



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



2800 BERLIN TURNPIKE, P.O. BOX 317546
NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-2875

DOCKET NO. 2003-N-28-L

RE: APPLICATION OF MILFORD TRANSPORTATION LLC TO OPERATE
TWO (2) GENERAL LIVERY VEHICLES, WITH A SEATING
CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A
HEADQUARTERS IN MILFORD.

DECISION

APRIL 27, 2021

I. INTRODUCTION

A. APPLICATION

By application filed on March 5, 2020, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Milford Transportation LLC (hereinafter "applicant") with a mailing address of P.O. Box 3184, Milford, Connecticut 06460 seeks authorization to operate two (2) motor vehicles, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in Milford.

B. HEARING

This application file was transmitted to the Administrative Law Unit on March 16, 2021. Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on April 15, 2021.

Notice of the application and of the hearing to be held thereon was given to the applicant and to such other parties as required pursuant to Connecticut General Statutes Section 13b-103, as amended. Legal notice to the public was given by publication on the department's website.

A hearing officer designated by the Commissioner pursuant to Connecticut General Statutes Section 13b-17 conducted the hearing on this matter.

C. APPEARANCES

Stacy Lesperance appeared pro se on behalf of the applicant. The applicant's mailing address is P.O. Box 3184, Milford, Connecticut 06460.

II. FINDINGS OF FACT

1. The applicant seeks to operate two (2) motor vehicles in general livery service from a headquarters in Milford.
2. The applicant will operate a 2008 Mercedes R350 and a 2016 Dodge Caravan in the livery business.
3. The applicant's first six months of expenses includes insurance costs of \$9,421, maintenance costs of \$1,500, communication costs of \$330, advertising costs of \$600, property tax of \$254 and vehicle financing of \$1,529.

4. The applicant has \$18,480 in a business bank account.
5. Ms. Lesperance is currently a school bus driver. She has also been a driver for Lyft, Uber and Connecticut Limo in the past.
6. The applicant anticipates driving kids to appointments and school as well as proms, and airport runs.
7. The applicant will be operating out of her home. There are no zoning issues with operating a home office in her residence.
8. The applicant also operates an online beauty supply business.
9. The applicant will get customers by word of mouth, digital marketing, creating a website, mailing postcards and advertising in the newspaper.
10. This application was not opposed.

III. DISCUSSION

The department has jurisdiction over each person, association, limited liability company or corporation owning or operating a motor vehicle in livery service, pursuant to Connecticut General Statutes Section 13b-102, as amended.

In determining whether a livery permit should be granted, the department shall take into consideration the present or future public convenience and necessity. The applicant must prove that the public's convenience and necessity will be improved by the proposed service. Additionally, the applicant must show the suitability of the applicant or the suitability of the management if the applicant is a limited liability company or corporation, the financial responsibility of the applicant, the ability of the applicant efficiently and properly to perform the service for which authority is requested and the fitness, willingness and ability of the applicant to conform to the provisions of the statutes and the requirements and regulations of the department thereunder, in accordance with Connecticut General Statutes Section 13b-103.

Regarding the applicant's suitability, the applicant submitted a criminal record check for Stacy Lesperance, which disclosed no criminal record. Ms. Lesperance has experience transporting the public as a school bus driver and rideshare driver. She also has experience running an online company. Based on the evidence presented, the applicant is suitable to conduct the proposed intrastate livery business.

As far as the applicant's financial ability is concerned, the applicant presented evidence that the first six months of expenses includes: insurance costs of \$9,421, maintenance costs of

\$1,500, communication costs of \$330, advertising costs of \$600, property tax of \$254 and vehicle financing of \$1,529 for a total expense of \$13,634. The applicant has \$18,480 in a bank account to cover these startup expenses and is therefore financially suitable.

On the issue of public convenience and necessity, the applicant has a plan to market the company and use community contacts to generate business. The applicant has worked for several rideshare companies and has transported school children. Based on the evidence presented, the applicant will receive authorization for intrastate livery transportation.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of Milford Transportation LLC is hereby granted, and Livery Permit Number 3705 is hereby issued as follows:

LIVERY PERMIT NUMBER 3705

Milford Transportation LLC is authorized to operate two (2) motor vehicles in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in Milford.

RESTRICTIONS:

The applicant must register and insure the two (2) general livery vehicles granted in this decision within ninety (90) days. Failure to do so may result in revocation of this authority.

The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

This permit shall remain in effect until it is amended, suspended or revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other state statutes and/or rules, regulations and orders of the department shall be considered sufficient cause to amend, suspend or revoke said permit.

A memorandum of this permit, bearing the seal of the department, shall be

conspicuously posted in each motor vehicle operated under this permit.

Dated at Newington, Connecticut on the 27th day of April 2021.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida
Staff Attorney III
Administrative Law Unit
Bureau of Finance and Administration