

ET

Decision No. 55574

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of LYON VAN & STORAGE CO. for) Application No. 35076
authority to suspend warehouse)
operations in the City of San Diego.)

Wyman C. Knapp for applicant.

O P I N I O N

By decision No. 54904, dated April 22, 1957, the operative rights of Lyon Van & Storage Co. acquired from Pioneer Truck and Storage Co. were canceled and revoked. The effective date of this decision, however, was stayed by the filing of a written response stating the need for commercial storage at 2550 El Cajon Boulevard, San Diego 13, California.

Public hearing was held on August 6, 1957, before Examiner Rowe in San Diego at which time evidence was adduced and the matter was submitted for decision.

According to the evidence of record Lyon Van & Storage Co. has acquired by lease appropriate storage space at 2550 El Cajon Boulevard, in the City of San Diego. Applicant has continually been serving the public in this area but for the past several years its warehouses have been located outside the city limits. Its principal warehouse in this general area is located in National City, a municipality of approximately 50,000 population. National City is, however, within drayage zone No. 1 described in Decision No. 55256 dated July 9, 1957, in Case No. 5439.

At the new location on El Cajon Boulevard customers in the northern section of said zone No. 1 and the surrounding areas such

as Linda Vista, Morena and La Mesa can be served more expeditiously and more inexpensively than is the case with the warehouse at National City. Applicant requests that its rights be reduced to a floor space of 5,000 square feet. Under the provisions of Section 1051 of the Public Utilities Act with such rights applicant may increase the floor space available to the public to 55,000 square feet without additional authority from the Commission. This will permit such natural growth as may be expected within the foreseeable future. The Commission finds that public convenience and necessity require and will require that applicant at 2550 El Cajon Boulevard, in San Diego, a city with a population of more than 150,000 residents, shall transact business as a warehouseman as defined by Section 239(b) of the Public Utilities Code.

O R D E R

Public hearing having been held and the Commission being fully advised in the premises,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity is granted to Lyon Van & Storage Co., a corporation, authorizing it to carry on business as a warehouseman, as defined in subdivision (b) of Section 239 of the Public Utilities Code at 2550 El Cajon Boulevard, City of San Diego using and making available for such purpose 5,000 square feet of storage space.


(2) That except as provided in ordering paragraph (1) hereof, Decision No. 54904 shall be and become effective twenty days after the date hereof.


(3) That the certificate of public convenience and necessity issued pursuant to ordering paragraph (1) hereof shall be subject to the following service regulations:


- (a) That within thirty days after the effective date hereof applicant shall, in writing, accept said certificate.
- (b) That within sixty days after the effective date hereof and upon not less than five days' notice to the Commission and the public applicant shall establish the service authorized herein and file in triplicate and concurrently make effective appropriate rules, regulations and tariffs covering such operations satisfactory to the Commission.

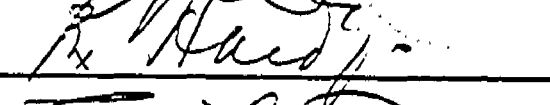
The effective date of this order shall be twenty days after the date hereof.

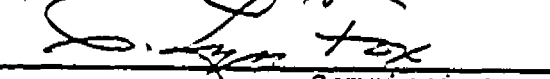
Dated at San Francisco, California, this 17th day of September, 1957.



President








Commissioners