

Decision 83 09 077 SEP 30 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 HARBOR CARRIERS, INC., a corporation )  
 for amendment, restatement and )  
 extension of prescriptive rights and )  
 certificates of public convenience )  
 and necessity governing the )  
 transportation of passengers by vessel )  
 between points on the San Francisco, )  
 San Paolo and Suisun Bays and their )  
 navigable tributaries. )

Application 83-02-43  
(Filed August 24, 1983)

ORDER GRANTING MOTION

This application is one in which Harbor Carriers, Inc. (Harbor) seeks amendment, restatement, and expansion of its passenger vessel operating rights. Protests and a petition to intervene have been filed in the matter. The proceeding has not yet been calendared for hearing.

On August 24, 1983, Harbor filed a motion for an order granting interim authority for four days to provide service between Larkspur and Fisherman's Wharf, San Francisco, for the Festa Italiana.

Notice of the motion was served on all parties. Protestant Blue and Gold Fleet has indicated that it does not oppose the motion. Protestant Golden Gate Bridge, Highway and Transportation District does not oppose the motion, and will permit its Larkspur Ferry Terminal to be used for the proposed service. There have been no other responses to the motion.

The Commission makes the following findings and conclusions:

Findings of Fact

1. A public hearing is not necessary on the motion.
2. San Francisco's first Italian Festival (Festa Italiana) is scheduled for October 7-10, 1983. It will be held at Pier 45,

Fisherman's Wharf, San Francisco. Proceeds from the festival will go to the preservation and beautification of the area within the boundary of the Fisherman's Wharf Port Tenants Association and to charitable organizations.

3. It is projected that the Festa Italiana will attract attendance by persons living in Marin County and other areas north of San Francisco.

4. The availability of vessel service from Marin County to Fisherman's Wharf will encourage attendance at the festival, reduce automobile congestion on the Golden Gate Bridge and the Fisherman's Wharf area, and will reduce the parking problem in an area where parking is limited.

5. No vessel common carrier holds operating authority to provide a scheduled service between Larkspur and San Francisco except in instances where there is an emergency affecting operation of the Golden Gate Bridge or the ferry system operated by the Golden Gate Bridge, Highway and Transportation District.

6. Harbor holds common carrier vessel operating authority granted by the Commission. It has the equipment, personnel, and financial resources to conduct the proposed operation.

7. Public convenience and necessity require that the requested temporary operating authority be granted.

8. Harbor proposes to charge rates for the proposed service similar to those charged for comparable service from San Francisco. The proposed rates are as follows:

	Either Direction Fisherman's Wharf - San Francisco - Larkspur	
	<u>One Way</u>	<u>Round-Trip</u>
Adult	\$3.00	\$6.00
Child (age 5 through 11)	1.50	3.00
Child (under 5 years)	Free	Free

Children's fares will be subject to Item 50 of Harbor's existing Local Passenger Tariff No. 11 (Cal. P.U.C. No. 12), which rule reads as follows:

"Children's Fares

"Except as provided in individual tariff items children under five years of age when accompanied by adult passenger and not occupying seats to the exclusion of other passengers, will be carried free. Children under five years of age occupying seats to the exclusion of other passengers and children five years and under twelve years of age will be charged children's fares as provided in this tariff. Children under 12 years of age must be accompanied by an adult."

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. Because it is in the public interest to permit the proposed service to the Festa Italiana on the scheduled dates of that event, this order should be effective on the date it is issued.

Conclusions of Law

1. The motion for interim operating authority should be granted.
2. Harbor should be authorized to adopt and publish in its tariff the rates set forth in Finding of Fact 8.

IT IS ORDERED that:

1. A temporary certificate of public convenience and necessity is granted to Harbor Carriers, Inc. (Harbor), a corporation, authorizing it to operate as a common carrier of passengers by vessel, as defined in Public Utilities Code § 238, between Larkspur and Fisherman's Wharf, San Francisco, during the period of October 7 through October 10, 1983. This authority shall expire on October 11, 1983.

2. Harbor is authorized to publish in its tariff and make effective in one day the rates set forth in Finding of Fact 8 of this order for the service authorized in Ordering Paragraph 1. The tariff filing may be made on one day's notice to the Commission.

This order is effective today.

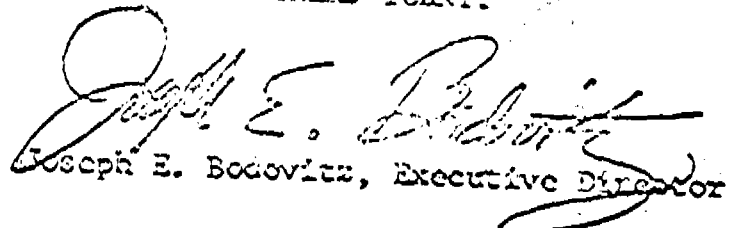
Dated SEP 30 1985, at San Francisco, California.

LEONARD M. CRIMES, JR.  
President  
VICTOR CALVO  
DONALD VIAL  
Commissioners

Commissioner Priscilla C. Grew,  
being necessarily absent, did  
not participate

Commissioner William T. Bagley  
being necessarily absent, did  
not participate.

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

  
Joseph E. Bodovitz, Executive Director  
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