

ORIGINAL

Decision No. 58107

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
Norman W. Holmes, an individual doing )  
business under the name of MAYFAIR )  
SUBURBAN LINES, for a certificate to )  
extend its present certificates of )  
public convenience and necessity to )  
Alviso and Mountain View, and revision )  
of its operating authority in certain )  
particulars and for issuance of a new )  
certificate in lieu of all presently )  
granted operating rights. )

Application No. 39579

O P I N I O N

Norman W. Holmes, an individual doing business under the name of Mayfair Bus Lines, presently operates a passenger stage bus service over certain routes in Santa Clara and San Mateo Counties.

By this application he seeks:

(1) A certificate of public convenience and necessity to extend his bus operations to the cities of Alviso and Mountain View, and intermediate points, in said Santa Clara County.

(2) Authority to change the name of his business from Mayfair Bus Lines to Mayfair Suburban Lines.

(3) Authority, in conjunction with the above requests, to install three railroad crossing exempt from-full-stop signs at certain Southern Pacific Company railroad spur track crossings in the City of Santa Clara.

(4) Issuance by the Commission of a new in lieu certificate of public convenience and necessity restating and redesignating all of his present and requested operative rights.

This applicant's basic operating authority was granted June 22, 1953 in Decision No. 48750, Application No. 34226, for the transportation of passengers between San Jose and a suburban community in Santa Clara County commonly referred to as the East Foothills area. Since that time there have been additions and extensions to the original authority, including service between San Jose and the San Francisco International Airport. Applicant now desires to extend his operations to serve segments of routes previously discontinued by other passenger stage carriers operating in this area of Santa Clara County. F. W. and Hazel G. Bushnell, doing business as San Jose, Agnew, Alviso Stages, discontinued operations in July 1957 between San Jose, Agnew, Alviso and intermediate points. Helen C. McQuiggin, Administratrix, Estate of Nicholas Capraro, doing business as Palo Alto Transit, discontinued in August 1957 bus service between Palo Alto and Los Altos area, and in October 1957 the balance of the operation between San Jose and Los Altos area. Prior to August 1957 this latter carrier had discontinued additional routes, including service to the City of Mountain View. This Commission is currently revoking the certificate of the San Jose, Agnew, Alviso Stages for unauthorized service discontinuance, and is currently revoking the certificate of Palo Alto Transit for failure to maintain adequate insurance under our General Order No. 101. Palo Alto Transit's previous service to the City of Mountain View via Los Altos is to be restored under this application; however, authority to operate between Los Altos and Palo Alto is not requested.

After full consideration of the applicant's past passenger stage operations, his present financial condition, the reasonableness of the proposed fares, and the need in the county for his services,

the Commission finds that public convenience and necessity require that the certificate applied for should be granted. Moreover, applicant's request to change the name of his business will likewise be granted.

The Commission will, however, hold in abeyance applicant's proposal to install railroad spur track crossing exempt signs. These signs, as provided for in Section 16.05 of the Commission's General Order No. 98, along with other railroad crossing matters, are presently the subject of a state-wide investigation by the Transportation Division of this Commission. An appropriate future supplemental order to this decision will be issued as to this request.

Applicant's request for an in lieu certificate will also be granted. Said certificate will be issued in the order of this decision attached to which will be Appendix A, in loose-leaf form, categorically setting forth all the points and routes of operations together with all of the rights, restrictions, limitations and privileges applicable thereto. This restatement of the operative rights, with all the additions, amendments, changes and modifications thereto shall constitute the entire and exclusive evidence of the applicant's operative authority. Based upon a finding and order of the Commission, amendments to the certificate can be accomplished by the issuance of substitute or additional sheets to Appendix A. All presently existing certificates of public convenience and necessity or other passenger stage operative rights held by the applicant will be revoked and annulled.

No change in fares are proposed on present certificated routes of applicant; no additional equipment will be needed. A public hearing is not necessary.

O R D E R

The Commission having considered the above-entitled matter and being of the opinion that a public hearing is not necessary and that the application should be granted as hereinafter indicated, therefore,

IT IS ORDERED:

(1) That in the place and stead of its existing operative authority a certificate of public convenience and necessity is hereby granted to Norman W. Holmes, doing business as Mayfair Suburban Lines, authorizing the establishment and operation of service as a passenger stage corporation, as that term is defined in Section 226 of the Public Utilities Code, for the transportation of passengers between the points and over the routes as described and specified in Appendix A, which is attached hereto and by this reference made a part hereof, subject to the provisions, restrictions, limitations and conditions applicable thereto.

(2) That Norman W. Holmes, formerly doing business as Mayfair Bus Lines, is hereby authorized to change the name, style, and form of doing business to Mayfair Suburban Lines.

(3) That in providing service pursuant to the certificate herein granted, Norman W. Holmes, doing business as Mayfair Suburban

Lines, shall comply with and observe 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 on 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 on 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.

(4) That concurrently with the establishment of service authorized herein, all the presently existing operative rights held

by applicant under Decisions Nos. 48750, 49883, 53437 and 52956 are hereby revoked and annulled.

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

Dated at San Francisco, California, this 14<sup>th</sup> day of January, 1958.

*Pat E. Heston*  
President  
*Paul L. Lawrence*  
*Walter H. H. H. H.*  
*R. Hardy*  
*Edgar T. J.*  
Commissioners

## ROUTE NO. 1

San Jose - East Foothills Route

Beginning at the intersection of First and Santa Clara Streets along Santa Clara Street, Tenth Street, Keyes Street, Story Road, Capitol Avenue, Highwood Drive, Lyndale Avenue, Story Road, White Road, Candler Avenue, Griffeth Street, Story Road, Meadow Lane, Jerilyn Drive, Athena Drive, Woodhaven Drive, White Road, McKee Road, Toyon Avenue, Golf Drive, Gridley Avenue, San Mardo Avenue, Linda Vista Street, San Pablo Avenue, Toyon Avenue, McKee Road, Julian Street, Thirteenth Street, Santa Clara Street to First Street. Also beginning at Thirteenth and St. James Street along St. James Street, Nineteenth Street to Julian Street.

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## ROUTE NO. 2

San Jose - Agnew - Alviso Route

Beginning at the intersection of First and Santa Clara Streets in the City of San Jose, thence along Santa Clara Street, San Pedro Street, Post Street to the Greyhound Bus Depot, thence along Almaden Avenue, Santa Clara Street, The Alameda, Grant Street, Franklin Street, Lafayette Street, Santa Clara-Alviso Road to Agnew and Alviso. Thence along San Jose-Alviso Road, Montague Road, Santa Clara-Alviso Road, Lafayette Street, Franklin Street, Grant Street, The Alameda, Santa Clara Street to point of origin at First and Santa Clara Streets.

Alternate Route: Beginning at the intersection of Montague Road and San Jose-Alviso Road, thence along San Jose-Alviso Road, North First Street, Bassett Street, Market Street to its intersection with Santa Clara Street.

Restrictions: No passenger shall be transported whose origin and destination are both between the intersection of North First Street and Sonora Avenue and the intersection of Market and Santa Clara Streets, or between the intersection of First and Santa Clara Streets and the intersection of Lafayette and Wistar Streets.

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## ROUTE NO. 3

San Jose-Mountain View Route

Beginning at the intersection of First and Santa Clara Streets thence along Santa Clara Street, Market Street, San Carlos Street, Stevens Creek Road, Mountain View-Stevens Creek Road, Grant Road, Fremont Avenue, First Street, Main Street, San Antonio Avenue, Almond Avenue, El Monte Avenue, El Camino Real, Escuela Avenue, California Street, Castro Street, Evelyn Avenue to the Southern Pacific Depot in Mountain View.

Alternate Route: Beginning at the Southern Pacific Depot in Mountain View thence along Evelyn Avenue, Castro Street, Miramonte Avenue, Covington Avenue, Springer Road to Fremont Avenue. Also beginning at the intersection of Fremont Avenue and Grant Road along Fremont Avenue, Wright Avenue, Homestead Road, Stelling Road to Stevens Creek Road. Also beginning at the intersection of Stevens Creek Road and Judy Avenue along Judy Avenue, Loree Avenue, Stern Avenue, Tilson Avenue, Wunderlich Drive, Johnson Avenue, Bollinger Road, Saratoga-Sunnyvale Road to its intersection with Stevens Creek Road.

Restrictions: No passenger shall be transported whose origin and destination are both between the intersection of First and Santa Clara Streets and the intersection of San Carlos Street and Bascom Avenue.

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## ROUTE No. 4

San Jose - San Francisco International Airport Route:

Beginning at the intersection of Market and San Carlos Streets (Hotel St. Claire) in San Jose along Market Street, Bassett Street, First Street, U. S. Bypass 101 (Bayshore Highway) to San Francisco International Airport.

Restrictions: Service shall be limited to transportation of passengers and express in packages not exceeding 100 pounds in weight between the City of San Jose and the San Francisco International Airport serving no intermediate points.

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