

Decision No. 28276

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of SAN JOSE RAILROADS for a  
certificate of public convenience  
and necessity authorizing an ex-  
tension of its motor coach system  
along Park Avenue in the City of  
San Jose.

Application No. 20150

BY THE COMMISSION:

**ORIGINAL**

O R D E R

San Jose Railroads on September 18, 1935, filed the above entitled application requesting a certificate of public convenience and necessity for the operation of an extension of its motor coach lines along Park Avenue in the City of San Jose. The application states that the district in the vicinity of Park Avenue has been building very rapidly during the past few years, that it is at some distance from other lines of applicant, and that there is necessity for direct motor coach service to the business district of San Jose. Applicant at one time served this district by a motor coach line making transfers to its Santa Clara Street car line under authority granted in February of 1929 in Application No. 15382, but in 1933 abandoned this service under authority granted in Application No. 18694.

The proposed route lies entirely within the City limits of San Jose and said City has by resolution dated September 16, 1935, given consent to the proposed operation.

Half-hourly service between six-thirty A.M. and nine P.M. will be operated, and the rate of fare will be the same as on other lines of applicant in the City of San Jose.

It appears to the Commission that this is not a matter in which a public hearing is necessary, and that the application should be granted.

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby finds that public convenience and necessity require the operation of a motor coach service upon and along the following described route in the City of San Jose:

Commencing at a loop around the City Hall at Market Street and Park Avenue; thence extending westerly along Park Avenue to Davis Street; thence northeasterly on Davis Street to Greenwood Street; thence northwesterly on Greenwood Street to Newhall Street; thence southwesterly on Newhall Street to Park Avenue; thence along Park Avenue to the point of commencement.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity for such a service be, and the same hereby is granted to San Jose Railroads subject to the following conditions:

- (1) Applicant shall file its written acceptance of the certificate herein granted within a period of not to exceed fifteen (15) days from date hereof.
- (2) Applicant shall file, in triplicate, and make effective within a period of not to exceed thirty (30) days after the effective date of this order, on not less than ten days' notice to the Commission and the public a tariff or tariffs constructed in accordance with the requirements of the Commission's General Orders and containing rates and rules which, in volume and effect, shall be identical with the rates and rules shown in the exhibit attached to the application insofar as they conform to the certificate herein granted, or rates satisfactory to the Railroad Commission.
- (3) Applicant shall file, in duplicate, and make effective within a period of not to exceed thirty (30) days after the effective date of this order, on not less than five days' notice to the Commission and the public, time schedules covering the service herein authorized in a form satisfactory to the Railroad Commission.
- (4) The rights and privileges herein authorized may not be discontinued, sold, leased, transferred nor assigned unless the written consent of the Railroad Commission to such discontinuance, sale, lease, transfer or assignment has first been secured.

(5) No vehicle may be operated by applicant herein unless such vehicle is owned by said applicant or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

(6) Applicant is authorized to turn its motor vehicles at termini, either in the intersection of the streets or by operating around a block contiguous to such intersection in either direction and to carry passengers, as traffic regulations of the municipality may require.

For all other purposes the effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 7<sup>th</sup>  
day of October, 1935.

Leon A. Kelly

M. A. Carr

W. B. Brown

M. A. Brown

Dr. R. R. Brown

Commissioners