

ORIGINAL

Decision 93445 AUG 18 1981

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of the Marin Center for Independent )  
Living for certificate of public )  
convenience and necessity to )  
operate passenger service on a )  
demand response basis in Marin )  
County. )

Application 60472  
(Filed April 22, 1981)

O P I N I O N

Marin Center for Independent Living (applicant)

seeks a certificate of public convenience and necessity to operate a passenger stage service in Marin County on and near Highway 101 from Novato to Sausalito and intermediate points. Applicant proposes to use a single, 12-passenger van with a wheelchair lift to provide demand and reserve response service<sup>1/</sup> to elderly and handicapped persons needing intercity transit.

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<sup>1/</sup> Demand service is a variety of "dial-a-ride" passenger stage service, where there is no guarantee that transportation can be provided within a certain time after a request is made. Reserve response service requires the passenger to make a reservation a fixed number of hours in advance of the time he needs service, such as 24 hours, and the service is then guaranteed.

Applicant proposes to charge the following fares:

	<u>Demand</u>	<u>Reserve</u>
Regular	\$5.00	\$5.00
Elderly* - Handicapped**	2.00	1.00

\* Persons over 65 years.

\*\* Persons with impaired mobility.

Applicant believes that it may also be able to secure additional revenues through public subsidies, since no other low-cost, wheelchair accessible service is available.

As of February 28, 1981, applicant's unaudited balance sheet indicated a net worth of \$65,816.67 including a van and lift carried on the books at \$16,222.20.

Copies of the application were mailed to Western Greyhound Lines, Golden Gate Transit, Marin County Transit, Yellow Cab Company, and the cities of San Rafael and Novato. Notice of the filing of the application appeared in the Commission's Daily Calendar. No protests have been received.

#### Findings of Fact

1. A public hearing is unnecessary.
2. The following order should be effective today to allow applicant to begin its public service as soon as possible.
3. Applicant is financially able and is fit to conduct the proposed service.
4. Public convenience and necessity require the issuance of a passenger stage certificate to applicant.

#### 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 Marin Center for Independent Living, a corporation, authorizing it to operate as a passenger stage corporation, as defined in PU Code § 226, between the points and over the routes set forth in Appendix A, to transport persons 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 its 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.

This order is effective today.

Dated     **AUG 18 1981**     at San Francisco, California.

John E. Coyne President  
William D. Landell  
Donald W. King  
Robert C. King  
Phyllis C. King Commissioners

T/vvb/lq

Appendix A

MARIN CENTER  
FOR INDEPENDENT LIVING

Original Title Page

CERTIFICATE  
OF  
PUBLIC CONVENIENCE AND NECESSITY  
TO OPERATE AS A  
PASSENGER STAGE CORPORATION  
PSC-1175

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

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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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Issued under authority of Decision 93446, dated AUG 18 1981,  
of the Public Utilities Commission of the State of California, in  
Application 60472.

MARIN CENTER  
FOR INDEPENDENT LIVING  
(PSC-1175)

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

The Marin Center for Independent Living, by the certificate of public convenience and necessity granted by the decision noted in the margin is authorized to operate as a passenger stage corporation to transport passengers and their baggage between points within the service territory described in Section 2, subject, however, to the authority of this Commission to change or modify this authority at any time and subject to the following provisions:

- a. Service shall be provided in response to advance telephone reservations only. Conditions attendant to the reservations process, including the number of minutes of advance time required to assure transportation in response to a reservation, shall be set forth in the carrier's tariffs and timetables to be filed with this Commission.
- b. The hours of service shall be set forth in the carrier's timetables to be filed with this Commission.
- c. Routing shall be by the shortest reasonable route, designed to carry the passengers to their specified destinations within the service area in an expeditious manner, taking into consideration the destinations of all the passengers in the vehicle.
- d. Transportation shall only be rendered in vehicles of 15-, or less, passenger capacity, including the driver.

Issued by California Public Utilities Commission.

Decision 93446, Application 60472.

T/vvb/lq

Appendix A

MARIN CENTER  
FOR INDEPENDENT LIVING  
(PSC-1175)

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SECTION 2. SERVICE TERRITORY.

The County of Marin.

Issued by California Public Utilities Commission.

Decision 93446, Application 60472.