

ORIGINALDecision No. 61199

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 ISLAND BOAT SERVICE, a corporation,
 (formerly called Catalina All Year
 Boat Company) for extension of its
 service to Santa Catalina Island,
 California, and to other points.

Application No. 42511

Gibson, Dunn & Crutcher, by Max Eddy Utt, for
 applicant.

Hewett & Rickles, by James E. Radcliffe, for
 Island Transportation Company, protestant.

Bernard T. Wisner, for H-10 Water Taxi Company;

Howard Thuett, for Avalon Navigation Company,
 interested parties.

W. F. Hibbard, for Commission staff.

O P I N I O N

By the application herein filed with the Commission on July 29, 1960, Island Boat Service seeks to extend its present authorized service (Los Angeles Harbor (Wilmington) and Avalon, Santa Catalina Island, California; Long Beach, California; and Avalon, Santa Catalina Island, California), to include trips with points of departure from the mainland at Alamitos Bay and/or Newport Bay, California, as well as from Los Angeles Harbor (Wilmington) and Long Beach Harbor and trips with points of destination, not only at Avalon, Santa Catalina Island, but also at all camps and coves on Santa Catalina Island, California, and at all points on each of the Channel Islands including for this purpose, but not limited thereto, San Clemente Island and Santa Barbara Island.

A public hearing was held on September 21, 1960 at Los Angeles before Examiner Martin J. Porter and the matter was submitted.

Santa Catalina Island Company is the owner of all the outstanding stock of the Island Boat Service. Santa Catalina Island Company owns all of Santa Catalina Island outside of the city limits

of Avalon and approximately fifty percent of the property within the city. The remaining fifty percent of this approximately one mile square area is owned by those with summer cottages and by commercial interests.

Santa Catalina Island Company has not developed the island for public use and the principal demand for passenger and freight operations is from the mainland to Avalon. Along the coast of Santa Catalina Island outside of Avalon Bay there exist a number of coves. These coves are used primarily in the summer time for group or camp activities by organizations such as the Boy Scouts, Girl Scouts, Y.M.C.A., Y.W.C.A., and similar type groups. These camps operate in June, July and August and accommodate at one time about 1,000 boys and girls. Normally a group stays at camp for two weeks, then a new group comes to the camp. These camp sites are leased to the various organizations by Santa Catalina Island Company.

A carrier by vessel can only make a landing on Catalina outside the limits of the City of Avalon by permit of the Santa Catalina Island Company or as agent of the lessee. At the present time there are no restrictions in the leases as to whom the lessee can engage to perform the transportation.

The protestant H-10 Water Taxi Company, under authority from this Commission, has served a majority of the various camps located at the various coves on Santa Catalina Island.

The protestant Island Transportation Company has authority from this Commission to serve from Newport Beach and points and places on Santa Catalina Island.

We find from the evidence that there is adequate service to Catalina Island being performed by water carriers certificated by this Commission. It is apparent that the applicant desires to transport all the campers to Catalina Island.

The Channel Islands are San Clemente Island, Santa Barbara Island and San Nicolas Island. Santa Barbara Island and San Nicolas

Island are privately owned and San Clemente Island is owned by the Government of the United States and operated as a Navy training area.

Island Boat Service made about 30 trips in 1959 to San Clemente Island carrying primarily construction materials being used by various contractors in connection with the governmental operations on this island. There exists a lighthouse on San Nicolas Island, and one trip was made to supply the lighthouse. The applicant expects to have additional trips from time to time. There has been one request, from a party who is planning to lease a site on Santa Barbara Island, for the services of Island Boat Service on a charter basis as required.

As to the requested authority to operate to the Channel Islands, we find that the evidence does not justify such authority. The evidence on this phase of the case is very sparse.

Upon consideration of the record herein the Commission finds that public convenience and necessity do not require the granting of the authority sought in this application. The application will be denied.

O R D E R

Based on the evidence of record and the findings and conclusions set forth in the preceding opinion,

IT IS ORDERED that Application No. 42511 be and it is hereby denied.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 13th day of December, 1960.

I dissent: In my opinion the burden to show that public convenience and necessity require this proposed service to California Island has been met and I would grant the application for a certificate to serve.
Edw. L. Becker

Ernest R. Tager
President
Theodore J. James
Commissioners