

Decision No. 85180

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of Richard Parent and David Greenlee,
d/b/a Mammoth Lift Lines, for a
Certificate of Public Convenience
and Necessity for passenger stage
service between various points in
Mammoth Lakes California.

Application No. 55621
(Filed April 11, 1975)

O P I N I O N

Applicants request authority to operate as a passenger stage corporation between Mammoth Village in Mono County, the Mammoth Mountain ski lifts, and Mammoth Lakes Airport.

Applicants own a 50-passenger International bus and lease a 30-passenger Crown and 9-passenger Volkswagen. More vehicles will be leased if needed. Applicants will provide five routes; four routes transport passengers from residential areas to the ski lifts and the fifth extends from Mammoth Village to the airport. Three routes will be scheduled only on winter weekends and two will provide a year-round service. A one-way fare of \$1.35 will be charged on the airport run and 75 cents on the other routes. A monthly pass will be sold to individuals for \$18.00 and tickets will be sold to condominiums, hotels, and motels for their guests. It is alleged that there is no public transportation for the 2,600 local residents and 16,000 visitors who come to ski every winter weekend. Applicants hold no operating authority from this Commission. Their balance sheet as of March 31, 1975, shows assets of \$24,700. There are no existing loans or long-term obligations.

An informal conference was held in Los Angeles on June 4, 1975 with all three parties represented who recently filed separately for authority to provide passenger bus service in the vicinity of Mammoth Lakes. Applicants were present along with Bob L. Hunden (Application No. 55597, Wheels Express) and a representative from Sierra Pacific Airlines (Application No. 55626). All parties were represented by counsel. It was agreed that applicants are qualified to receive the requested authority; that a need exists for it; and that an effort should be made to connect with some of the Greyhound schedules, which are routed along Highway No. 395 and do not enter Mammoth Village. There are no certificated passenger stage corporations providing this service in Mono County and no protests were received. Greyhound Lines, Inc. wrote on May 20, 1975 to advise it has no interest in this proceeding.

Findings

1. Applicants have applied to institute service as a passenger stage corporation in the vicinity of Mammoth Lakes and to Mammoth Lakes Airport.
2. There are no other passenger stage corporations providing the service proposed by applicants.
3. Greyhound Lines, Inc. operates in the vicinity and has advised the Commission in writing that it has no interest in this proceeding.
4. Applicants have the financial ability to conduct the proposed service.
5. Public convenience and necessity require that the service proposed by applicants be established.
6. We find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment.

The Commission concludes that the proposed authority should be issued as provided in the following order.

Applicants are 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 Richard Parent and David Greenlee, authorizing them 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 A of this decision.

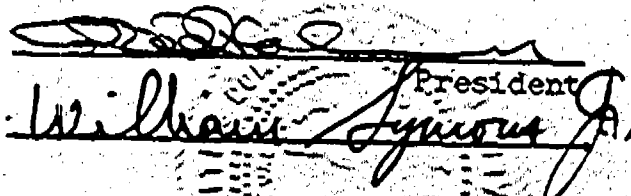
2. In providing service pursuant to the authority granted by this order, applicants shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

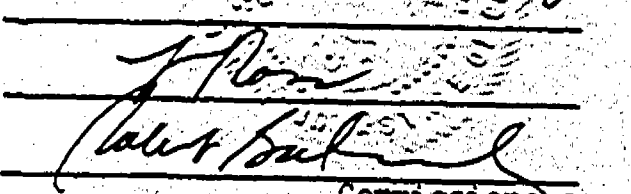
- (a) Within thirty days after the effective date of this order, applicants shall file a written acceptance of the certificate granted. Applicants are placed on notice that if they accept the certificate they will be required, among other things, to comply with the safety rules administered by the California 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, applicants 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 five days after the effective date of this order on not less than five 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) Applicants shall maintain their 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 their operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

The effective date of this order is the date hereof. ✓

Dated at San Francisco, California, this 25th day of NOVEMBER, 1975.



President


Commissioners

Commissioner Vernon E. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

DEM

Appendix A

RICHARD PARENT AND DAVID GREENLEE Original Title Page
dba
MAMMOTH LIFT LINES

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.

Issued under authority of Decision No. 85180, dated NOV 25 1975,
of the Public Utilities Commission of the State of California, in Application
No. 55621.

Appendix A

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dba.
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Issued by California Public Utilities Commission.

Decision No. 85180, Application No. 55621.

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

Richard Parent and David Greenlee, doing business as Mammoth Lift Lines, by the certificate of public convenience and necessity granted by the decision noted in the margin, are authorized to operate as a passenger stage corporation transporting passengers and their baggage between Mammoth Lakes, Mammoth Lakes Village, Mammoth Lakes Airport, Mammoth Mountain Ski Lifts, and points intermediate thereto, over and along the routes hereinafter described, subject, however, to the authority of this Commission to change or modify said routes at any time and subject to the following provisions:

- (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) Routes 1, 2, 3 and 4 shall be operated only on weekends and holidays which occur during the winter period.
- (d) Only Routes 5 and 6 shall be operated on a year-round service.

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SECTION 2. ROUTE DESCRIPTIONS

Route 1 - Mammoth Mountain Ski Lifts 7, 8 and 16

Commencing at the intersection of Chateau Road and Old Mammoth Road, Mammoth Lakes, thence on Old Mammoth Road, State Highway 203, Mammoth Lakes, Village, Lakeview Road, Canyon Boulevard, Mammoth Mountain Ski Lifts 7, 8 and 16, return on Canyon Boulevard, Minaret Summit Road, State Highway 203, Old Mammoth Road to point of origin.

Route 2 - Mammoth Mountain Ski Lift 15 and Woodstock Lift

Commencing at the intersection of State Highway 203 and Old Mammoth Road, Mammoth Lakes Village, thence on Old Mammoth Road, Meridian Boulevard, Majestic Pines Drive, Woodstock Lift; continue on and along Majestic Pines Drive, Mammoth Mountain Ski Lift 15, return on Majestic Pines Drive, Meridian Boulevard, Old Mammoth Road to point of origin.

Route 3 - Mammoth Lakes Village

Commencing at Mammoth Mountain Ski Lift 15, thence on Majestic Pines Drive, Woodstock Lift, return on Majestic Pines Drive, Mammoth Mountain Ski Lift 15, return on Majestic Pines Drive, Meridian Boulevard, Old Mammoth Road, State Highway 203, Kelly Road, Majestic Pines Drive to point of origin.

Route 4 - Mammoth Lakes Village (Evening Schedule)

Commencing from State Highway 203, Mammoth Lakes Village, thence to Lakeview Road, Canyon Boulevard, Minaret Summit Road, State Highway 203, Kelly Road, Majestic Pines Road, Meridian Boulevard, Old Mammoth Road, State Highway 203 to point of origin.

Route 5 - Residential Zone E

Commencing at residential Zone E, thence on Old Mammoth Road, State Highway 203, Minaret Summit Road, Canyon Boulevard, Lakeview Road, State Highway 203, Kelly Road, Majestic Pines Drive, Meridian Boulevard, Old Mammoth Road, State Highway 203 to Mammoth Lakes Village.

Route 6 - Mammoth Lakes Airport

Commencing from State Highway 203, Mammoth Lakes Village, thence to U.S. Highway 395, Mammoth Lakes Airport and over the most convenient routes to the living quarters and/or housing of the passengers within the unincorporated area of Mammoth Lakes.

Issued by California Public Utilities Commission.