

Decision No. 83046

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
EDUCATIONAL AND RECREATIONAL SERVICES,
INC., aka California Sightseeing Tours,
Inc., for a certificate of public con-
venience and necessity for passenger
stage service between points in the
cities of San Francisco, Daly City, and
South San Francisco and the Safeway
Division Office in Fremont, California.

Application No. 54806
(Filed April 15, 1974)

O P I N I O N

California Sightseeing Tours, Inc. requests a certificate of public convenience and necessity authorizing operations as a passenger stage corporation between designated points in San Francisco, Daly City, and South San Francisco, on the one hand, and the Safeway Division Office in Fremont, on the other hand.

The proposed commute service is designed to meet the transportation requirements of certain employees of the Safeway Division Office in Fremont. Passengers would be picked up at the intersections of Polk and Market Streets, Potrero Avenue and 25th Street, and Junipero Serra Boulevard and 19th Avenue in San Francisco; the intersection of Sullivan Avenue and Eastmore Avenue in Daly City; and the intersection of Grand Avenue and Orange Avenue in South San Francisco. Applicant proposes to charge a weekly fare of \$12.50 and service would be provided on one of its air-conditioned buses which have capacities ranging from 41 to 49 passengers.

Applicant is presently conducting certificated and charter-party operations, and as of December 31, 1973 indicated a net worth in the amount of \$377,184.

It is alleged that there is no existing public transportation service between the proposed points; that the proposed service has been requested by employees of Safeway; and that if the proposed

service is authorized many of the employees would discontinue use of their private automobiles, which would thereby save fuel and help to reduce traffic congestion and air pollution.

A copy of the application was served upon Greyhound Lines - West. 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.

We further find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment.

Applicant is 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. 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 Educational and Recreational Services, Inc., a corporation, authorizing it to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes set forth in Appendix B, attached hereto and made a part hereof.

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

- a. Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to comply with the safety rules of the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 98-Series, and the insurance requirements of the Commission's General Order No. 101-Series.
- b. Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service 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 authorized service.
- 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-Series and 98-Series.
- e. Applicant shall maintain its 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 its 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 25th day of JUNE, 1974.

Thomas L. Stearns
President
William J. Synanon
William J. Synanon
William J. Synanon
William J. Synanon
Commissioners

Northern California Operation

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY

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

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.

83046

Issued under authority of Decision No. _____
dated JUN 25, 1974, of the Public Utilities Commission
of the State of California, on Application No. 54806.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS.

California Sightseeing Tours, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers between points in the Cities of San Francisco, Daly City, and South San Francisco, on the one hand, and the Safeway Stores Division Offices, 47400 Kato Road, Fremont, California, on the other hand, over the route described in Section 2, and subject to the following conditions:

1. 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.
2. No passenger shall be transported that does not have either point of origin or point of destination at the Safeway Stores Division Offices, 47400 Kato Road, Fremont, California.
3. Passengers shall be picked up or discharged only at the points specified in the Route Description.

Issued by California Public Utilities Commission.

Decision No. 83045, Application No. 54806.

SECTION 2. ROUTE DESCRIPTION.

Beginning at the intersection of Polk Street and Market Street in San Francisco, California; then via 10th Street, Potrero, Freeway 280, Brotherhood Way, Arch, Randolph, 19th Avenue, Junipero Serra Boulevard, Freeway 280, Eastmoor, Sullivan Avenue, San Pedro Road, Mission Street, Grand Avenue, Bayshore Freeway, San Mateo Toll Bridge, Highway 17, Mission Boulevard, and Kato Road to the Safeway Stores Division Offices at 47400 Kato Road in Fremont, California.

STOPS

- (1) Intersection of Polk and Market Streets, San Francisco.
- (2) Intersection of Potrero and 25th Street, San Francisco.
- (3) Intersection of Junipero Serra Boulevard and 19th Avenue, San Francisco.
- (4) Intersection of Sullivan and Eastmoor, Daly City.
- (5) Intersection of Grand and Orange, South San Francisco
- (6) Safeway Stores Division Offices 47400 Kato Road, Fremont, California.

Return via reverse of above route.

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