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Decision No. 90907

OCT 10 1979

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of Leslie L. Beltran )  
For certificate of public con- )  
venience and necessity to operate )  
passenger service between points )  
of historical interest, wineries )  
and Sonoma, Ca. )

Application No. 59005  
(Filed July 18, 1979)

O P I N I O N

Leslie L. Beltran, an individual seeks authority for a Certificate of Public Convenience and Necessity to operate as a passenger stage corporation for sightseeing purposes between the City of Sonoma, on the one hand, and the various points and places of interest in Sonoma County, on the other hand.

Applicant proposes to utilize a 1970 Ford Van Club Chateau Wagon with a seating capacity of six passengers. She intends to operate three tours that will originate in the City of Sonoma. The first tour, described as the "Sonoma Valley Winery Tour" stops at Chateau St. Jean, Kenwood Winery, Valley of the Moon Winery, and Buena Vista Winery. The second tour, known as "Jack London State Park and Winery Tour", visits Glen Ellen, Jack London State Park, Sebastiani Winery and Buena Vista Winery. The third tour is called the "Historical Tour of Sonoma" visiting Sonoma Mission, Vallejo Home, Petaluma Adobe, Sebastiani Winery and Buena Vista Winery.

Applicant proposes to charge a fare of \$10.00 per person for a complete tour and \$5 per person for a half day tour. These charges will include admission fees, transportation and escort service. No meals are included in these charges. The tours will be operated on an "On-Call" basis with a minimum of three passengers and advance notice of one day. All of the tours will commence at 9:30 a.m.

As of July 18, 1979, applicant indicated a net worth in the amount of \$50,168.

The application was listed on the Commission's Daily Calendar of July 23, 1979. The Commission's Transportation Division staff has reviewed the application and recommends that in the absence of protest or request for a public hearing it be granted. No protest has been received.

After consideration, the Commission finds that a Certificate of Public Convenience and Necessity to operate as a Passenger Stage Corporation should be granted to the applicant to the extent set forth in the ensuing order. It can be seen with certainty that there is no possibility that the project involved in this proceeding may have a significant effect on the environment.

Applicant is placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the granting of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

IT IS ORDERED that:

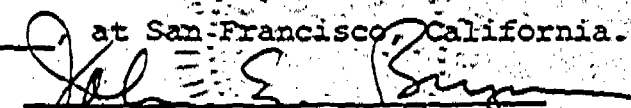
1. A Certificate of Public Convenience and Necessity is granted to Leslie L. Beltran, an individual, authorizing it to operate as a Passenger Stage Corporation, as defined in Section 226 of the Public Utilities Code, between the City of Sonoma, on the one hand, and the various points and places of interest and wineries in Sonoma County, on the other hand, and over the routes set forth in Appendix A of this decision.
2. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

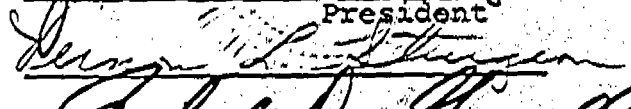
- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to comply with the safety rules administered by the California Highway Patrol, the rules and other regulations of the Commission's General Order 98-Series and the insurance requirements of the Commission's General Order 101-Series.
- (b) Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service and file tariffs and timetables, in triplicate, in the Commission's office.
- (c) The tariff and timetable filings shall be made effective not earlier than five days after the effective date of this order on not less than five days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the establishment of the authorized service.
- (d) The tariff and timetable filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders 79-Series and 98-Series.
- (e) Applicant shall maintain its accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

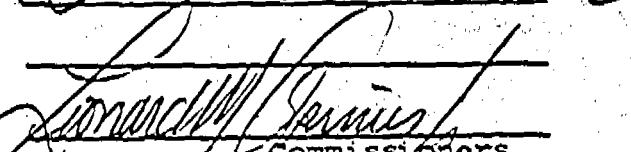
The effective date of this order shall be thirty days after the date hereof.

Dated OCT 10 1979 at San Francisco, California.

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

  
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President

  
\_\_\_\_\_  
Commissioners

  
\_\_\_\_\_  
Commissioners

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
AS A PASSENGER STAGE CORPORATION  
PSC-1087

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

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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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90907

Issued under authority of Decision No. \_\_\_\_\_  
dated OCT 10 1979, 1979, of the Public Utilities  
Commission of the State of California, in Application No. 59005.

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

Leslie L. Beltran, an individual, by the Certificate of Public Convenience and Necessity granted by the decision noted in the margin, is authorized to operate a passenger stage corporation to transport passengers for sightseeing between the City of Sonoma, on the one hand, and points of interests and places and the various wineries in Sonoma County, on the other hand, and points intermediate thereto, over and along the routes hereinafter described subject, however, to the authority of this Commission to change or modify said routes at any time and subject to the following provisions:

1. 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.
2. When route descriptions are given in one direction, they apply in either direction unless otherwise indicated.
3. All service herein authorized shall be limited to the transportation of single-day, round-trip passengers only.
4. Service shall be provided with vehicles seating no more than fifteen passengers, including the driver.
5. When service is rendered, it shall be on an "on-call" basis. Tariffs and timetables shall show the conditions under which such "on-call" service will be operated.

Issued by California Public Utilities Commission.

Decision No. 90907, Application No. 59005.

## SECTION II. ROUTE DESCRIPTIONS.

Route 1 - "SONOMA VALLEY WINERY TOUR"

Commencing from East Spain & First Streets in the City of Sonoma, thence on East Spain Street, Highway 12, to Chateau St. Jean in Kenwood, return to Highway 12 and continue to Kenwood Winery, return to Highway 12, and continue to Madrone Road, Valley of the Moon Winery, return to Highway 12, West Spain Street, Sonoma, Fourth Street, Lovall Valley Road, Castle Road, Hacienda Winery, return to Lovall Valley Road, Old Winery Road and to Buena Vista Winery.

Route 2 - "JACK LONDON STATE PARK & WINERY TOUR"

Commencing from East Spain & First Streets in the City of Sonoma, thence on First Street, Napa Street, Petaluma Avenue, Arnold Drive, Glen Ellen, London Ranch Road, Jack London State Park, return to Arnold Drive, Highway 12, West Spain Street, City of Sonoma, Fourth Street, Lovall Valley Road, Old Winery Road and to Buena Vista Winery.

Route 3 - "HISTORICAL TOUR OF SONOMA"

Commencing from East Spain & First Streets in the City of Sonoma, East Spain Street, Third Street, to Vallejo home, return to West Spain Street, West Fifth Street, Leveroni Road, Arnold Drive, West Watnaugh Road, Route 116, Adobe Road to Petaluma Adobe. Return to the City of Sonoma for lunch. Continue from East Spain and Fourth Streets in the City of Sonoma, to Fourth Street, Lovall Valley Road, Old Winery Road and to Buena Vista Winery.

Issued by California Public Utilities Commission.

Decision No. 90007, Application No. 59005.