

ORIGINAL

Decision No. 46782

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 CHESTER R. SMITH and ORA B. SMITH)
 for a new certificate to operate)
 passenger stage service between) Application No. 28713
 Santa Cruz and adjacent points in)
 lieu of present operative rights,)
 and to reroute operations over Route E.)

O P I N I O N

Chester R. Smith and Ora B. Smith, partners, doing business as Santa Cruz Transit Company (whom we shall designate as the applicant), conduct a motor bus service within Santa Cruz and between that City and adjacent localities, in Santa Cruz County, under certificates of public convenience and necessity, issued by the Commission, authorizing operation as a passenger stage corporation. Specifically, applicant may engage in the "transportation of passengers within Santa Cruz and between Santa Cruz and the Santa Cruz County Hospital, Mission-Cliffs, Twin Lakes, Laveaga Park and (1) Live Oak District and intermediate points." Service is conducted over five distinct routes, including "Route E" which extends from

(1) By Decision No. 38613, rendered January 15, 1946, in Application No. 27149, Ora B. Heple (as applicant Ora B. Smith was then known) was granted a certificate, in lieu of that which she previously had held, authorizing the operation of a motor bus service within Santa Cruz and between that city and the points mentioned above. Under Decision No. 39037, rendered June 5, 1946, in Application No. 27525, she was authorized to transfer to her husband, Chester R. Smith, an undivided one-half interest in the certificate issued pursuant to Decision No. 38613.

(2)
the central business area to the Live Oak district, situated east of and bordering the Santa Cruz city limits.

In this proceeding applicant seeks a certificate, in lieu of that presently held, authorizing operation within the City of Santa Cruz, and between Santa Cruz, Santa Cruz County Hospital, Live Oak District, Del Mar District, and intermediate points. This would involve the discontinuance of service over part of Route E, and the extension of that route to the Opal Cliffs and the Pleasure Point Districts, lying east of and adjacent to the Live Oak District, neither of which is presently reached by applicant's lines.

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- (2) In the service regulations prescribed by Decision No. 30613, the route serving the Live Oak District is thus described:

Route E - (Live Oak): Beginning at 301 Pacific Avenue; thence along Pacific Avenue, Water Street, Soquel Avenue, Santa Cruz-Watsonville Highway; Lower Soquel Road, sometimes called Capitola Road; Seventh Avenue, Brommer Street, Seventeenth Avenue and Rodriguez Avenue, to the intersection of Rodriguez Avenue and said Lower Soquel Road.

- (3) Under applicant's proposal, "Route E" would be expanded, as follows:

Route E - (Live Oak, Opal Cliffs and Pleasure Point): Beginning at 301 Pacific Avenue; thence along Pacific Avenue, Water Street, Soquel Avenue, Santa Cruz-Watsonville Highway, Lower Soquel Road (sometimes called Capitola Road), Seventeenth Avenue, Capitola Drive, Houghton Avenue, Cliff Drive, Forty-First Avenue, Lower Soquel Road (sometimes called Capitola Road), Chanticleer Avenue, Rodriguez Avenue to its intersection with Lower Soquel Road.

Thus, service would be discontinued over Seventh Avenue between Lower Soquel Road and Brommer Street, and over Brommer Street, between Seventh and Seventeenth Avenues. Replacing this would be an operation conducted over Lower Soquel Road (Capitola Road) from Seventh to Seventeenth Avenues; continuing thence via Seventeenth Avenue, Capitola Drive, Houghton Avenue, Cliff Drive, Forty-First Avenue, Lower Soquel Road (Capitola Road), Chanticleer Avenue and Rodriguez Avenue to its intersection with Lower Soquel Road (Capitola Road).

This plan contemplates some changes in applicant's existing fare structure. Applicant currently exacts a one-way individual fare of ten cents, with right of transfer between routes, tokens being sold at the rate of four for twenty-five cents. These fares would also apply to the proposed extension of applicant's operative rights, except that authority is sought to charge an additional individual one-way fare of five cents over the proposed Route E, between all points east of Seventeenth Avenue and all points on or west of Seventeenth Avenue, and to charge an individual one-way fare of ten cents, or one token, between any two points east of Seventeenth Avenue.

The time schedules would be adapted to the proposed extension. At present buses are operated at headway intervals of about twenty minutes during peak periods, and about thirty minutes during off-peak periods, over Route B (serving the Seabright, Twin Lakes, Del Mar and Brommer Street districts) as far as the intersection of East Cliff Drive and Seventh Avenue, alternate buses continuing to the intersection of Del Mar and Seventeenth Avenue. At the latter intersection, these buses would connect with "Route E", as extended. More frequent schedules would be observed over the proposed "Route E" than over the present route.

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- (4) Over the present Route E buses are operated under the following daily schedule, viz., at 7:20 a.m., 8:20 a.m., 11:20 a.m., 1:15 p.m., 4:30 p.m. and 5:45 p.m. Over the proposed Route E buses would operate at 7:05 a.m., 8:05 a.m., 9:15 a.m., 11:15 a.m., 1:15 p.m., 2:15 p.m., 3:15 p.m., 4:30 p.m., 5:45 p.m., 6:45 p.m., 8:15 p.m. and 10:15 p.m.

Within the area to which bus operations would be extended, it is stated, many residences and small farms are situated. Much of this territory, it is pointed out, is as closely built up and as densely occupied as the urban sections reached by applicant's lines. Applicant alleges that it has received many requests to extend its service to this territory.

No other common carrier serves this general area except Pacific Greyhound Lines, which operates a passenger stage service over Soquel Avenue and the Santa Cruz-Watsonville Highway between Santa Cruz and Aptos, and over a route diverging from the latter highway and extending south to Capitola. That carrier, however, has advised the Commission that it has no objection to applicant's proposal. The extension sought has also received the sanction of the Board of Supervisors of Santa Cruz County, which has adopted a resolution expressing its approval of this plan. Accordingly, the certificate sought will be granted and the proposed fares approved. This is not a matter requiring a public hearing.

ORDER

Application as above entitled having been filed, the matter having been duly considered and the Commission hereby finding that public convenience and necessity so require,

IT IS ORDERED that:

(1) A certificate of public convenience and necessity is hereby granted to Chester R. Smith and Ora B. Smith, partners, under Section 504 of the Public Utilities Act, authorizing the establishment and operation of passenger stage service for the transportation of passengers between Santa Cruz and the Opal Cliffs and the Pleasure Point Districts (in Santa Cruz County, adjacent to the City of Santa

Cruz), as an extension of and consolidated with, the passenger stage service which they are presently authorized to conduct, pursuant to Decisions Nos. 38613 and 39037.

(2) Said Chester R. Smith and Ora B. Smith, partners, are hereby authorized to establish, on not less than five days' notice to the Commission and the public, and thereafter maintain an additional one-way individual fare of five cents over Route E, as extended herein, between all points east of Seventeenth Avenue and all points on or west of Seventeenth Avenue; and a one-way individual fare of ten cents, or one token, between any two points east of Seventeenth Avenue.

(3) "Route E" as described in the service regulations, prescribed by paragraph (3) of the order contained in Decision No. 38613, is hereby modified and amended to read as follows:

Route E - (Live Oak, Onal Cliffs and Pleasure Point):
Beginning at 301 Pacific Avenue; thence along Pacific Avenue, Water Street, Soquel Avenue, Santa Cruz-Watsonville Highway, Lower Soquel Road (sometimes called Capitola Road), Seventeenth Avenue, Capitola Drive, Houghton Avenue, Cliff Drive, Forty-First Avenue, Lower Soquel Road (sometimes called Capitola Road), Chanticleer Avenue, Rodriguez Avenue to its intersection with Lower Soquel Road.

(4) In all other respects Decision No. 38613 shall remain in full force and effect.

(5) In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- a. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed 30 days from the effective date hereof.

- b. Applicant shall, within 60 days from the effective date hereof and on not less than one day's notice to the Commission and the public, establish the service herein authorized and comply with the provisions of General Order No. 79 and Part IV of General Order No. 93-A, by filing, in triplicate, and concurrently making effective, appropriate tariffs and time tables.

The effective date of this order shall be 20 days from the date hereof.

Dated at San Francisco, California, this 6th day of October, 1947.

Harold A. Kula
Justice D. C. Quinn
Justice H. K. Hill
P. J. [Signature]
 COMMISSIONERS