

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2439

IN THE MATTER OF:

Served July 8, 1983

Application of GRIFFIN M. MURPHY)
T/A MAXI-BUS TOURS for Temporary)
Authority to Conduct Special)
and Charter Operations —)
Sightseeing)

Case No. AP-83-19

By Order No. 2429, served June 7, 1983, and incorporated by reference herein, the above-captioned application was denied without prejudice to the submission of additional evidence. On June 16, 1983, Mr. Murphy filed an application for reconsideration asking that temporary authority be granted based on the evidence presented on June 6, 1983, at the public hearing on applicant's request for corresponding permanent authority. 1/

Because the evidence at the public hearing was introduced to support the application for a certificate of public convenience and necessity; it is inappropriate to consider it in this context. However, letters filed by Mount Olive Baptist Church, The Most Worshipful Prince Hall Grand Lodge, Free and Accepted Masons, PHA, and Yellow Cab Company of D. C., Inc., indicate a need for the service described below. Based on this additional evidence, we find that the criteria of Title II, Article XII, Section 4(d)(3) of the Compact have been satisfied to an extent permitting a grant of the temporary authority described below.

THEREFORE, IT IS ORDERED:

1. That Griffin M. Murphy is hereby granted temporary authority as follows.

Special operations, restricted to lectured, round-trip sightseeing tours, between Arlington National Cemetery, Va., Mount Olive Baptist Church, 1138-40 Sixth St., N. E., Washington, D. C., Masonic Temple, 1000 U Street, N. W., Washington, D. C., and points in that part of the District of Columbia south of a line beginning at the junction of Constitution Avenue, N. W., and Rock Creek Parkway, N. W., thence along Constitution Avenue, N. W., to 17th Street, N. W.,

1/ See Case No. AP-83-20.

thence along 17th Street, N. W. to Pennsylvania Avenue, N. W., thence along Pennsylvania Avenue, N. W., to 10th Street, N. W., thence along 10th Street, N. W., to F Street, N. W., thence along F Street, N. W., to 9th Street, N. W., thence along 9th Street, N. W., to Pennsylvania Avenue, N. W., thence along Pennsylvania Avenue, N. W., to Constitution Avenue, N. W., thence along Constitution Avenue to its junction with 2nd Street, N. E.

RESTRICTED to the transportation of passengers in vehicles with a manufacturer's designed seating capacity of 15 passengers or less (including the driver); and

FURTHER RESTRICTED against the solicitation of passengers on any public space south of a line beginning at the junction of the east side of East Executive Avenue and the center line of Pennsylvania Avenue, N. W., thence along Pennsylvania Avenue, N. W., and a line extending along the northern boundary of the White House and the Executive Office Building to the west side of 17th Street, N. W. 2/

2. That the temporary authority granted herein shall be effective on the date of service of this Order or the date on which applicant files a certificate of insurance in compliance with Regulation No. 62, two copies of a tariff in compliance with Regulation No. 55, and an affidavit stating that applicant has complied with Regulation No. 68-03 (identification of equipment) and Regulation No. 71-02 (formerly Regulation No. 69-02 governing contents of advertising), whichever is later, and shall continue in effect for 180 days unless otherwise ordered by the Commission.

3. And that, except to the extent granted herein, the application in Case No. AP-83-19 is hereby denied.

BY DIRECTION OF THE COMMISSION, COMMISSIONERS WORTHY, SCHIFTER AND SHANNON:


GREGORY PAUL BARTH
Acting Executive Director

2/ D. C. Police Regulations (January 1983), Article II, §8(e)(7).