

Decision No. 50560**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of )  
 COAST LINE TRUCK SERVICE INC., a )  
 corporation, for a certificate of )  
 Public Convenience and Necessity to ) Application No. 35656  
 operate as a highway common carrier )  
 for the transportation of property. )

O P I N I O N

This application was filed on July 29 and amended August 11 of this year. By it applicant (hereafter sometimes called Coast Line) seeks authority to carry general commodities between San Francisco Territory, as defined in our minimum rate orders, on the one hand, and Santa Cruz and points within 10 miles of Santa Cruz on the other.

The carriers already established in the field are three in number. All waived protest when Coast Line agreed to certain minor territorial limitations. Applicant filed an amendment and a letter accordingly and these limitations will be embodied in the following order. Granting of the authority here sought has been recommended by the governing bodies of the County and City of Santa Cruz, by the Santa Cruz Chamber of Commerce, by the Santa Cruz County Industrial Committee and by others.

Coast Line is a long-established carrier with many years of experience. Its certificated area extends from San Francisco Territory to Los Angeles Basin. Its broadest rights, territorially, are in the field of produce but it also has extensive general commodity rights. In tonnage and revenue applicant's general commodity business exceeds its produce business. Coast Line is adequately financed. It operates terminals at six points including San Francisco, Oakland and San Jose in San Francisco Territory and Watsonville in Santa Cruz County from which the City of Santa Cruz could be served. Watsonville is Coast Line's headquarters.

In view of the attitude taken by the established certificated carriers serving Santa Cruz and the strong community support there appears to be no need for a public hearing. It further appears that public convenience and necessity require the granting of the authority requested in this application and such a grant will be embodied in the order following.

COAST LINE TRUCK SERVICE INC., a corporation, is hereby placed upon notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate-fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, they extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be changed or destroyed at any time by the State, which is not in any respect limited to the number of rights which may be given.

O R D E R

Application having been made and amended and the Commission being of the opinion and finding that a public hearing is not necessary and that public convenience and necessity so require; therefore,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is hereby granted to Coast Line Truck Service, Inc., authorizing the establishment and operation of a service as a highway common carrier, as defined in Section 213 of the Public Utilities Code of California to transport general commodities between San Francisco Territory as described in Appendix "A" hereto attached, which appendix is hereby referred to and made a part hereof by such reference, on the one hand, and the City of Santa Cruz and points within ten miles thereof on the other hand subject to the exceptions noted in paragraph No. 2 of this order.

(2) The authority granted in paragraph No. 1 of this order is subject to the following exceptions:

- (a) Applicant is not authorized to transport commodities in bulk, livestock, used household goods or autos or trucks set up;
- (b) Applicant is not authorized to serve points in Santa Cruz County on State Highways Nos. 9 and 17 beyond the corporate limits of the City of Santa Cruz.
- (c) Applicant shall carry no shipment weighing more than 10,000 pounds and having origin or destination within one mile of the Southern Pacific Company's station of Davenport, Santa Cruz County.

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

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate herein granted.
- (b) Within sixty days after the effective date hereof, and upon not less than five days' notice to the Commission and the public, applicant shall establish the service herein authorized.
- (c) Within sixty days after the effective date of this order, upon not less than one day's notice to the Commission and the public, applicant shall supplement or reissue its tariffs now on file with the Commission so as to establish rates.

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

Dated at San Francisco, California, this 31<sup>st</sup> day of August, 1954.

Edward L. Mitchell  
President

Kenneth Pittman

Gene Higgins

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Commissioners

## APPENDIX "A"

SAN FRANCISCO TERRITORY includes that area embraced by the following boundary: Beginning at the point the San Francisco-San Mateo County Boundary Line meets the Pacific Ocean; thence easterly along said boundary line to a point 1 mile west of U. S. Highway No. 101; southerly along an imaginary line 1 mile west of and paralleling U.S.Highway No. 101 to its intersection with the corporate boundary of the City of San Jose; southerly, easterly and northerly along said corporate boundary to its intersection with State Highway No. 17; northerly along State Highway No. 17 to Warm Springs; northerly along the unnumbered highway via Mission San Jose and Niles to Hayward; northerly along Foothill Boulevard to Seminary Avenue; easterly along Seminary Avenue to Mountain Boulevard; northerly along Mountain Boulevard and Moraga Avenue to Estates Drive; westerly along Estates Drive, Harbord Drive and Broadway Terrace to College Avenue; northerly along College Avenue to Dwight Way; easterly along Dwight Way to the Berkeley-Oakland boundary line; northerly along said boundary line to the campus boundary of the University of California; northerly and westerly along the campus boundary of the University of California to Euclid Avenue; northerly along Euclid Avenue to Marin Avenue; westerly along Marin Avenue to Arlington Avenue; northerly along Arlington Avenue to U. S. Highway No. 40 (San Pablo Avenue); northerly along U. S. Highway No. 40 to and including the City of Richmond; southwesterly along the highway extending from the City of Richmond to Point Richmond; southerly along an imaginary line from Point Richmond to the San Francisco Waterfront at the foot of Market Street; westerly along said water front and shore line to the Pacific Ocean; southerly along the shore line of the Pacific Ocean to point of beginning.