

ORIGINALDecision No. 47660

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 JOHN W. CHAPMAN doing business under
 name of BENTON BUS LINES, for authority
 to extend and reroute a portion of
 passenger bus service in the vicinity
 of South Whittier and Norwalk area,
 also abandon a certain portion of
 existing route.

Application No. 33566

John W. Chapman, for applicant. George Freudenberg,
Donald F. Baxter, Leona M. Boyd, Nellita G. Hayden,
Mrs. Clarence Langill, Russell A. Hayden, William F.
Rogge, Eileen A. Brennan, John P. Brennan, Mrs. Richard
Hathaway, interested parties. Fred Ballenger for the
 Commission staff.

O P I N I O N

John W. Chapman, doing business as Benton Bus Lines, operates as a passenger stage corporation in several incorporated and unincorporated communities in Los Angeles County. By the application herein he seeks authority to alter an existing route and to extend his services in the vicinity of Los Nietos and Santa Fe Springs in county territory.

A public hearing was held in Norwalk on August 19, 1952, evidence was presented and the matter was submitted. Pacific Electric Railway Company, the only competing carrier in the vicinity, was notified of the hearing but made no appearance. Prior to the hearing notices thereof were published in newspapers of general circulation in the area and posted in applicant's

buses and terminals. There were no protests.

Applicant now has authority from this Commission to serve along Los Nietos Road between Danby Avenue (formerly Lincoln Avenue between Charlesworth Road and Los Nietos Road) and Norwalk Boulevard. (1) It also has authority to serve from Los Nietos Road along Danby Avenue (formerly Lincoln Avenue between Charlesworth Road and Los Nietos Road), Houghton Avenue, (Anaheim) Telegraph Road, Bradwell Avenue, Terradell Street, Pioneer Boulevard, and Charlesworth Road to Danby Avenue, (1) and between Los Nietos Road and Danby Avenue on Alburdis Avenue, Charlesworth Road and Houghton Avenue. (2) This routing forms a loop and one-way service is provided thereover.

To enable applicant to perform extended services as set out below between the intersection of (Anaheim) Telegraph Road and Orr and Day Road, on the one hand, and the intersection of Firestone Boulevard and San Antonio Drive, on the other hand, applicant desires to reroute the above-described services by abandoning service along Alburdis Avenue between Los Nietos Road and Charlesworth Road, along Houghton Avenue, (Anaheim) Telegraph Road, Bradwell Avenue, Terradell Street, Pioneer Boulevard, and Charlesworth Road between Pioneer Boulevard and Danby Avenue. Also, along Danby Avenue between Charlesworth Road and Houghton Avenue. In lieu of the service over the above-named streets on which service is to be abandoned, service

(1) Decision No. 45317, dated January 30, 1951, on Application No. 31903.

(2) Decision No. 45817, dated June 12, 1951, on Application No. 32207.

(Note: The rights reflected by Decisions Nos. 45317 and 45817 were transferred to applicant by Decision No. 46620, dated January 8, 1952, on Application No. 32933.)

is to be rendered from the intersection of Los Nietos Road and Danby Avenue (formerly Lincoln Avenue between Charlesworth Road and Los Nietos Road), via Danby Avenue, Charlesworth Road, Alburtis Avenue (formerly Woods Avenue), Smith Road, Pioneer Boulevard, Orr and Day Road (formerly Studebaker Road), to its intersection with (Anaheim) Telegraph Road. These changes will require no passengers to walk more than one-quarter mile in addition to the distance they presently walk, and there were no protests thereto. The changes will permit applicant to extend his services as set out below and are in the public interest. The requested authority will be granted.

Applicant proposes to extend his services from the intersection of Orr and Day Road and (Anaheim) Telegraph Road, via Orr and Day Road, Florence Avenue, Pioneer Boulevard, Lakeland Road, Bombardier Avenue, Allard Street, Arlee Avenue, Crewe Street, Pioneer Boulevard, Firestone Boulevard to San Antonio Drive, with an alternate route commencing at Orr and Day Road and Davenrich Street, via Davenrich Street, Fallon Avenue, Garetal Street and Pioneer Boulevard to Florence Avenue.

Applicant testified that there are 513 new homes under construction west of Orr and Day Road between (Anaheim) Telegraph Road and Florence Avenue, 267 homes under construction at the northeast corner of Florence Avenue and Orr and Day Road, 200 homes under construction on Davenrich Street, 500 homes under construction west of Pioneer Boulevard and north of Florence Avenue; that a park is being developed at the intersection of Pioneer Boulevard and Lakeland Avenue; and that on

Bombardier Avenue, between Florence Avenue and Pioneer Boulevard, there are 1,220 homes which have been occupied for three years, with 100 new homes under construction near the intersection of Crewe Street and Norwalk Boulevard.

The extension is 4.1 miles one way. Applicant will require no additional equipment to perform the proposed services. Twelve hourly schedules are proposed, and first schedule leaving Whittier at 7:00 a.m. and Firestone Boulevard and San Antonio Road at 7:28 a.m., with no service on Sundays or holidays. ⁽³⁾ The minimum fare will be ten cents, with fare break points at Imperial Highway, (Anaheim) Telegraph Road, and Los Nietos Road. Each zone traversed after the first will cost an additional five cents. The fare between the intersection of Firestone Boulevard and San Antonio Drive and the terminus in Whittier will be 25 cents. ⁽⁴⁾ Transfers will be issued without additional charge.

Upon the evidence of record it appears, and we find, that public convenience and necessity require that applicant be given authority to perform services as a passenger stage corporation as an extension and enlargement of his existing services as set out in the order herein.

O R D E R

Based upon the findings and conclusions set forth in the foregoing opinion,

(3) Exhibit "B" on application.
(4) Exhibit "C" on application.

I

IT IS ORDERED that the route description of applicant's passenger stage route set forth in paragraph (4) (c) (1) of Decision No. 45317, dated January 30, 1951, on Application No. 31903, and the route description of applicant's passenger stage route set forth in paragraph (2) (c) (7) of Decision No. 45817, dated June 12, 1951, on Application No. 32207, as amended, be and the same hereby are amended to read as follows:

Commencing at Danby Avenue (Lincoln Avenue) and Los Nietos Road, via Danby Avenue, Charlesworth Road, Alburdis Avenue (Woods Avenue), Smith Road, Pioneer Boulevard, Orr and Day Road (Studebaker Road) to (Anaheim) Telegraph Road.

Applicant is authorized to turn his motor vehicles at termini and 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.

II

IT IS FURTHER ORDERED that John W. Chapman, doing business as Benton Bus Lines, is authorized to abandon and discontinue his passenger stage service over the routes and along the streets described as follows:

Beginning at Los Nietos Road and Alburdis Avenue, along Alburdis Avenue to its intersection with Charlesworth Road.

Beginning at Charlesworth Road and Houghton Avenue, along Houghton Avenue to its intersection with (Anaheim) Telegraph Road.

Beginning at Houghton Avenue and (Anaheim) Telegraph Road, via (Anaheim) Telegraph Road to its intersection with Bradwell Avenue.

Beginning at (Anaheim) Telegraph Road and Bradwell Avenue, via Bradwell Avenue, Terradell Street, Pioneer Boulevard, Charlesworth Road to its intersection with Danby Avenue (Lincoln Avenue).

Beginning at Danby Avenue (Lincoln Avenue) and Charlesworth Road, via Danby Avenue to its intersection with Houghton Avenue.

The applicant is authorized to cancel all fares, rules, regulations and schedules applying to the portions of its lines hereby authorized to be abandoned and discontinued.

For at least ten (10) days prior to the abandonment of service as authorized herein, applicant shall keep posted in each bus used in such service, and in its terminals used in connection with said service, and at a conspicuous spot in each of its regular passenger boarding and alighting points at which service is to be discontinued, notices stating when such discontinuance will be effective and the nearest points at which service will be available.

III

IT IS FURTHER ORDERED:

(1) That a certificate of public convenience and necessity be and it is hereby granted to John W. Chapman, doing business as Benton Bus Lines, authorizing the establishment and operation of a service as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, as an extension of and to be consolidated with his present operations, for the transportation of persons between the intersection of (Anaheim) Telegraph Road and Orr and Day Road, on the one hand, and the intersection of Firestone Boulevard and San Antonio Drive, on the other hand.

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

- (a) Within thirty (30) days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted.
- (b) Within sixty (60) days after the effective date hereof, and upon not less than five (5) days' notice to the Commission and the public, applicant shall establish the service herein authorized and file in triplicate and concurrently make effective tariffs and time schedules satisfactory to the Commission.
- (c) Subject to the authority of this Commission to change or modify the authority granted at any time, John W. Chapman, doing business as Benton Bus Lines, shall conduct said passenger stage operation over and along the following described routes:

Commencing at Orr and Day Road and (Anaheim) Telegraph Road, via Orr and Day Road, Florence Avenue, Pioneer Boulevard, Lakeland Road, Bombardier Avenue, Allard Street, Arlee Avenue, Crewe Street, Pioneer Boulevard, Firestone Boulevard to its intersection with San Antonio Drive.

Also, commencing at Orr and Day Road and Davenrich Street, via Davenrich Street, Fallon Street, Garetal Street, Pioneer Boulevard to its intersection with Florence Avenue.

Applicant is authorized to turn its motor vehicles at termini and 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.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 2nd day of September, 1952.

A. J. Anderson
 President

James F. Casper

Wesley P. Patton

John E. Whitehill

 Commissioners