed as a single track railroad was originally installed under the authority contained in Ordinance No.1878 of the City of San Jose and that on September 10, 1925, the City Council of the City of San Jose passed an amendatory ordinance, numbered 2013, which permits the substitution of a single track street railroad over Seventeenth Street (formerly Fourteenth Street) from Empire Street to the northerly city limits of the City of San Jose, a distance of four blocks, in lieu of the double track street railroad as authorized in Ordinance No.1878.

Applicant further alleges that the track reconstruction as proposed under the terms of Ordinance No.2013 will result in a substantial saving in the cost of paving required under the terms

of the franchise, a saving in maintenance costs, and future operation can be conducted over the single track railroad without impairing the service or inconveniencing the public.

Attached to the application herein is a certified copy of Ordinance No.2013 as regularly passed by the Council of the City of San Jose on September 10, 1925.

In view of the fact that the proposed change from double track to single track construction has been duly authorized by the City Council of the City of San Jose, as evidenced by the certified copy of Ordinance No.2013 as filed herein, we are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that applicant, San Jose Railroads, a corporation, be and the same hereby is authorized to reconstruct its present double track street railroad on North Seventeenth Street from Empire Street to the northerly city limits, in the City of San Jose, as a single track railroad and in accordance with the conditions appearing in Ordinance No.2013 of the Council of the City of San Jose, said ordinance having been duly passed on September 10, 1925.

Dated at San Francisco, California, this 2nd day of

March, 1926.

W. B. Brundage
Chairman
Commissioners
Leon A. White

COMMISSIONERS.