

ORIGINAL

Decision 83 01 045 JAN 12 1983

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of J. JAMES, dba SEVILLE BUS
LINES, for certificate of public
convenience and necessity to
operate passenger service between
Moraga and San Francisco.

Application 82-10-29
(Filed October 14, 1982)

O P I N I O N

Applicant J. James, an individual, dba Seville Bus Lines, requests a certificate to operate as a passenger stage corporation between Moraga and San Francisco. Notice of the application appeared in the Commission's Daily Transportation Calendar of October 19, 1982. The certificate of service shows that a copy of the application was served on Bay Area Rapid Transit, San Francisco Municipal Railway, Metropolitan Transit Authority, Contra Costa County Transit Authority, and the City of the Town of Moraga. No protests to the application have been received.

The application shows that applicant intends to conduct a commuter-type operation Monday through Friday, holidays excluded, using a 53-passenger GMC Transit 5,000 Series bus. The proposed service will operate three schedules each way in the morning and three schedules each way in the afternoon and early evening. The first schedule of the day will leave Moraga (Rheem) at 6:00 a.m. and is scheduled to arrive in San Francisco at the Trans Bay Bus Terminal at 6:35 a.m. The second and third schedules of the morning will leave Moraga (Rheem) at 7:10 a.m. and 8:30 a.m. and are scheduled to

arrive at the Trans Bay Bus Terminal at 7:50 a.m. and 9:05 a.m., respectively. In the reverse direction in the morning buses will leave the Trans Bay Bus Terminal at 6:35 a.m., 7:50 a.m., and 9:10 a.m. and arrive at Moraga (Rheem) at 7:10 a.m., 8:30 a.m., and 9:45 a.m., respectively. In the afternoon a bus will leave the Trans Bay Bus Terminal at 3:40 p.m., 5:10 p.m., and 6:45 p.m. and arrive at Moraga (Rheem), respectively, at 4:20 p.m., 5:55 p.m., and 7:20 p.m. Pickup and discharge points along the route between Moraga (Rheem) and Orinda (Ivy Drive and Moraga Way) will be $\frac{1}{2}$ mile apart and will be designated with bus stop signs. One-way mileage along the entire route is 21.6 miles.

The balance sheet attached to the application shows that applicant has a net worth of approximately \$75,000.

Applicant proposes to charge a one-way fare between Moraga and San Francisco of \$2.25 and between Orinda (Ivy Drive and Moraga Way) and San Francisco of \$2.00.

Applicant alleges there is no direct service between Moraga and San Francisco at this time. Because of the present need for the proposed service, the order which follows should be effective today.

Findings of Fact

1. Applicant requests a certificate to operate as a passenger stage corporation between Moraga and San Francisco serving intermediate points between, and including, Moraga (Rheem) and the intersection of Ivy Drive and Moraga Way in Orinda.

2. Applicant proposes to conduct a commuter-type operation under the proposed certificate.

3. Applicant will operate three schedules each way in the morning and three schedules in the evening, Monday through Friday, holidays excluded.

4. Pickup and discharge points between Moraga and Orinda will be $\frac{1}{2}$ mile apart and designated with bus stop signs.

5. Applicant's balance sheet shows a net worth of approximately \$75,000.

6. The proposed operation will be conducted using a 53-passenger GMC Transit 5,000 Series bus.

7. Currently there is no direct service between San Francisco and Moraga and the intersection of Ivy Drive and Moraga Way in Orinda.

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

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

10. A hearing is not necessary.

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.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to J. James, an individual, 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-1276, to transport passengers and their 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 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.

3. 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 the airport authority involved.

This order is effective today.

Dated January 12, 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President

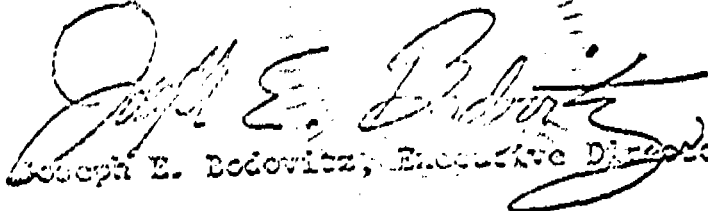
VICTOR CALVO

PRISCILLA C. GREW

DONALD VIAL

Commissioners

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


Joseph E. Bodovitz, Executive Director

T/jc

Appendix PSC-1276

J. JAMES

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC-1276

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

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 83 01 045, dated
JAN 12 1983, of the Public Utilities Commission of the
State of California, in Application 82-10-29.

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

J. James, by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their incidental baggage between points described in Section 2 of this certificate and certain intermediate and adjacent territories over the routes described, subject, however, to the authority of this Commission to change or modify these 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. No passengers will be picked up or discharged in Alameda County.
- d. Except as separately authorized, two or more routes or portions of separate routes shall not be consolidated or operated in combination with one another.

Issued by California Public Utilities Commission.

Decision 83 01 045, Application 82-10-29.

T/jc/jn

Appendix PSC-1276

J. JAMES

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SECTION 2. ROUTE DESCRIPTIONS.

Route 1. Moraga - San Francisco.

Beginning at the intersection of Via Granada and Moraga Road in the City of Moraga, then via Moraga Road, State Highway 24, Interstate Highway 580, Interstate Highway 80, and the appropriate city streets of San Francisco, to the Transbay Terminal in the City and County of San Francisco.

Alternate Route 1.

When traffic conditions so dictate, Grand Avenue in the City of Oakland may be substituted for Interstate Highway 580.

Alternate Route 2.

When traffic conditions so dictate, Glorietta Boulevard and Rheem Boulevard may be substituted for Moraga Way and Moraga Road. This route may not be used when there are passengers whose destination is on the regular route between the intersections of Glorietta Boulevard and Moraga Way and Rheem Boulevard and Moraga Way.

Issued by California Public Utilities Commission.

Decision 83 01 045, Application 82-10-29.

- e. Maintain accounting records in conformity with the Uniform System of Accounts.

This order is effective today.

Dated _____, at San Francisco, California.

3. This certificate does not authorize the holder to conduct any operations on the property of ER into any airport unless the such operation is authorized by the airport authority involved.

- e. Maintain accounting records in conformity with the Uniform System of Accounts.

This order is effective today.

Dated JAN 12 1983, at San Francisco, California.

3. This certificate does not authorize the holder to conduct any operations on the property of AS into any airport unless the such operation is authorized by the airport authority involved.

LEONARD M. GRIMES, JR.

President

VICTOR CALVO

PRISCILLA C. GREW

DONALD VIAL

Commissioners