

JUN 7 1980

Decision No. 91883

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)	
of Warren Blodgett, dba Lake)	Application No. 59576
County Transit to expand the)	(Filed April 7, 1980)
routing in PSC 1099 to include)	
additional points.)	

OPINION AND ORDER

By this application, Warren Blodgett, an individual dba Lake County Transit, seeks authority to extend the service routes of the passenger stage line granted by Decision No. 91152 dated December 18, 1979, Application No. 59192.

The applicant was granted Passenger Stage Certificate No. PSC-1099. This certificate covered the routes requested as "Phase 1" in Application No. 59192.

Applicant states that after further study and review with representatives of the County of Lake that the most feasible route, both from an economical point view and from the services that could be given, would be that both Phases 1 and 2 as outlined in Application No. 59192 should be implemented. This application requests that authority to extend the service routes to include Phase 2 be granted. This would permit service to all communities around the circumference of Clearlake.

Applicant alleges that the only service presently in use is one round trip daily schedule between Lakeport and Lower Lake then on to Santa Rosa. This service is presently furnished by Greyhound Lines, Inc. There is no service presently servicing the area of the easterly portion of the circumference of Clearlake.

Applicant proposes to serve the area of Clearlake with several schedules per day, as outlined in Exhibits A, B and C of the application. The proposed fares are outlined in Exhibit E of the application.

The application was served on Greyhound Lines, Inc. the only other stage line operating in this area, in addition to having been listed on the Commission's daily calendar. There are no protests.

The Commission's Transportation Division recommends that the authority be granted ex parte.

Findings

Upon consideration of the evidence, the Commission finds as follows:

1. Lake County Transit seeks authority to expand its routes over that authorized by Decision No. 91152 to include Phase 2 as outlined which would include service to the additional communities between Lucerne and Kelseyville including the communities of Glenhaven, Clearlake Oaks, Clearlake Highlands, Glenhaven, Kono Tayee, Konocti Harbor, ClearLake Riviera and Lower Lake.
2. The only competing transportation is Greyhound Lines, Inc. with one round trip daily between Lower Lake and Lakeport.
3. Applicant can obtain necessary equipment and has the necessary financial resources to perform the proposed additional service.
4. The proposed fares are justified.
5. The Commission staff supports the application.
6. It can be seen with certainty that there is no possibility that the activity outlined may have a significant effect on the environment.
7. Since no protests have been received, a public hearing is not necessary.
8. Applicant has demonstrated that public convenience and necessity require granting the application.

Conclusions

It is concluded that the sought authority should be granted. Since there are no protests, and since the public will benefit from institution of the service, the following order should be granted ex parte. Lake County Transit 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 grant 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 Warren Blodgett, an individual dba Lake County Transit authorizing it to extend operations as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the communities of Lucerne and Kelseyville and over the routes described in Appendix A hereof.

2. Appendix A of Decision 91152 is amended by incorporating Original Page 3 and First Revised Page 2, attached hereto, in revision of Original Page 2.


3. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure to do so 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 No. 98-Series, and the insurance requirements of the Commission's General Order No. 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 Nos. 79-Series and 93-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.

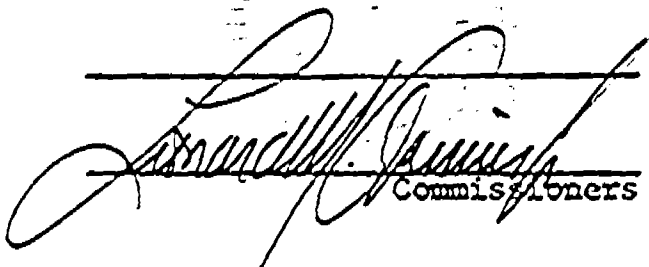
Dated JUN 3 1980 , at San Francisco, California.



President







Commissioners

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

SECTION 2. ROUTE DESCRIPTIONS

Subject to the authority of the Commission to change or modify such at any time, Warren Blodgett, doing business as Lake County Transit, shall conduct his passenger stage operations between the following points and over and along the following route descriptions:

- (1) Commencing at the Lakeport Post Office; thence along Business Route 29 to Finley Post Office, including Lampson Airport; thence continuing to Kelseyville Post Office.
- (2) From Lakeport Post Office along Lakeshore Blvd. to Lakeside Community Hospital; thence along State Route 29 and State Route 20 to Upper Lake; thence along State Route 20 to Nice Post Office; thence along State Route 20 to Lucerne Post Office.
- (3) Commencing at Ukiah; thence along U.S. 101, State Route 20 and State Route 29 to Lakeport.
- * (4) Commencing at Lakeport P. O.; thence along Main Street and State Highway 29 to Lampson Airport, thence along Soda Bay Road to Finley, Kelseyville, Soda Bay, Konocti Harbor Inn, and Clearlake Riviera.
- (5) Commencing at Clearlake Highlands P. O.; thence along State Highway 53 and State Highway 20 to Lucerne, California, including Clearlake Oaks, Glenhaven, Kono Tayee, Lucerne.
- (6) Commencing at Clearlake Highlands P. O.; thence along Lakeshore Blvd. and State Highway 53 to Redbud Hospital, thence along State Highway 53 to Lower Lake, and thence along State Highway 29 to Lakeport Post Office.

Issued by California Public Utilities Commission.

*Amended by Decision No. 91883, Application No. 59576,
dated JUN 7 1980, 1980.

SECTION 2. ROUTE DESCRIPTIONS (Continued)

- (7) Commencing at Clearlake Highlands P.O.; thence along State Highway 53 and State Highway 20 to Lucerne, California, including Clearlake Oaks, Glenhaven, Kono Tayee, Lucerne.
- (8) Commencing at Clearlake Highlands P.O.; thence along Lakeshore Blvd. and State Highway 53 to Redbud Hospital, thence along State Highway 53 to Lower Lake, and thence along State Highway 29 to Lakeport Post Office.

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