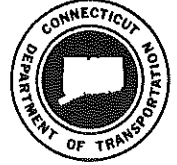


STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2201-N-1-L

RE: APPLICATION OF J'S SENIOR TRANSPORTATION, LLC TO  
OPERATE ONE (1) GENERAL LIVERY VEHICLE, WITH A SEATING  
CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A  
HEADQUARTERS IN NEWTOWN.

DECISION

APRIL 28, 2022

## I. INTRODUCTION

### A. APPLICATION

By application filed on January 4, 2021, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, J's Senior Transportation, LLC (hereinafter "applicant") with a mailing address of 17 Glover Avenue, Newtown, Connecticut 06470 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in Newtown.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on April 26, 2022.

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

Joan Allison appeared pro se on behalf of the applicant. The applicant's mailing address is 17 Glover Avenue, Newtown, Connecticut 06470.

George Benson, Director of Planning for the town of Newtown, appeared as a witness.

Doug Nelson, Chairman of the Borough of Newtown Zoning Commission, appeared as a witness.

## II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in Newtown.
2. The applicant proposes to operate a 2018 Toyota Sienna van which is paid for.

3. The applicant has been a driver for her daughter's adult daycare for the past six years.
4. Ms. Allison will be the driver of the livery vehicle. She will be getting a livery endorsement.
5. The applicant's first six months of expenses includes insurance costs of \$3,376, maintenance costs of \$900, property tax of \$53, advertising costs of \$600 and communication costs of \$840.
6. The applicant has \$6,094 in a business bank account.
7. The applicant will be operating out of her residence. If there are zoning issues with operating an office from her home, the applicant will work out of her daughter's business.
8. The applicant will continue to get transportation referrals from her daughter.
9. There is a need for senior transportation in the town of Newtown.
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 the only member, Joan Allison, which disclosed no criminal record. Ms. Allison has approximately six years of driving experience transporting the public. She will be getting an endorsement to drive a livery vehicle. The only other issue that came up in the hearing is whether Ms. Allison can operate a home office from her residence. The applicant should work with the town

to see if that is possible. If the applicant can't have a home office, she can work from her daughter's business also located in Newtown. Based on the evidence presented, the applicant is suitable to conduct the proposed 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 \$3,376, maintenance costs of \$900, property tax of \$53, advertising costs of \$600 and communication costs of \$840 for a total expense of \$5,769. The applicant has \$6,094 in a bank account to cover these startup expenses and is therefore financially suitable.

On the issue of public convenience and necessity, Ms. Allison has been working on and off as a driver for her daughter's adult day care business. She will continue working for her daughter and pick up other livery jobs in the community. Mr. Benson also testified in support of the application stating there is a need for senior transportation. Based on the evidence presented, the applicant will receive authorization for intrastate livery service.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of J's Senior Transportation, LLC is hereby granted, and Livery Permit Number 3740 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3740**

J's Senior Transportation, LLC is authorized to operate one (1) motor vehicle in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in Newtown.

#### **RESTRICTIONS:**

**The applicant must register and insure the one (1) general livery vehicle granted in this decision within ninety (90) days. Failure to do so may result in revocation of the general livery 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.

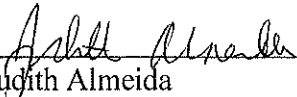
This permit shall remain in effect until it is amended, suspended or revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other state statutes and/or rules, regulations and orders of the

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 28th day of April 2022.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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