

ORIGINAL

Decision 88 12 046 DEC. 9 1988

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
Santa Cruz Transportation, Inc.,)
dba Santa Cruz Airporter, for)
authority to operate as a passenger)
stage corporation between points in)
Santa Cruz and San Jose CalTrain)
Station.)

DEC 12 1988

Application 88-10-009
(Filed October 4, 1988)

OPINION

Applicant Santa Cruz Transportation, Inc., a California corporation, dba Santa Cruz Airporter, requests a passenger stage certificate of public convenience and necessity to operate a passenger stage service between the Santa Cruz Metro Center at 920 Pacific Avenue in Santa Cruz and the CalTrain San Jose Station located on Cahill Street in San Jose. Notice of the filing of the application appeared in the Commission's Daily Calendar of October 7, 1988. No protests to the application have been received.

Applicant currently operates an on-call passenger stage service between Santa Cruz County, on the one hand, and the San Francisco and San Jose airports. It also operates a taxi cab service. For the 13 months ending April 30, 1988 applicant had gross income from passenger stage operations of approximately \$98,000. As of that date it had a net worth of approximately \$18,000.

In its proposed operations applicant will run nine schedules a day each way on weekdays between the Metro Center and the CalTrain Station. On weekends and holidays it will operate eight schedules a day each way. The earliest schedule will leave the Metro Center at 6:10 a.m. and the last schedule will arrive at the Metro Center at 10:30 p.m. Applicant will not provide service

to or from intermediate points. In the proposed operation applicant will use, as needed, one 8-passenger van, one 7-passenger van, four 14-passenger vans, and two 20-passenger buses. The primary vehicle which it will use in the proposed operation will be a new 21-passenger bus which it will lease/purchase from the Santa Cruz Metropolitan Transit District (the district).

The proposed fare will be \$5 per adult passenger each way with a maximum of two children under six years old free with the adult passenger.

Applicant states that the proposed service is different and distinct from any public transportation system currently being offered to the public in the proposed area and is designed to primarily benefit Amtrak commuters utilizing either Amtrak trains or connecting bus service in San Jose.

The service is being sponsored by the district with which applicant has entered into a contract to provide the proposed service. The contract provides for a subsidy to applicant's service should the revenue from the service not meet certain minimums. Additionally, the application states that CalTrain will furnish a grant of \$50,000 to be used to purchase/lease a 21-passenger bus for the proposed operation and to defray applicant's start-up costs.

Findings of Fact

1. Applicant requests a certificate of public convenience and necessity to operate as a passenger stage corporation in scheduled service between the Santa Cruz Metro Center in Santa Cruz and the CalTrain San Jose Station in San Jose, with no service to intermediate points.

2. Applicant currently operates a passenger stage service between points in Santa Cruz County and the San Francisco and San Jose airports.

3. As of April 30, 1988 applicant had a net worth of approximately \$18,000.

4. Applicant has a variety of vans available for use on the proposed operation.

5. The principal bus to be used in the operation is a 21-passenger bus to be acquired from the district on a lease/purchase arrangement.

6. The proposed service is sponsored by the district and is designed to primarily benefit Amtrak commuters utilizing either Amtrak or connecting bus service at San Jose.

7. Applicant is fit, willing, and able to perform the proposed service.

8. There is no other comparable service between the points in question.

9. Public convenience and necessity require the granting of the application.

10. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

11. A public hearing is not necessary.

Conclusions of Law

1. The application should be granted.

2. 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 Santa Cruz Transportation, Inc. (applicant), a corporation, authorizing it to operate as a passenger stage corporation, as defined in Public Utilities (PU) Code § 226,

between the points and over the routes set forth in Appendix PSC-1270, to transport persons and baggage.

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 its 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.

4. The application is granted as set forth above.
This order is effective today.
Dated DEC 9 1988, at San Francisco, California.

STANLEY W. HULETT
President
DONALD VIAL
FREDERICK R. DUDA
G. MITCHELL WILK
JOHN E. OHANIAN
Commissioners

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



Victor Weisser, Executive Director

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Appendix PSC-1270

SANTA CRUZ
TRANSPORTATION, INC.

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

Santa Cruz Transportation, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized as a passenger stage corporation to provide on-call services to transport passengers and baggage between certain points in Santa Cruz County, on the one hand, and San Francisco International and San Jose Municipal Airports and the *San Jose CalTrain Station on the other hand, subject, however, to the authority of this Commission to change or modify this authority at any time and subject to the following provisions:

- a. When route descriptions are given in one direction, they apply to operation in either direction, unless otherwise indicated.
- *b. Service on Routes 1, 2, 3 shall be provided on an "on-call" basis.
- *c. Service on Route 4 shall be provided on a scheduled basis.
- *d. No passenger shall be carried on Routes 1, 2 or 3 who does not have a point of origin or destination San Francisco International or San Jose International Airports and Santa Cruz County.

Issued by California Public Utilities Commission.

*Added by Decision 88 12 046, Application 88-10-009.

- *e. The term "on-call" as used 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.

SECTION 2. ROUTE DESCRIPTIONS

- ROUTE 1 - Santa Cruz County to San Jose Municipal Airport.
- ROUTE 2 - Santa Cruz County to San Jose Municipal Airport and San Francisco International Airport.
- ROUTE 3 - Santa Cruz County to San Francisco International Airport.
- *ROUTE 4 - Santa Cruz Metro Center, 920 Pacific St., Santa Cruz to CalTrain Station, Cahill St., San Jose

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*Added by Decision 88 12 046, Application 88-10-009.