

ORIGINAL

Decision No. 45911

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 BENINGER TRANSPORTATION SERVICE, INC.,)
 for a certificate of public convenience)
 and necessity to operate a passenger) Application No. 32182
 stage service between East Richmond)
 Heights and Richmond as an extension)
 of its existing service.)

O P I N I O N

Applicant presently provides a passenger stage service between East Richmond Heights and Richmond subject to certain limitations over a route terminating at the intersection of Arlington Boulevard and Hillcrest Road in East Richmond Heights. This service is conducted pursuant to a certificate granted by Decision No. 40174, in Application No. 27303.

In this proceeding applicant requests authority to extend its present route of operation from that terminus thence along *R. 2. 2* Arlington Boulevard, Cutting Boulevard and other streets in East Richmond Heights and along MacDonald Avenue in Richmond to its intersection with 12th Street. No local service would be provided southerly or westerly of San Pablo Avenue.

As justification for the proposed extension of that route the application states that the residents situated along said proposed extension do not have available to them any adequate means of transportation between East Richmond Heights and the City of Richmond and that applicant has had numerous requests from those residents to extend its operations as proposed.

Service would be operated at approximately one-hour intervals from 6:50 a.m. until 7:05 p.m. daily except Sundays and holidays. On the latter days six round trip schedules would be operated from 10 a.m. until 8 p.m. at two-hour intervals. Applicant's present fares in the area would apply to the proposed extended service. It is stated that its present equipment is sufficient to conduct the proposed extended service.

Key System Transit Lines, the only other carrier of passengers in the territory involved, has informed the Commission that it does not desire to protest the granting of the application provided that applicant be prohibited from transporting passengers having both point of origin and point of destination between points south or west of San Pablo Avenue. R? 2

After full consideration of applicant's proposal we find that public convenience and necessity require the proposed operation and the application will be granted. No public hearing is necessary. In granting the authority herein sought a new certificate will be issued in the place and stead of that created by said Decision No. 40174.

O R D E R

An application therefor having been filed and it having been found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Beninger Transportation Service, Inc. authorizing the transportation of passengers between East Richmond Heights and Richmond and intermediate points as an extension and enlargement of

and consolidated with the operative right created by Decision No. 35426, in Application No. 24984, subject to the following restriction:

No passengers may be transported having both point of origin and point of destination southerly or westerly of San Pablo Avenue.

(2) That in providing service pursuant to the certificate herein granted the following service regulations shall be complied with:

- a. Within 30 days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted.
- b. Within 60 days after the effective date hereof, and upon not less than 5 days' notice to the Commission and the public, applicant shall establish the service herein authorized and comply with the provisions of General Order No. 79 and Part 19 of General Order No. 98, by filing in triplicate, and concurrently making effective, tariffs and time schedules satisfactory to the Commission.
- c. Subject to the authority of this Commission to change or modify such at any time, applicant shall conduct said passenger stage service over and along the following route:

Commencing at the intersection of San Pablo Avenue and Evans Avenue thence via Evans Avenue, County Road No. 7 (San Pablo Dam Road), Key Boulevard, Riverside Avenue, Marin Avenue, McBryde Avenue, Fresno Avenue, Solano Avenue, Tulare Avenue, Monterey Avenue, Sanford Avenue, Felix Avenue, Bernhard Avenue, Kensington Avenue, Elm Avenue, Arlington Boulevard, Cutting Boulevard, Carquinez Avenue, Wilson Way, Cutting Boulevard, Junction Avenue, Conlon Avenue, Mono Avenue, MacDonald Avenue to its intersection with 12th Street in the City of Richmond.

Applicant is authorized to turn its motor vehicles at termini and any intermediate points in either direction, at intersections of streets, or by operating around a block contiguous to such intersections, or in accordance with local traffic rules.

(3) That the certificate of public convenience and necessity heretofore granted by Decision No. 40174, in Application No. 27303 is hereby revoked and annulled.

