

Decision No. 65027**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
 into the rates, rules, regulations, )  
 charges, allowances and practices of )  
 all common carriers, highway carriers )  
 and city carriers relating to the )  
 transportation of sand, rock, gravel )  
 and related items (commodities for )  
 which rates are provided in Minimum )  
 Rate Tariff No. 7).

Case No. 5437Petition No. 89  
(Filed December 7, 1962)OPINION AND ORDER

By this petition the California Dump Truck Owners Association, Inc., seeks increases in the hourly rates in Minimum Rate Tariff No. 7 that apply for the transportation of rock, sand, gravel and various other materials in dump truck equipment by for-hire carriers within that portion of southern and central California which the tariff describes as "Southern Territory." The increase in the basic hourly rates which is sought is 11 cents per hour. Conforming increases are also sought in the rates for transportation performed under premium pay conditions.

During 1962 wage contracts for dump truck drivers were negotiated for the ensuing three-year period. Among other things the contracts provide for an increase of 10 cents an hour, effective January 1, 1963, in the so-called fringe benefits for dump truck drivers operating in Southern Territory. The proposed rate increases are sought as rate adjustments to compensate for the increase in wage costs. Assertedly, there have been no decreases

in the carriers' operating costs which would otherwise offset the increase in wage costs. The proposed increase of 11 cents per hour represents the increase in fringe benefits plus an allowance for carriers' profit (before provision for income taxes) as indicated by an operating ratio of 93 percent.

The Department of Public Works of the State of California, interested shipper organizations, and The California Trucking Associations, Inc., have been apprised of petitioner's proposals, and have informed the Commission that they have no objections to increases in the rates as sought. A public hearing on the petition is not necessary.

Upon consideration of the increased costs which the petition shows became applicable on January 1, 1963, to dump truck transportation by for-hire carriers operating within Southern Territory, we find that the sought increases in the hourly rates in Minimum Rate Tariff No. 7 are justified and should be effected in order to maintain the hourly rates involved at a just and reasonable level.

IT IS ORDERED:

1. That Minimum Rate Tariff No. 7 (Appendix "A" of Decision No. 32566, as amended) be and it is hereby further amended by incorporating therein to become effective April 20, 1963, the revised page attached hereto and by this reference made a part hereof, which page is numbered as follows: Eighth Revised Page 42-C. ✓

2. That in all other respects said Decision No. 32566, as amended, shall remain in full force and effect.

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

Dated at San Francisco, California, this 6<sup>th</sup> day of  
MARCH, 1963.

George H. Hoover  
President

Edward J. [Signature]

Fredrick B. Halbluff

William W. Bennett

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

Item No.	SECTION NO. 4	HOURLY RATES (Concluded)			
	<p>COMMODITIES, as described in Item No. 320.</p> <p>COLUMN "A" rates apply where the loading is performed by power loading device, excepting processed sand, gravel or crushed stone in stock piles at a commercial producing plant, at point of consumption or at intermediate point of transfer. A hopper chute or bunker shall not be deemed to be a power loading device.</p> <p>COLUMN "B" rates apply where the loading is performed by hand and where the average mileage of the vehicle does not exceed eight miles per hour for the period of time the vehicle is in use each day.</p> <p>COLUMN "C" rates apply where transportation or loading is under conditions other than described under application of Column "A" or Column "B" rates.</p>				
	Level Capacity of Dump Truck Body in Cubic Yards (See Note 1)	SOUTHERN TERRITORY (See Item No. 100) (1) Rates in Cents Per Hour (See Item No. 300) (See Note 2)			
0365	Over	But Not Over	Column A	Column B	Column C
	0	3	560	535	654
	3	4	698	563	692
	4	5	711	583	723
	5	6	764	617	762
	6	7	827	654	800
	7	8	876	708	833
	8	9	919	746	870
	9	10	957	779	908
	10	11	995	810	946
	11	12	1043	857	984
	12	13	1086	881	1027
	13	14	1113	908	1054
	14	15	1140	930	1081
	15	16	1178	976	1108
	16	17	1205	1009	1135
	17	18	1232	1041	1162
	(2)18	-	-	-	1189
	(3)18	19	1259	1073	
	(3)19	20	1286	1106	
	(3)20	21	1313	1138	
	(3)21	22	1340	1170	
	(3)22	23	1367	1202	
	(3)23	24	1394	1234	
	(3)24	25	1421	1266	
	(3)25	26	1471	1321	
	(3)26	(4)	027	032	

- (1) Minimum charge shall be the rate for one hour.
- (2) Applies only in connection with rates in Column C.
- (3) Does not apply in connection with rates in Column C.
- (4) Add to the rate for 26 cubic yards capacity, the amount shown opposite this reference mark for each additional cubic yard or fraction thereof.

NOTE 1.-Level capacity of Dump Truck body means the cubical content of the body in cubic yards calculated by multiplying the inside length by the average inside width and the average inside height of the sides of the body, including temporary side boards, if such boards are used, with no allowance for the crown of the load or for low head board or low tail gate.

In the case of a Dump Truck body not constructed for use of a tail gate (such as the so-called "rock body"), the inside length shall be deemed to mean the average of the measurement along the top of the sides from the inside of the head board to the point of the angle where the sides are diverted downward to meet the floor, and the measurement along the floor from the inside of the head board to the end of the body.

NOTE 2.-(a) For transportation service furnished under this item on Sundays and/or New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas Day, add to the applicable hourly rate shown above: \$4.55 per hour when the level capacity is less than 25 cubic yards; \$5.01 per hour when the level capacity is 25 cubic yards or more.

(b) Except as otherwise provided in paragraph (a) of this note, for transportation service furnished under this item on Saturdays or during periods in excess of 8 hours in any one shift, add to the applicable hourly rate shown above: \$2.52 per hour when the level capacity is less than 25 cubic yards; \$2.87 per hour when the level capacity is 25 cubic yards or more.

Increase, except as noted )  
 No change ) Decision No. 65027

EFFECTIVE APRIL 20, 1963

Issued by the Public Utilities Commission of the State of California,  
San Francisco, California.

Correction No. 961