

ALJ/WRI/bg

Decision 89 11 057 NOV 2 2 1989

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of)
 California, Department of)
 Transportation for an Order)
 Permitting the Southern Pacific)
 Transportation Company to Adjust)
 Various Passenger Fares Between)
 San Francisco and San Jose and)
 Intermediate Points as Set Forth)
 in this Application.)

ORIGINAL

Application 89-06-023
 (Filed June 16, 1989;
 amended June 23, 1989)

OPINION

The State of California, Department of Transportation (Caltrans), requests an order permitting the Southern Pacific Transportation Company (SP) to adjust various passenger fares between San Francisco and San Jose and intermediate points pursuant to Public Utilities (PU) Code § 730.8 and Section 8 of the Agreement to Provide Passenger Rail Service (Contract), dated July 1, 1980, between Caltrans and SP.

SP is a railroad common carrier of persons and property between San Jose and San Francisco, California, and, pursuant to Contract, has agreed to implement the fare adjustments set forth in Appendix A to this decision.

PU Code § 730.8 provides as follows:

"Whenever a state agency files with the Commission an application for an increase in rates or fares or for any change in the level of service for passenger transportation by a railroad corporation and the state agency has prior to the application held a public hearing on the matter which the commission finds to be complete and adequate, the commission may determine not to hold any further hearing on the matter and in this event shall approve, modify and approve as so modified, or disapprove the application within 90 days of the date of filing with the commission."

Caltrans states that the requested fare adjustments are neutral as to their overall revenue effect and attaches transcripts of public hearings conducted before an Administrative Law Judge of the Office of Administrative Hearings of the State of California on December 14, 1988 in San Francisco, December 15, 1988 in San Jose, and December 13, 1988 in San Mateo.

The application states that Caltrans has determined that the action to adjust fares is statutorily exempt from the requirements of the California Environmental Quality Act and its Notice of Exemption filed pursuant to Section 15273 of the Resources Agency guidelines is attached to the application.

Transportation Division's Advice of Participation

The Commission's Transportation Division's Advice of Participation dated October 26, 1989 states as follows:

"The Transportation Division Staff (Staff) has reviewed the response of the applicant, dated September 28, 1989, to Staff's data request, and met with Caltrans staff for further discussions on October 16, 1988.

"The Staff is of the opinion that this matter can be handled by an ex parte decision for the following reasons:

- "1. Caltrans has complied with the request for more information to clarify possible areas of concern posed by Staff.
- "2. The public hearings held by Caltrans at various locations on December 13, 14, and 15, 1988, gave passengers an opportunity to express their concerns and provided an adequate explanation of the Caltrans proposal.
- "3. Caltrans modified the original application by reinstating the 20-ride ticket and continuing the restriction on use of the discount round trip ticket that originally was to be eliminated. These changes are in large measure, based on appeals made at the public hearings.

"The staff expects minimal protests to the granting of the fare adjustments because the proposed restructuring of the fares and zones is designed to be essentially revenue neutral.

"The new fares are tentatively to be instituted December 1, 1989; therefore, it is desirable to have the decision draft considered at the Commission meeting of November 22nd."

Findings of Fact

1. Caltrans has filed an application to revise, reform, and restructure its fares and zones on the Peninsula Commute Service between San Francisco and San Jose.

2. The proposed restructuring of the fares and revision of fare zones is designed to be essentially revenue neutral.

3. Public hearings on the matter were held prior to the filing of the application with the Commission and the transcripts of those hearings show them to have been complete and adequate. Further public hearings are not required.

4. The fare restructuring and fare zone revisions are statutorily exempt from the requirements of the California Environmental Quality Act pursuant to Public Resources Code Section 15273.

5. The Commission is aware of no substantial opposition to the application.

6. The requested fare restructuring and fare zone revisions are necessary and justified.

7. Fares shown in Appendix A are just and reasonable.

8. As the new fares are tentatively to be instituted on December 1, 1989, this order should be effective today.

Conclusion of Law

Pursuant to PU Code § 730.8, the fares in Appendix A are just and reasonable and should be granted.

ORDER

IT IS ORDERED that:

1. The State of California, Department of Transportation, is authorized to establish the fares set forth in Appendix A.

2. Tariffs shall be filed on or after the effective date of this order. They may go into effect 5 days or more after the effective date of this order on not less than 5 days' notice to the Commission and to the public.

3. This authority shall expire unless exercised within 90 days after the effective date of this order.

4. The application is granted as set forth above.

This order is effective today.

Dated NOV 22 1989, at San Francisco, California.

G. MITCHELL WILK
President
FREDERICK R. DUDA
STANLEY W. HULETT
JOHN B. OHANIAN
PATRICIA M. ECKERT
Commissioners

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

- 4 -

Wesley Franklin
WESLEY FRANKLIN, Acting Executive Director
10

APPENDIX A

Caltran Fares

Between	Type	and... Zone SF					
ZONE SF	OW	\$1.00					
San Francisco	EH	\$0.50					
22nd Street	DR	\$1.75					
Paul Avenue	MO	\$23.00					
Bayshore	WK	\$7.00					
	20	\$16.50					
	YM	\$16.50					
			OW=One Way				
			EH=Elderly/Handicapped (One-Way)				
			DR=Discount Round Trip				
			MO=Monthly				
			WK=Weekly				
			20=20-ride				
			YM=Youth Monthly (17 and under)				
			Zone 1				
ZONE 1	OW	\$1.50	\$1.00				
So. San Francisco	EH	\$0.75	\$0.50				
San Bruno	DR	\$2.75	\$1.75				
Millbrae	MO	\$34.50	\$23.00				
	WK	\$10.50	\$7.00				
	20	\$24.50	\$16.50				
	YM	\$24.50	\$16.50				
				Zone 2			
ZONE 2	OW	\$2.00	\$1.50	\$1.00			
Broadway	EH	\$1.00	\$0.75	\$0.50			
Burlingame	DR	\$3.50	\$2.75	\$1.75			
San Mateo	MO	\$46.00	\$34.50	\$23.00			
Hayward Park	WK	\$14.00	\$10.50	\$7.00			
Bay Meadows	20	\$33.00	\$24.50	\$16.50			
Waldale	YM	\$33.00	\$24.50	\$16.50			
					Zone 3		
ZONE 3	OW	\$2.50	\$2.00	\$1.50	\$1.00		
Belmont	EH	\$1.25	\$1.00	\$0.75	\$0.50		
San Carlos	DR	\$4.25	\$3.50	\$2.75	\$1.75		
Redwood City	MO	\$57.50	\$46.00	\$34.50	\$23.00		
Atherton	WK	\$17.50	\$14.00	\$10.50	\$7.00		
Menlo Park	20	\$41.00	\$33.00	\$24.50	\$16.50		
	YM	\$41.00	\$33.00	\$24.50	\$16.50		
						Zone 4	
ZONE 4	OW	\$3.00	\$2.50	\$2.00	\$1.50	\$1.00	
Palo Alto	EH	\$1.50	\$1.25	\$1.00	\$0.75	\$0.50	
Stanford	DR	\$5.25	\$4.25	\$3.50	\$2.75	\$1.75	
California Ave.	MO	\$69.00	\$57.50	\$46.00	\$34.50	\$23.00	
Castro	WK	\$21.00	\$17.50	\$14.00	\$10.50	\$7.00	
Mountain View	20	\$49.50	\$41.00	\$33.00	\$24.50	\$16.50	
	YM	\$49.50	\$41.00	\$33.00	\$24.50	\$16.50	
						Zone 5	
ZONE 5	OW	\$3.50	\$3.00	\$2.50	\$2.00	\$1.50	\$1.00
Sunnyvale	EH	\$1.75	\$1.50	\$1.25	\$1.00	\$0.75	\$0.50
Lawrence	DR	\$6.00	\$5.25	\$4.25	\$3.50	\$2.75	\$1.75
Santa Clara	MO	\$80.50	\$69.00	\$57.50	\$46.00	\$34.50	\$23.00
College Park	WK	\$24.50	\$21.00	\$17.50	\$14.00	\$10.50	\$7.00
San Jose	20	\$57.50	\$49.50	\$41.00	\$33.00	\$24.50	\$16.50
	YM	\$57.50	\$49.50	\$41.00	\$33.00	\$24.50	\$16.50

(END OF APPENDIX A)