

Decision No. 60694**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southland Harbor
Cruises, Inc., a corporation,
for authority to adjust service
and to establish rates between
Long Beach, California, and
San Pedro, California.

Application No. 42523

O P I N I O N

Southland Harbor Cruises, Inc., a corporation (applicant), operates a common carrier service for the transportation of passengers by boat in the Los Angeles-Long Beach Harbor areas (Decision No. 60050, dated May 4, 1960, in Application No. 41978). One of its routes or tours is from Magnolia Pier in Long Beach, thence to Pierpoint Landing, through Fish Harbor and around Reservation Point past Norm's Landing into the Los Angeles Harbor (Decision No. 55303, dated July 22, 1957, in Application No. 39132).

By the above-entitled application, filed with this Commission on July 28, 1960, applicant seeks authority to establish a one-way passenger service on that portion of its existing route extending from Pierpoint Landing in Long Beach, via the outer harbor around Reservation Point into the main ships' channel of Los Angeles Harbor to Norm's Landing in San Pedro.

The proposed one-way fares for this trip would be 60 cents for adults and 30 cents for children aged two to five years. There will be no charge for children under two years of age. The proposed

return fares, i.e., from Norm's Landing to Pierpoint Landing, would be the same, and the route would be the reverse of the going route. The existing harbor tour fare for adults is \$1.82, plus tax, and for children 12 years and under the fare is 91 cents, plus tax.

The proposed trip will require approximately 35 minutes running time. Service is to be rendered on Saturdays and Sundays only during the summer season from June 15 to September 15, inclusive. Service will be on call at other times.

Under the proposed schedule the vessel will leave Pierpoint Landing at 1:30, 3:00 and 4:30 P.M., and will leave Norm's Landing at 2:15, 3:45 and 5:15 P.M.

At the outset applicant will use the boat "Star" in this service. The "Star" is a diesel-powered vessel 65 feet in length having a 20-foot beam. It carries 165 passengers. It has 1-1/2 decks, separate restrooms for men and women, and a snack bar. This boat is owned by the Star & Crescent Boat Company of San Diego, and is leased to the applicant.

In support of the request applicant alleges that it has had a number of requests from individuals for a short cruise at a lower fare than at present; that the proposed trip will provide a short and enjoyable means of transportation between the Long Beach Harbor area and San Pedro; and that the trip will offer an opportunity to see the Long Beach and Los Angeles outer harbors by persons who have a limited amount of time.

Applicant alleges that it mailed copies of the application to possibly interested carriers, the City of Long Beach and the City of Los Angeles at the time it filed its application. No protests have been received by this Commission.

Upon the allegations of the application it appears, and we find, that public convenience and necessity require that applicant provide service as requested in the application herein via a shorter route than its existing authority as specified by the order herein. The application will be granted. The proposed rates are found to be reasonable and will be authorized. A public hearing is not necessary. Inasmuch as the proposed season is approximately one-half gone, the order herein will be made effective in five days.

Southland Harbor Cruises, Inc., is hereby placed on 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, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

An application having been filed, 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 as provided in Section 1007 of the Public Utilities Code be, and

it hereby is, granted to Southland Harbor Cruises, Inc., a corporation, authorizing it to establish and operate a sightseeing or excursion service for the transportation of persons by vessel within the Los Angeles-Long Beach Harbor area, as more specifically described in Appendix A attached hereto and made a part hereof.

2. That 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 hereof applicant shall file a written acceptance of the certificate herein granted.
- (b) Within sixty days after the effective date hereof, and on not less than two 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 timetables satisfactory to the Commission.

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

Dated at San Francisco, California, this 15th day of SEPTEMBER, 1960.

Ernest H. Pearce
President
J. E. Mitchell
William J. Smith
E. J. Fox
Commissioners

Southland Harbor Cruises, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport persons by vessel between Pierpoint Landing, Long Beach, California, and Norm's Landing, San Pedro, California, via the following route:

From Long Beach, California, through the outer harbor around Reservation Point into the main ships' channel of Los Angeles Harbor to Norm's Landing, San Pedro, Los Angeles, California.

The return trip shall be the reverse of the above route.

Issued by California Public Utilities Commission:

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