

ORIGINAL

Decision No. 61150

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the San Diego Transit System, a corporation, for authority to extend its Route "5", Clairemont-Market Street line.

Application No. 42702

Lindley, Scales & Patton, by Leon W. Scales, for applicant.
San Diego Economy Line, Inc., by Alton N. Putnam and Clayton W. Eslinger, protestant.
College Grove Merchants Association, by John W. Adlon, interested party.
Fred G. Ballenger, for the Commission staff.

O P I N I O N

By this application San Diego Transit System, a corporation, proposes and requests authority to extend its Route "5", Clairemont-Market Street line, from the intersection of College Avenue and Ryan Road via Ryan Road to College Grove Shopping Center, a one-way distance of .40 miles.

The College Grove Shopping Center is a 14-million-dollar development on 62 acres with 90 stores and parking for 5,300 cars, all upon land adjoining a freeway, Highway 94, which was previously undeveloped and uninhabited. Nearby residential and business areas surround the property.

Applicant's Route "S" now serves the College Grove Shopping Center, authority having been granted by Decision No. 60358, dated July 5, 1960. Free transfers are issued from and to all other lines of the system.

Protestant, San Diego Economy Line, Inc., also serves the Center with its line No. "1", by authority of Decision No. 60692, dated September 1, 1960. This line parallels applicant's line No. "5" between downtown San Diego and Euclid Avenue. East of Euclid Avenue the two lines serve different areas.

A public hearing was held before Examiner Robert D. De Wolf on November 17, 1960, at San Diego, California.

At the hearing protestant was permitted to file an exhibit which set forth formal protest.

At the hearing four managers of the larger stores in the shopping center were called by applicant in support of the extension.

The protestant offered no additional testimony other than its own and offered no evidence of any traffic check to show there would be any loss in its traffic if the application is granted.

The applicant already has service in this area on another line. The requested extension merely goes the length of the parking lot to a more convenient terminal. Otherwise no additional territory will be served.

The Commission finds and concludes that public convenience and necessity require that applicant's Route "5",

Clairemont-Market Street line, be extended as hereinafter set forth in Appendix A. The application will be granted.

O R D E R

An application having been filed, the Commission having found that public convenience and necessity require that applicant should extend service as proposed in the application, and based on said finding,

IT IS ORDERED:

1. That a certificate of public convenience and necessity be and it hereby is granted to San Diego Transit System authorizing it to establish and operate a service for the transportation of persons as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes more particularly set forth in Appendix A attached hereto and made a part hereof.
2. That in providing service pursuant to the certificate herein granted San Diego Transit System 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. 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 and insurance requirements of the Commission's General Order No. 101-A.

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 Orders Nos. 98 and 101-A, 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 timetables satisfactory to the Commission.

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

Dated at San Francisco, California, this 6th day of December, 1960.

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President
[Handwritten signature]

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Theodore Jenner
Commissioners

Section 3. ROUTE DESCRIPTIONS (continued)

ROUTE "5" - CLAIREMONT-MARKET STREET

From the intersection of Clairemont Mesa Boulevard and Moraga Avenue, loop via Moraga Avenue, Idlewild Way, Jutland Drive, Luna Avenue, and Clairemont Mesa Boulevard to Moraga Avenue, then via Clairemont Mesa Boulevard, Clairemont Drive, Burgener Boulevard, Milton Street, Morena Boulevard, Taylor Street, San Diego Avenue, California Street, Winder Street, India Street, Laurel Street, and State Street to Beech Street, then eastbound only via Beech Street, Union Street, A Street, 4th Avenue, and Market Street to 5th Avenue, then via Market Street, 47th Street, Federal Boulevard, Euclid Avenue, 54th Street, Streamview Drive, Lynn Street, Thorn Street, Glade Street, Streamview Drive, College Avenue, Racine Road, Vista Grande Drive, Celia Vista Drive, Hoffman Avenue, and Massachusetts Avenue to University Avenue.

Also, from the intersection of Market Street and 5th Avenue, northbound only via 5th Avenue, B Street, and State Street to Beech Street.

Also, from the intersection of Clairemont Drive and Clairemont Mesa Boulevard, via Clairemont Mesa Boulevard to Genesee Avenue.

Also, from the intersection of College Avenue and Ryan Road, via Ryan Road to the College Grove Shopping Center.

Also, from the intersection of Streamview Drive and 54th Street, via 54th Street to Collier Avenue.

Issued by California Public Utilities Commission

Decision No. 61150, Application No. 42702.