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Decision No. 78919

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application of  
Paul J. Valencia, an individual, for  
certificate of public convenience  
and necessity to operate an Airport  
Limousine Service to and from the  
Santa Barbara Municipal Airport.

Application No. 52596  
(Filed April 30, 1971)

O P I N I O N

Paul J. Valencia requests a certificate of public convenience and necessity authorizing operations as a passenger stage corporation for the transportation of passengers between the Santa Barbara Municipal Airport, on the one hand, and points and places in the Santa Barbara area, on the other hand.

Applicant proposes to operate a daily service scheduled to meet all scheduled flights utilizing a seven-passenger station wagon. The proposed adult fares are \$2.50 to and from Zone A and \$3.00 to and from Zone B. Children's fares would be one-half of the adult fare. As of April 30, 1971, applicant indicated a net worth in the amount of \$4,871.

It is alleged that twenty-nine commercial flights use the Santa Barbara Municipal Airport daily with approximately 14,000 persons arriving and departing monthly; that there is no existing service; and that applicant has been employed as a taxi cab driver in Santa Barbara since 1965.

Copies of the application were served upon the City Clerk of the City of Santa Barbara, the Board of Supervisors of the County of Santa Barbara, the Santa Barbara Airport Manager and the Metropolitan Transit District of Santa Barbara. No protest has been received.

After consideration the Commission finds that public convenience and necessity require the granting of the application. A public hearing is not necessary.

Paul J. Valencia 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

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Paul J. Valencia, an individual, authorizing him to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes particularly set forth in Appendix A attached hereto and made a part hereof.

2. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations. Failure so to do may result in a cancellation of the operating authority granted by this decision.

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if he accepts the certificate of public convenience and necessity herein granted, he will be required, among other things, to comply with and observe the safety rules of the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 98-A and insurance requirements of the Commission's General Order No. 101-C.

- (b) Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file tariffs and timetables, in triplicate, in the Commission's office.
- (c) The tariff and timetable filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the establishment of the service herein authorized.
- (d) The tariff and timetable filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79 and 98-A.
- (e) Applicant shall maintain his accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of his operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

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 JULY, 1971.

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Chairman  
*William J. ...*  
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*Thomas L. Sturgeon*  
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Commissioner J. P. Vukasin, Commissioners necessarily absent, did not participate in the disposition of this proceeding.

-3- Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.

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Appendix A

PAUL J. VALENCIA  
doing business as  
AERO AIRPORT LIMOUSINE

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CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY

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Showing passenger stage operative rights, restrictions, limitations, exceptions, and privileges applicable thereto.

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All changes and amendments as authorized by the Public Utilities Commission of the State of California will be made as revised pages or added original pages.

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Issued under authority of Decision No. 78919, dated July 13, 1971, of the Public Utilities Commission of the State of California, in Application No. 52596.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS,  
LIMITATIONS AND SPECIFICATIONS

Paul J. Valencia, doing business as Aero Airport Limousine, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to operate as a passenger stage corporation for the transportation of passengers and their baggage over the routes hereinafter described and subject to the following provisions and restrictions:

- (a) Motor vehicles may be turned at termini and intermediate points, in either direction, at intersections of streets, or by operating around a block contiguous to such intersections in accordance with local traffic regulations.
- (b) When route descriptions are given in one direction, they apply to operations in either direction unless otherwise indicated.
- (c) Service shall be limited to the transportation of passengers who originate at or are destined to the Santa Barbara Airport.
- (d) All passengers must be picked up or discharged at points within the authorized service areas described herein, or at the Santa Barbara Airport.

Issued by California Public Utilities Commission.

Decision No. 78919, Application No. 52596.

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Appendix A

PAUL J. VALENCIA  
doing business as  
AERO AIRPORT LIMOUSINE

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SECTION 2. SERVICE AREA DESCRIPTIONS

Boundaries of authorized service areas are as follows:

Service Area A

Beginning at the intersection of State Street and U.S. 101, City of Santa Barbara, thence via State Street, Constance Avenue, Garden Street, Anapamu Street, Milpas Street, Cabrillo Boulevard, Leadbetter Drive, Cliff Drive, Castillo Street, and U.S. 101 to point of beginning.

Service Area B

Beginning at the intersection of U.S. 101 and Milpas Street, City of Santa Barbara, thence via U.S. 101, Coast Village Road, No. Jameson Lane, Sheffield Road, U.S. 101, Posilipo Lane, So. Jameson Lane, Olive Mill Road, Channel Drive, Cabrillo Boulevard, and Milpas Street to point of beginning.

SECTION 3. ROUTE DESCRIPTIONS

Subject to the authority of this Commission to change or modify such at any time, Paul J. Valencia, doing business as Aero Airport Limousine, shall conduct his passenger stage operations between the following points and over and along the following described route:

Beginning at the Santa Barbara Airport, City of Santa Barbara, thence to U.S. 101 and via the latter highway and public streets to any point within the Service Areas A or B as described herein.

Issued by California Public Utilities Commission.

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