

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2779

IN THE MATTER OF:

Served October 29, 1985

Application of OLD TOWN TROLLEY)
TOURS OF WASHINGTON, INC., for a)
Certificate of Public Convenience)
and Necessity to Conduct Charter)
and Special Operations)

Case No. AP-85-30

By application filed October 21, 1985, Old Town Trolley Tours of Washington, Inc. ("Town Trolley" or "applicant"), seeks authority to transport passengers, together with baggage in the same vehicle as passengers, as follows:

PART A

Charter Operations . . . between points in the Metropolitan District, except between points solely in the Commonwealth of Virginia

and

PART B

Special Operations . . . restricted to lectured sightseeing tours, between Arlington National Cemetery, Virginia, and points in Washington, D.C., including,

Hotels located on Sixteenth Street, N.W., Calvert Street, N.W., New Jersey Avenue, N.W., Woodley Road, N.W., Pennsylvania Avenue, N.W., Wisconsin Avenue, N.W., Massachusetts Avenue, N.W., Connecticut Avenue, N.W., and K Street, N.W.; the Mall area, including the White House, the U.S. Capitol, the National Art Gallery, the Air and Space Museum, the Museums of Natural History and American History, and the Lincoln Memorial; Embassy Row; the Washington Cathedral; the National Zoological Park; the Old Post Office

Pavilion; Ford's Theatre; and the Georgetown and Kalorama areas. *

RESTRICTED in A and B above to the performance of such operations in vehicles configured as trackless trolleys constructed on truck chassis; provided, however, that such operations may be performed in conventional buses when the trolley vehicles are inoperative. *

Applicant would provide the proposed service using vehicles configured to resemble trackless trolleys and seating either 32 or 44 passengers. The vehicles will be purchased or leased upon issuance of a certificate of public convenience and necessity. Town Trolley's proposed tariff indicates a charter rate of \$160 for the first two hours or fraction thereof of service and \$60 for each additional hour. The per capita rate for special operations is \$8 for adults, \$3 for children under 12, and \$6 for military personnel, senior citizens and members of a group of 20 or more persons. Payment of a single special operations fare will entitle a passenger to make a single loop from point of origin returning to the same place. Passengers will be allowed to disembark at certain points on the loop but applicant has not specified those points or the terms and limitations which would govern reboarding.

Applicant is a newly formed corporation. A balance sheet submitted with its application shows current assets of \$4,500, current liabilities of \$3,500 and stockholders equity of \$1,000. Applicant projects revenues for the first 12 months of operation of \$527,500 of which \$437,500 would be derived from special operations, \$50,000 from charter service and \$40,000 from advertising in vehicles. Operating expenses including depreciation are projected at \$487,250, resulting in net operating income of \$40,250.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, this application must be scheduled for public hearing to determine if the applicant is fit, willing and able properly to perform the proposed service and to abide by pertinent regulatory requirements, and to determine if the public convenience and necessity require the proposed service.

* It appears to be applicant's intent to operate its vehicle in special operations by providing scheduled service along an established route "through the hotel area and other designated points in the area of the Mall, the Cathedral, the Zoo, Embassy Row, the Old Post Office, Ford's Theater and the Georgetown and Kalorama areas" Applicant has provided neither a map of the proposed loop, a list of points to be served or a schedule of operations. We shall require that they be provided prior to hearing.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-85-30 is hereby scheduled to commence Tuesday, December 10, 1985, at 9:30 a.m. in the Hearing Room of the Commission, 1625 I Street, N.W., Room 314, Washington, D.C. 20006.

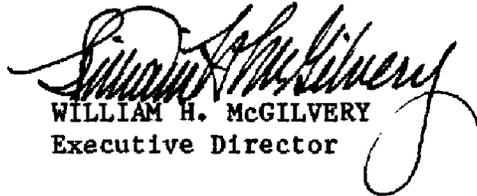
2. That the applicant shall publish once in a newspaper of general circulation in the Metropolitan District notice of this application and the hearing thereon, in the form prescribed by the staff of the Commission, no later than Friday, November 8, 1985, and present at the hearing an affidavit of said publication.

3. That any person desiring to protest this application shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than Wednesday, November 27, 1985, and shall simultaneously serve a copy of such protest or notice on counsel for applicant, Joel C. Weingarten, Esquire, 7910 Woodmont Avenue, Suite 914, Bethesda, Md. 20814.

4. That applicant is hereby assessed \$1,000 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said amount to the office of the Commission, 1625 I Street, N.W., Suite 316, Washington, D.C. 20006, no later than Wednesday, November 27, 1985.

5. That applicant is hereby directed to file the following: (a) a map of its proposed special operations route, (b) a list of points to be served in special operations, (c) a schedule of proposed operations, and (d) all documents, including work papers, used in formulating applicant's statement of revenue and revenue deductions for the first 12 months of operations.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director

