

T/ctb

Decision 93609 OCT 6 1981

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application
of: RUSSELL E. WOLFE for a
Certificate of Public Convenience
and Necessity authorizing the
Applicant to operate a Passenger
Stage service, with sightseeing
tours available to the public on a
per capita basis between points in
San Francisco and Marin Counties,
pursuant to the provisions of
section 1031, et seq. of the Public
Utilities Code of the State of
California.

Application 60505
(Filed May 1, 1981)

O P I N I O N

Russell E. Wolfe (applicant), requests a certificate of public convenience and necessity to operate as a passenger stage corporation for the transportation of persons on guided sightseeing tours between specific points in Alameda County, on the one hand, and San Francisco and Marin Counties, on the other hand.

In support of the application, applicant alleges that he is a professional tour guide with public transportation experience and a college background in business administration, and a well-developed knowledge of the San Francisco area for rendering the proposed sight-seeing tours. Applicant also states that there are no guided bus tours on a per capita basis, as proposed, being offered to the public in Alameda County.

Applicant proposes to offer one daily round-trip tour, all year, with a minimum 1½ hour stop at Fisherman's Wharf, so that passengers will have time for lunch and visiting the tourist-oriented shops.

Applicant proposes to use a leased 45-passenger capacity GMC bus to initiate the service.

Applicant alleges that he has the financial resources necessary to render the proposed service. Exhibit E of the application shows applicant's net cash assets of \$5,500 to be used for starting the proposed service.

Notice of the application was published in the Commission's Daily Calendar on May 5, 1981. Copies of the application were served on the appropriate governmental agencies. No protests have been received, and a public hearing is not necessary.

Findings of Fact

1. Applicant requests a certificate of public convenience and necessity to operate as a passenger stage corporation.

2. Applicant has the necessary experience to adequately provide the proposed service.

3. Applicant has the assets to lease and operate the equipment needed to provide the service.

4. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

5. No protests have been received, and a public hearing is not necessary.

6. Public convenience and necessity require that the application be granted.

Conclusion of Law

Public convenience and necessity have been demonstrated and 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.

IT IS ORDERED that

1. A certificate of public convenience and necessity is granted to Russell E. Wolfe, authorizing him to operate as a passenger stage corporation, as defined in PU Code Section 226, between the points and over the routes set forth in Appendix A, to transport persons.

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 his 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 becomes effective 30 days from today.

Dated OCT 6 1981, at San Francisco, California.

JOHN E. BRYSON
President
RICHARD D GRAVELLE
LEONARD M. GRIMES, JR.
VICTOR CALVO
PRISCILLA C. GREW
Commissioners

I certify that this decision was approved by the above Commissioners today.

John E. Bryson



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Appendix A

RUSSELL E. WOLFE

Original Title Page

CERTIFICATE
OF
PUBLIC CONVENIENCE AND NECESSITY
AS A PASSENGER STAGE CORPORATION
PSC - 1181

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 93609, dated OCT 6 1981,
of the Public Utilities Commission of the State of California,
in Application 60505.

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Appendix A

RUSSELL E. WOLFE
(PSC-1181)

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

Russell E. Wolfe, an individual, by the certificate of public convenience and necessity to operate as a Passenger Stage Corporation granted by the decision noted in the margin, is authorized to transport persons on an "on-call" basis on sightseeing tours between specified points in the County of Alameda, on the one hand, and San Francisco and Marin Counties, on the other hand, over and along the routes described, subject, however, to the authority of this Commission to change or modify these routes at any time and subject to the following provisions:

- a. The term "on-call", as used, refers to service which is authorized to be rendered dependent on the demands of passengers. The tariffs and timetables shall show the conditions under which each authorized on-call service will be rendered.
- b. All sightseeing service authorized shall be limited to the transportation of round-trip passengers only.
- c. On-call service shall be provided daily, including weekdays, weekends, and holidays.
- d. Carrier shall not transport any baggage, except hand-carried items of the passengers.

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Decision 93609, in Application 60505.

SECTION I. GENERAL AUTHORIZATIONS, RESTRICTIONS, LIMITATIONS,
AND SPECIFICATIONS. (Continued)

- e. Carrier reserves the right not to operate a tour in the event that there are less than 10 reservations by 5:00 P.M. on the day preceding that tour. However, when carrier receives an advance reservation request from a passenger, carrier must either immediately accept the reservation on a guaranteed and unconditional basis, or inform the passenger that the tour is subject to cancellation because of the required reservation limit, and arrange to inform the passenger as soon as possible when it is determined that the tour will or will not operate on a given day.

f. Pickup and Delivery Points:

City of Oakland

1. Hyatt House - 455 Hegenberger Road
2. Hilton Inn - Corner of Doolittle and Hegenberger Road
3. Edgewater Motor Inn - 10 Hegenberger Road
4. Travel Lodge - 150 Hegenberger Road
5. Holiday Inn - Hegenberger Road and Nimitz Freeway
6. Motel 6 - 4919 Coliseum Way
7. Jack London - Corner of Broadway and 7th Street
8. Best Western-Thunderbird - 233 Broadway
9. Boatel Motor Lodge - 21 Jack London Square
10. El Caballo - 70 Jack London
11. Jack London Inn - 444 Embarcadero West

City of Emeryville

Holiday Inn - 1800 Powell Street

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Appendix A

RUSSELL E. WOLFE
(PSC-1181)

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SECTION II. ROUTE DESCRIPTIONS.

After passenger pickup at the designated points in Section I, the tour begins at the Holiday Inn in Emeryville, traveling west on Interstate 80 and the San Francisco-Oakland Bay Bridge to Yerba Buena and Treasure Islands, then west on Interstate 80 to San Francisco, then using the most appropriate and scenic streets for a sightseeing tour of the City of San Francisco, then across the Golden Gate Bridge to Fort Baker Vista Point in Marin County, then returning to the passenger drop-off points over the most appropriate route.

(END OF APPENDIX A)

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