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ORIGINAL

Decision 93177 JUN 2 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of California Pacific Coast Tours,)
Inc., a California corporation,)
for a certificate of public con-)
venience and necessity to operate)
as a passenger stage corporation)
and conduct passenger sightseeing)
services in San Francisco, San)
Mateo, Santa Clara, Santa Cruz,)
San Benito, Monterey, San Luis)
Obispo, Santa Barbara, Ventura,)
Los Angeles, and Orange Counties.)

Application 60166
(Filed December 31, 1980)

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SS

INTERIM ORDER GRANTING TEMPORARY AUTHORITY

By its application filed December 31, 1980, California Pacific Coast Tours, Inc., requests a certificate of public convenience and necessity authorizing operations as a passenger stage corporation for sightseeing tours commencing from points in San Francisco, San Mateo, Santa Clara, Los Angeles, and Orange counties to areas and points of interest in San Mateo, Santa Clara, Santa Cruz, San Benito, Monterey, San Luis Obispo, Santa Barbara, and Ventura Counties. Protests to the application were filed by California Parlor Car Tours Company, J. Mark Lavelle, doing business as Dolphin Tours, and San Francisco Bay Tours, Inc. Public hearing is scheduled for July 20 and 21, 1981 in San Francisco.

On May 7, 1981, applicant filed an amendment to its application requesting temporary authority to operate Tours 1 and 2 which consist of one-day round-trip sightseeing tours originating and terminating in San Francisco to and including the Roaring Camp historical attraction at Felton, Santa Cruz County, with whom applicant is affiliated.

As justification for the temporary authority applicant alleges that:

1. Subsequent to the filing of its application Gray Line, Inc. (Gray Line) discontinued the only regularly scheduled sightseeing service to Roaring Camp;
2. The discontinuance of service occurred without notice to the public and thereby created an extreme hardship for the traveling public, for professional travel and tour operators who plan and publish their tour programs far in advance of operation, and for Roaring Camp, all of whom require regularly scheduled sightseeing bus service as a means of access to Roaring Camp;
3. By discontinuing scheduled sightseeing tours to Roaring Camp, Gray Line has abrogated its tariff and advertising which states that tours will be operated to Roaring Camp each Wednesday, Friday, and Sunday, May 1, 1981 through October 31, 1981;
4. Since Gray Line has carried up to 4,000 passengers to Roaring Camp annually, it can be assumed that a substantial number of travelers are now en route, or will be en route during the next several months, to San Francisco expecting to take the tour to Roaring Camp; and
5. Discontinuance of service by Gray Line will have a disruptive and harmful effect upon the public, the tourism industry, and to Roaring Camp unless applicant is granted temporary authority to provide such service pending disposition of its application.

Service would be provided through the use of leased equipment, and applicant proposes an adult fare of \$35 for Tour No. 1 and \$48 for Tour No. 2, with a proposed child's fare of \$25 for Tour No. 1 and \$32 for Tour No. 2.

As of November 30, 1980 applicant indicated a net worth in the amount of \$10,132.

Tour 2 includes Monterey, 17-Mile Drive, Carmel, and other points of interest which are served by protestants. We will not grant interim authority to serve these areas without public hearing. Interim authority will be limited to Tour 1 which provides

service to Roaring Camp, which is an attraction not presently served by any protestant.

Findings of Fact

1. Applicant's proposed Tour 1 is primarily directed towards the attraction known as Roaring Camp and Big Trees Narrow-Gauge Railroad at Felton in Santa Cruz County, with which applicant is affiliated.

2. Subsequent to the filing of this application Gray Lines discontinued scheduled sightseeing service from San Francisco to Roaring Camp and within the next few months a number of travelers to San Francisco expecting to take the tour to Roaring Camp will be unable to do so unless a temporary service is authorized pending disposition of this application.

3. None of the protestants of record presently conduct regularly scheduled tours to Roaring Camp.

4. Pending further order of this Commission public convenience and necessity require applicant's sightseeing service as set forth in Exhibit B attached to the application and more particularly as set forth forth in Tour 1. Because of the immediate need for sightseeing service to Roaring Camp this order will be made effective on the date of signing. ✓

IT IS ORDERED that:

1. Pending further order of this Commission a certificate of public convenience and necessity is granted to California Pacific Coast Tours, Inc., a corporation, authorizing it to operate as a passenger stage corporation, as defined in Public Utilities Code Section 226, between the points and over the routes set forth in Appendix A.

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 its tariffs and timetables when service will start; allow at least 2 days' notice to the Commission; and make timetables and tariffs effective 2 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.

This order is effective today.

Dated JUN 2 1981, at San Francisco, California.

John E. Byron
President
Richard D. Ginnelly
Edward W. Ginnelly
Walter Ginnelly

Commissioners

Commissioner Priscilla C. Grow, being necessarily absent, did not participate in the disposition of this proceeding.

TEMPORARY
CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION

PSC-1170

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 93177 dated JUN 2 1981,
of the Public Utilities Commission of the State of California, in
Application 60166.

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

California Pacific Coast Tours, Inc., by the certificate of public convenience and necessity granted by the decision noted in the margin, is authorized to transport passengers and their baggage between San Francisco and the points named and certain intermediate and adjacent territories, over and along the routes described, subject, however, to the authority of this Commission to change or modify the 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. All service authorized shall be limited to the transportation of round-trip passengers only.
- d. Passengers shall not be picked up or discharged except within the City of San Francisco. This restriction shall not prevent stopovers for the purpose of permitting sightseeing passengers to visit various points of interest along the route.

Issued by California Public Utilities Commission.

Decision 93177, Application 60166.

SECTION 2. ROUTE DESCRIPTIONS.

Route 1: San Francisco-Roaring Camp ✓

Beginning in the City of San Francisco, then by the appropriate streets and highways to U.S. Highway 101, then by U.S. Highway 101, Interstate Highway 280, State Highway 1, State Highway 17, Interstate Highway 280, U.S. Highway 101, and the appropriate streets and highways to the point of beginning. Tour may be operated over streets, highways, or local roads to visit scenic locations or points of interest including, but not limited to, Roaring Camp, Santa Cruz, wineries, and redwood groves within 10 air miles of the above-named highways.

Issued by California Public Utilities Commission.

Decision 93177, Application 60166.