

Decision 87 11 007

NOV 13 1987

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of RUSSELL BEAUCHANE, doing business )  
as AIRPORT TRANSPORTATION SERVICES, )  
for a certificate of public )  
convenience and necessity to )  
operate a passenger stage )  
corporation, express baggage )  
service, and to transport )  
unaccompanied baggage or any )  
express matters weighing less than )  
100 pounds per shipment, between )  
the City of Davis and the City of )  
Woodland, on the one hand, and the )  
Sacramento Metropolitan Airport, )  
in the County of Sacramento, on )  
the other hand. )

**ORIGINAL**

Application 87-06-028  
(Filed June 18, 1987)

OPINION

Applicant is Russell Beauchane, an individual doing business as Airport Transportation Services. He currently operates as a charter-party carrier under Permit No. 891-P and as a passenger stage corporation between Chico, Paradise, Oroville, Marysville, Yuba City, and Nicholas, on the one hand, and the Sacramento Metropolitan Airport, on the other hand, under authority of PSC-1036 granted by Decision 88745 dated April 18, 1978. Service is provided seven days a week on a scheduled basis.

Applicant has filed to extend service from a Davis Service Area and a Woodland Service Area to the Sacramento Metropolitan Airport. Said service areas will extend a radius of four miles from a specific downtown location in each municipality. Applicant will charge \$15.00 for round-trip transportation (\$10.00 one-way) between Davis and the airport and \$10.00 round trip (\$7.50 one-way) on the Woodland-Sacramento Airport route. Applicant will

also be transporting unaccompanied baggage or express weighing less than 100 pounds. One fare will be charged for each delivery of express, regardless of the number of bags transported.

Applicant operates out of a terminal in Chico (Butte County) with a 15-passenger bus, 5-10 passenger vans, and 7- and 6-passenger wagons. The capacities listed do not include the drivers. Applicant's last balance sheet for the year ending in December is attached to the application. It shows operating revenue of \$180,534 and operating expenses of \$177,826, with a profit of \$2,708.

It is alleged that Davis (population 40,500) and Woodland (population 33,150) have no scheduled passenger service to the airport. Charter carriers provide service if reservations are made and accepted well in advance of the proposed transportation. It is further alleged that a reliable scheduled passenger service will reduce traffic and congestion on all access roads and in the parking lots at the Sacramento Airport. Lost and misplaced baggage will also be delivered to owners after applicant is authorized to pick it up at the various airlines.

Ambassador Limousine of Davis, California filed a protest late on August 3, 1987. Protestant is not a passenger stage corporation and will not be furnishing the same type of service if the application is granted. The protest will, therefore, be rejected, although protestant does serve the area as a charter-party carrier.

Copies of the application were mailed to six cities and counties and to Ambassador Limousine. The latter protested as previously noted. The filing of this application was noted in the Commission's Daily Transportation Calendar on June 26, 1987. There have been no other protests or requests for hearing.

Findings of Fact

1. Applicant provides a passenger stage service from Chico, Paradise, Oroville, Marysville, Yuba City, and Nicholas, on the one hand, to the Sacramento Metropolitan Airport, on the other hand.
2. Applicant has applied to extend service from the airport to a Davis Service Area and a Woodland Service Area.
3. Public convenience and necessity require that the proposed service be established.
4. The proposed service is not being provided by anyone else.
5. A protest filed by a charter operator was rejected, since a grant of the application should not affect the business of a charter-party carrier.
6. Applicant has the ability, experience, equipment, and financial responsibility to perform this service.
7. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
8. Applicant's authority will be extended as requested by amending applicant's current certificate.

Conclusion of Law

The application should be granted.

Only the amount paid to the State for operative rights may be used in rate fixing. The State may grant any number of rights and may cancel or modify the monopoly feature of these rights at any time.

ORDER

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Russell Beauchane, authorizing him to operate as a passenger stage corporation, as defined in PU Code § 226, between

the points and over the routes set forth in Appendix PSC-1036, to transport persons, their baggage, and/or express.

2. Applicant shall:

- a. File a written acceptance of this certificate within 30 days after this order is effective.
- b. Establish the authorized service and file tariffs and timetables within 120 days after this order is effective.
- c. State in his tariffs and timetables when service will start; allow at least 10 days' notice to the Commission; and make timetables and tariffs effective 10 or more days after this order is effective.
- d. Comply with General Orders Series 79, 98, 101, and 104, and the California Highway Patrol safety rules.
- e. Maintain accounting records in conformity with the Uniform System of Accounts.
- f. Remit to the Commission the Transportation Reimbursement Fee required by PU Code § 403 when notified by mail to do so.

3. Prior to initiating service to any airport, applicant shall notify the airport authority involved. This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.


This order becomes effective 30 days from today.

Dated NOV 13 1987, at San Francisco, California.

STANLEY W. HULETT  
President  
FREDERICK R. DUDA  
G. MITCHELL WELK  
JOHN B. OXANIAN  
Commissioners

Commissioner Donald Vial, being necessarily absent, did not participate.

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ABOVE  
COMMISSIONERS TODAY.

  
Victor Weisser, Executive Director

*pb*

T/ELB/bcy

APPENDIX PSC-1036

RUSSELL BEAUCHANE

Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-1036

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

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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 87 11 007, dated  
NOV 13 1987 of the Public Utilities Commission of the State  
of California in Application 87-06-028.

APPENDIX PSC-1036  
(D.89802)  
(D.90992)

RUSSELL BEAUCHANE

Fourth Revised Page 1  
Cancels  
Third Revised Page 1

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

Russell Beauchane, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers, baggage and express between Sacramento Metropolitan Airport (SMF) on the one hand; and certain points and areas (described in Sections 2 and 3) on the other hand, over the routes hereinafter described, subject, however, to the authority of this Commission to change or modify the 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 operation in either direction, unless otherwise indicated.
- (c) The transportation of express shall be on passenger-carrying vehicles and shall be incidental to the transportation of passengers and limited to weight of not more than one hundred (100) pounds per shipment.
- (d) Service on Route 1.1 through 6.1 inclusive shall be on a scheduled basis. These routes groups may be combined to make a through trip. Stops may be made along these routes to pick up or discharge passengers, baggage or express. The timetables shall show the location of each service point, and the time-of-day it is served. The tariff shall show the fares for each service.

Issued by California Public Utilities Commission.

Amended by Decision 87 11 007, Application 87-06-028.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS AND SPECIFICATIONS. (Continued)

- (e) Service on routes 6.2, 7.1 and 7.2 shall be on "on-call" basis. The term "on-call" as used herein refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized on-call service will be rendered.
- (f) "On-call" service shall be limited to the transportation of passengers who originate at or are destined to the service areas described in Section 3.
- (g) This certificate does not authorize the holder to conduct any operations on the property of or into any airport unless such operation is authorized by both this Commission and the airport authority involved.
- (h) Service shall be rendered via a direct route from the point of origin to the point of destination of a passenger, except that when more than one passenger is to be transported in a single vehicle, service shall be rendered by the most direct routings possible, taking into consideration the various points of origin or destination of the several passengers.

Issued by the California Public Utilities Commission.

Decision 87 11 067, Application 87-06-028.



APPENDIX PSC-1036  
(PE 411,449)  
(D.89802,D90992,D92289)

RUSSELL BEAUCHANE

Fifth Revised Page 2  
Cancels  
Fourth Revised Page 2

SECTION 2. ROUTE DESCRIPTIONS.

Route Group 1 - Chico-Paradise-Oroville

1.1 Chico-Oroville

Commencing at the Jack's Family Restaurant at the corner of Main and 6th Streets in the City of Chico, west on W. 6th Street to Broadway, south on Broadway to State Highway 32, east on State Highway 32 to State Highway 99, south on State Highway 99 to the intersection of State Highway 149, south on State Highway 149 to intersection of State Highway 70, south on State Highway 70 to Motel 6, 505 Montgomery Street in the City of Oroville.

1.2 Chico-Paradise-Oroville

Commencing at the Jack's Family Restaurant at the corner of Main and 6th Street, in the City of Chico, west on W. 6th Street to Broadway, south on Broadway to State Highway 32, east on State Highway 32 to State Highway 99 to the intersection of Skyway, east on Skyway to Round Up Restaurant, 5225 Skyway, in the City of Paradise, then east on Skyway to the intersection of Pearson Road, east on Pearson Road to the intersection of State Highway 70, south on State Highway 70 to the Motel 6, 505 Montgomery Street, in the City of Oroville.

Route Group 2 - Oroville-Marysville

2.1 Oroville-Marysville

Commencing at Motel 6, 505 Montgomery Street, in the City of Oroville, south on State Highway 70 to the intersection of State Highway 20, at 9th and E Streets, in the City of Marysville.

Issued by California Public Utilities Commission.

Amended by Decision 87 11 007, Application 87-06-028.

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(D.89802)  
(D.92289)

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Original Page 3

SECTION 2. ROUTE DESCRIPTIONS. (Continued)

Route Group 3 - Marysville-Yuba City

3.1 Marysville-Yuba City

Commencing at the intersection of State Highway 70 and State Highway 20, at 9th and E Streets, in the City of Marysville, west on State Highway 20, crossing the Feather River, right on Clark Avenue to Bonanza Inn, 1001 Clark Avenue, in the City of Yuba City.

Route Group 4 - Marysville & Yuba City-Nicolaus

4.1 Marysville-Nicolaus

Commencing at the intersection of State Highway 70 and State Highway 20 at 9th and E Streets, in the City of Marysville, south on State Highway 70 to its junction with North Beale Road, south on North Beale Road to the parking lot of the Peach Tree Mall near Lind-Hurst Road, southeast on Lind-Hurst Road to State Highway 70, south on State Highway 70 to its junction with State Highway 99 south of the community of Nicolaus.

4.2 Yuba City-Nicolaus

Commencing at Bonanza Inn, 1001 Clark Avenue, in the City of Yuba City, south on Clark Avenue, west on State Highway 20, south on State Highway 99 to its junction with State Highway 70 south on the community of Nicolaus.

Issued by California Public Utilities Commission.

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(D.89802)  
(D.92289)

RUSSELL BEAUCHANE

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SECTION 2. ROUTE DESCRIPTIONS. (Continued)

Route Group 5 - Nicolaus-SMF

5.1

Commencing at the junction of State Highway 70 and State Highway 99 south of the community of Nicolaus, thence south on the combined State Highway 70 & 99 to Interstate Highway 5, north on Interstate Highway 5 to Airport Boulevard, north on Airport Boulevard to the Sacramento Metropolitan Airport. (SMF)

Route Group 6 - SMF - Woodland-Davis

6.1 SMF-Davis

Commencing at the Sacramento Metropolitan Airport (SMF), thence to Interstate Highway 5, west to Road 102, south to Covell, west to "F" Street, south to 14th Street, west to "B" Street, south to University Lodge on "B" Street and 2nd Street, Davis.

Alternate one for Route 6.1

Commencing at the Sacramento Metropolitan Airport (SMF), thence to Interstate Highway 5, west to Road 102, south to 8th Street, west to either "L" Street or "F" Street, depending on the time of day and the traffic, south on either "L" Street or "F" Street to 5th Street, west on 5th Street to "B" Street, south on "B" Street to University Lodge, on "B" Street and 2nd Street, Davis.

Issued by California Public Utilities Commission.

Amended by Decision 87 11 067, Application 87-06-028.

SECTION 2. ROUTE DESCRIPTIONS. (Continued)

6.2 Davis-Woodland-SMF

Commencing at the University Lodge, B and 2nd Streets, Davis, thence north to Russell Boulevard, west on Russell Boulevard to Highway 113, north to the County Fair Mall, Woodland, thence east on Gibson Road to County Road, north on County Road to Interstate Highway 5, north on Interstate Highway 5, to the passenger terminal(s) at the Sacramento Metropolitan Airport (SMF).

Alternate 1 For Route 6.2

Commencing at University Lodge B and 2nd Streets, Davis, thence north to 14th Street, east to "F" Street, north to Covell, west to Highway 113, north to the County Fair Mall, Woodland, thence east on Gibson Road to County Road, north on County Road to Interstate Highway 5, north on Interstate Highway 5 to the passenger terminal(s) at the Sacramento Metropolitan Airport (SMF).

7.1 Davis Service Area-SMF

Commencing from any point within the Davis Service Area, thence via the most convenient streets and highways to the passenger terminals at the Sacramento Metropolitan Airport (SMF).

7.2 Woodland Service Area-SMF

Commencing from any point within the Woodland Service Area, thence via the most convenient streets and Highways to the passenger terminals at the Sacramento Metropolitan Airport (SMF).

T/ELB/bcy

APPENDIX PSC-1036

RUSSELL BEAUCHANE

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SECTION 3. SERVICE AREA

1. Davis Service Area as used in this certificate, comprises all locations within a four-mile radius of 2nd & B Streets in Davis (University Lodge)

2. Woodland Service Area, as used in this certificate, comprises all location within a four-mile radius of County Fair Mall, Woodland.

Issued by California Public Utilities Commission.

Decision 87 11 007, Application 87-06-028.