

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3555

IN THE MATTER OF:

Served September 14, 1990

Application of WINTER GROWTH, INC.,)
for a Certificate Authorizing)
Charter Operations)

Case No. AP-90-37

By application filed August 28, 1990, Winter Growth, Inc. (Winter Growth or applicant), seeks a certificate to transport transportation-disadvantaged */ passengers in round-trip charter operations from points in Montgomery County, MD, to points in the Metropolitan District, and return.

Applicant would conduct the proposed operations in five vehicles ranging in size from six to 15 passengers. Three of the vehicles are equipped for non-ambulatory use. Winter Growth's proposed tariff lists charter rates of \$30 for the first hour of service and \$12.50 for each additional half-hour. The proposed operations would be conducted between 9:00 a.m. and 2:30 p.m., Monday through Friday, and anytime on Saturday and Sunday.

With its application Winter Growth submitted a balance sheet as of March 31, 1990, showing current assets of \$143,481.29, and fixed assets of \$874,436.52. Current liabilities are listed as \$118,298.69, long-term liabilities of \$340,000, and "resources" of \$559,619.12. Winter Growth's operating statement for the period July 1, 1988, to June 30, 1989, lists revenue of \$717,624.17 and expenses of \$680,468.69. During the first year of proposed operations, applicant expects to generate \$46,320 in revenue with expenses of \$45,343.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, this application will be scheduled for public hearing to determine if applicant is fit, willing, and able to perform the proposed service properly and comply with the Compact and the Commission's rules and regulations and to determine whether the public convenience and necessity require the proposed service. Applicant will be assessed an amount preliminarily estimated to cover certain expenses of hearing.

*/ "Transportation-disadvantaged persons are those individuals who by reason of age, physical or mental disabilities are unable without special facilities or special planning or design to utilize transportation facilities and services as effectively as persons who are not so affected." Order No. 2015, served August 7, 1979, at pp. 3 and 4.

THEREFORE, IT IS ORDERED:

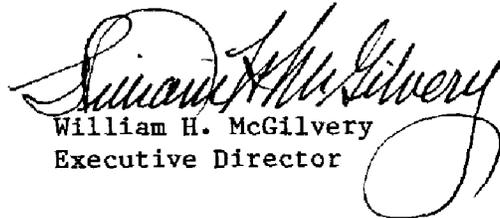
1. That a public hearing in Case No. AP-90-37 is hereby scheduled to commence Tuesday, October 23, 1990, at 10:00 a.m. in the Hearing Room of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104.

2. That Winter Growth, Inc., 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 Thursday, September 27, 1990, and shall present at hearing an affidavit of 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 Friday, October 12, 1990, and shall simultaneously serve a copy of such protest or notice on applicant's president, Ms. Margaret Burba Babbitt, P.O. Box 186, Sandy Spring, MD 20860

4. That Winter Growth, Inc., is hereby assessed \$400 pursuant to the Compact, Title II, Article XII, Section 19, and is directed to deliver said amount to the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104, no later than Friday, October 12, 1990.

FOR THE COMMISSION:


William H. McGilvery
Executive Director