

Case 1883
DOCKETED ★

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

Case No. 1883

In the Matter of the Application
of UTAH LIGHT AND TRACTION COMPANY
to substitute automobile bus service
for street car service on its East
Third South - State Capitol Line,
and to remove certain of its street
car tracks in Salt Lake City,
(Routes 6 and 23).

Submitted: June 15, 1936.

Decided: July 16, 1936.

Appearances:

A. C. Inman, Attorney,
Gerald Irvine, Attorney,

for Applicant
" Salt Lake City Cor-
poration.

REPORT OF THE COMMISSION

By the Commission:

Under date of June 9, 1936, application was filed with the Public Service Commission of Utah by Utah Light and Traction Company for permission to substitute automobile bus service for street car service on its East Third South - State Capitol Line, and to remove certain of its street car tracks in Salt Lake City, (Routes 6 and 23.) This matter came on regularly for hearing before the Commission at Salt Lake City, Utah, on June 15, 1936, after due and legal notice given to interested parties. Proof of publication of Notice of Hearing was offered by applicant, and received by the Commission.

From the evidence adduced for and in behalf of interested parties, the Commission makes the following findings:

That applicant, Utah Light and Traction Company, is a corporation of the State of Utah, with its principal place of business therein at Salt Lake City, Salt Lake County, in said State. A copy of the agreement of consolidation by which said corporation was formed has heretofore been filed with the Public Service Commission of Utah in Case No. 965, and said Agreement of Consolidation is hereby referred to and by reference included in, and made a part of this report. Reference is also made to the

office of the Secretary of the State of Utah where an official copy of Petitioner's Agreement of Consolidation is now on file.

Petitioner owns and operates an electric street railway, trolley coach, and automobile bus system in Salt Lake City, and in Salt Lake and Davis Counties, in the State of Utah, the assessed valuation of which is in excess of One Million Dollars, and applicant is possessed of the financial resources required for the purpose of this petition.

As part of its street railway, trolley, and bus system in Salt Lake City, Petitioner owns and operates a street car line known as the East 3rd South (No. 6) State Capitol (No. 23) line, the route of which said line is from the terminus thereof at the intersection of Seventh South and Thirteenth East Streets in Salt Lake City, West on Seventh South to Eleventh East Street, thence North on Eleventh East to Fifth South Street, thence West on Fifth South to Tenth East Street, thence north on Tenth East to Third South, thence West on Third South to Main Street, thence North on Main to Second North Street, thence East on Second North to Bonneville Boulevard, thence Northerly along said Bonneville Boulevard to the East entrance of the State Capitol grounds; and said line returns over the same route to its terminus at Seventh South and Thirteenth East Streets aforesaid.

The applicant proposes to institute and maintain and operate in lieu of the above street car service a gasoline motor bus service, the route of which bus line will be from the terminus thereof at the intersection of Seventh South and Thirteenth East Streets, West on Seventh South to Eleventh East Street, thence North on Eleventh East to Fifth South Street, thence West on Fifth South to Tenth East Street, thence North on Tenth East to Second South Street, thence West on Second South to Main Street, thence North on Main to Second North Street, thence East on Second North to Bonneville Boulevard, thence Northerly along Bonneville Boulevard to the terminus thereof at the East entrance of the State Capitol grounds; and said line will

return over the same route to its terminus at Seventh South and Thirteenth East Streets.

It is pointed out that said proposed bus line will follow the same route now taken by street cars, except that said bus line will proceed from Main, East to Tenth East on Second South Street, instead of on Third South Street.

No changes are contemplated in the electric, trackless trolley route in service on Route No. 7, which will continue to operate on Third South Street, between Main and Ninth East Street, and thence South along Ninth East Street to the terminus of said Route No. 7.

That applicant further requests permission and authority to remove its tracks, poles, overhead wires and other equipment from that portion of its said Route No. 6 described as follows: beginning at the terminus of said street car line and tracks at the intersection of Seventh South and Thirteenth East Streets, thence West on Seventh South to Eleventh East Street, thence North on Eleventh East to Fifth South Street, thence West on Fifth South to Tenth East Street, thence North on Tenth East to Third South Street. Authority for such removal is requested for the reason that if this operation to substitute bus service is granted, said tracks will no longer be necessary or useful in the service of the public, and in order to permit the immediate re-grading, re-aligning, and re-paving on a portion of what is known as State Highway No. 186 on which certain of the tracks to be removed are located, and to eliminate the necessity for street car tracks in said improved streets.

Petitioners desire to make the bus substitutions and track removals herein described for the following three reasons:

1. The State Road Commission of Utah intends to improve, re-grade, re-align, and re-pave a portion of what is known as State Highway No. 186 upon which certain of the tracks to be removed are now located, and removal of petitioner's tracks is necessary to permit of said street improvement as proposed, and will eliminate the

necessity of having street railway tracks located on said improved street. Petitioner has been requested by the State Road Commission to remove its said tracks for the reason aforesaid.

2. If permission be granted to operate gasoline motor bus service as herein set forth, said street car tracks and equipment which petitioner desires to remove will no longer be necessary, used or useful in the service of the public.

3. Said proposed bus service will satisfy all needs of the public and the public convenience and necessity will be as well served and satisfied thereby as by the present street car service which petitioner is now operating. Except as hereinabove provided, petitioner will retain its tracks and equipment to restore street car service should any necessity therefor arise.

There were no protests entered against the granting of the application, but on the contrary, a resolution passed by the Board of City Commissioners of Salt Lake City was presented to the Commission asking that the applicant be given authority to remove its tracks and equipment along a portion of existing route No. 6 on Tenth East, 5th South, 11th East and 7th South Streets, and to substitute automobile bus service for street car service on said routes No. 6 and 23.

The State Road Commission of Utah, on the 29th day of June, 1936, made and entered into an agreement with the Utah Light and Traction Company covering the cost and terms of the construction and maintenance, both during the period of construction, and after the completion of the construction on a portion of applicant's No. 6 route, which is included in the State Highway System, and is known as State Highway No. 186. Copy of said agreement has been filed with this Commission, the terms of which are believed to be just and reasonable, and are hereby approved by this Commission.

Upon the foregoing findings, and the record and files in the case, all of which are hereby expressly referred to and made a part hereof, the Commission finds that public convenience and necessity will be well served through the operation of gasoline motor bus service as pro-

posed by applicant, and that the removal of its tracks and other equipment along said routes 6 and 23, as described above, will not jeopardize the interests of the public, and that the application herein should be granted.

An appropriate order will follow.

W. G. Croft

Thomas E. McKay

Joe P. Snow

Commissioners.

Attest.

Kendall S. Larson

Secretary.