

**ORIGINAL**Decision No. 52783

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 CHARLES H. METZGER, an individual, )  
 doing business as SANTA MONICA SIGHT- )  
 SEEING SERVICE, for an extension of )  
 its certificate of public convenience )  
 and necessity to operate passenger ) Application No. 37526  
 vehicles for sightseeing and charter )  
 services for hire as a common carrier )  
 between the City of Santa Monica, )  
 Disneyland, Knott's Berry Farm and )  
 return to Santa Monica. )

Charles H. Metzger and Mrs. Charles H. Metzger,  
 for applicant. Gordon, Knapp and Gill, by  
Wyman C. Knapp, for Tanner Motor Tours, Ltd.,  
 protestant. Fred G. Ballenger, Associate Trans-  
 portation Engineer, for the Commission's staff.

O P I N I O N

Applicant proposes to extend his present sightseeing service by establishing an additional route between Santa Monica, on the one hand, and Disneyland (near the City of Anaheim) and Knott's Berry Farm (near the City of Buena Park), on the other hand.

A public hearing was held in Los Angeles before Examiner Mark V. Chiesa. Oral and documentary evidence having been adduced the matter was submitted for decision.

Applicant is now authorized to operate a sightseeing service, along five described tours, between Santa Monica and Los Angeles (Decision No. 40536), and between Santa Monica and Beverly Hills and Hollywood (Decision No. 41857). This is a small owner-operated business. No extensive sightseeing operations have been performed, nor are such operations contemplated. Present equipment consists of two 7-passenger Cadillac limousines. Applicant is experienced and financially able to conduct the proposed operation.

The evidence of record shows that there are many tourists, vacationers, visitors, and some local residents in the City of Santa Monica desiring transportation to Disneyland and Knott's Berry Farm; that hotels and motels constantly receive requests from their guests and others for sightseeing tours to said places; that applicant would make arrangements with such establishments and with prospective passengers for pickup and discharge at various points and places in Santa Monica; that applicant's proposed tour is not directly competitive with that of any other carrier.

The round-trip fares (tax included) proposed to be charged are as follows:

	<u>Full Day</u>	<u>Half Day</u>
Adults	\$ 7.90	\$ 4.95
Children	3.90	2.45

Eight public witnesses testified that there is a need for applicant's proposed service. Three operated large motels, one was employed by the Chamber of Commerce, two were tourists, and two residents.

Protestant objected to the granting of a certificate because it is now authorized to operate a sightseeing service between Santa Monica and Disneyland. It also operates between Los Angeles and Knott's Berry Farm, but does not have authority to operate directly between Santa Monica and Knott's Berry Farm. Protestant's service is conducted in large deluxe-type buses from Los Angeles where Santa Monica passengers must transfer from and to smaller equipment for the Santa Monica-Los Angeles portion of the tour. There was no evidence that protestant operated any material sightseeing business between Santa Monica and Disneyland that would be adversely affected by the service as herein proposed by applicant.

Having considered the evidence we are of the opinion and find that public convenience and necessity require a sightseeing service as proposed. The application will be granted.

O R D E R

A public hearing having been held, the Commission being fully advised in the premises and having found that public convenience and necessity so require,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it hereby is granted to Charles H. Metzger authorizing him to establish and operate as a "passenger stage corporation", as defined in Section 226 of the Public Utilities Code, for the transportation of persons between points and over routes more particularly set forth in Appendix A, attached hereto and made a part hereof, subject to the conditions and restrictions, if any, set forth in said appendix.

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

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed upon notice that it will be required, among other things, to file annual reports of its operations and to comply with and observe the safety rules and other regulations of the Commission's General Order No. 98. Failure to file such reports, in such form and at such time as the Commission may direct, or to comply with and observe the provisions of General Order No. 98, may result in a cancellation of the operating authority granted by this decision.
- (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 and file in triplicate and concurrently make effective tariffs and time schedules satisfactory to the Commission.

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

Dated at San Francisco, California, this 13<sup>th</sup> day of March, 1956.

[Signature]  
President

[Signature]

[Signature]

[Signature]

[Signature]

Commissioners

Decision No. 52753  
Dated MAR 13 1956  
Application No. 37526

APPENDIX A  
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Charles H. Metzger, by certificate of public convenience and necessity granted in the above-numbered decision, is authorized to operate a round-trip sightseeing service, for the transportation of persons between Santa Monica, on the one hand, and Disneyland (situated near the City of Anaheim), and Knott's Berry Farm and the Alligator Farm (both situated near the City of Buena Park), over and along the routes hereinbelow described, subject, however, to the authority of the Commission to change or modify said route at any time, and subject to the following condition:

Applicant shall not be obligated to perform said sightseeing service for less than five adult passengers.

Route No. 6

Beginning in the City of Santa Monica, thence along either Wilshire Boulevard, Santa Monica Boulevard, or Olympic Boulevard to Roxbury Drive in the City of Beverly Hills, thence along Roxbury Drive, Sunset Boulevard, Hollywood Freeway, Santa Ana Freeway, Harbor Boulevard to Disneyland. Returning via Ball Road, Euclid Avenue, Lincoln Avenue, Stanton Avenue to Knott's Berry Farm and adjacent streets to Alligator Farm; continuing return trip along Orangethorpe Avenue, Hansen Avenue, Artesia Boulevard, Figueroa Street, Century Boulevard, Sepulveda Boulevard, Jefferson Boulevard, Centinella Avenue to points of beginning.

Also returning via Lincoln Boulevard from the intersection of Sepulveda Boulevard and Century Boulevard.

Also via Santa Ana Freeway and Grand Avenue (in the City of Buena Park) to Knott's Berry Farm.

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.