

ORIGINAL

Decision No. 67848

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 (com-)
modities for which rates are pro-)
vided in Minimum Rate Tariff No. 7).)

Case No. 5437
(Petition for Modification
No. 104)
(Filed May 19, 1964)

OPINION AND ORDER

By this petition, California Dump Truck Owners Association seeks modification of Minimum Rate Tariff No. 7 by the establishment of a new production area in Orange County with rates for the transportation of rock, sand and aggregates from the new production area to various Orange County delivery zones.

According to the petition, Sully-Miller Contracting Company is operating a rock and sand plant at a location in the vicinity of El Toro in Orange County. Petitioner states that this company is shipping substantial quantities of aggregates from this facility and operates other rock, sand and aggregate plants in established production areas in Orange County. It is further stated that this shipper is marketing the commodities produced in this proposed production area in Orange County and utilizes the services of for-hire dump truck carriers from this area as well as from its other locations.

Petitioner alleges that zone rates are not now available for the proposed transportation. The mileage rates and hourly rates which are available assertedly require costly supervision and contain

uncertainties. Petitioner further alleges that other producers of the same commodities in the same marketing area now have zone rates available for similar transportation service and the shipper herein involved benefits from such zone rates in connection with its other operations in Orange County. It is asserted that petitioner's proposal is noncontroversial and the establishment of zone rates from this facility would avoid rate discrimination.

The petition specifies the proposed production area and zone rates in detail. It also includes the tie-in traverse times between the proposed production area and existing time traverses, a sketch of the location of the proposed production area with tie-in times used to orient the area to the existing time traverses and a computation of the round-trip running times between the proposed production area and the Orange County delivery zones. Petitioner avers that the proposed zone rates were computed in accordance with the existing formula for rock, sand and aggregate zone rates in Orange County.

Copies of the verified petition were mailed by petitioner, on or about May 15, 1964, to various contractors, shippers, carriers and other interested parties. No objection to its being granted has been received.

It is clear from the facts recited in this petition that the establishment of zone rates as proposed would do no more than provide, from this point of production, rates of the same kind and character as those already available from other established competing points of production in the same general area.

In the circumstances, it appears, and the Commission finds, that the proposed revisions are reasonable, and that the resulting

minimum rates will be just, reasonable and nondiscriminatory minimum rates for the transportation of rock, sand and aggregates in dump trucks from the proposed production area, hereinafter designated as Orange County Production Area O, to various Orange County delivery zones, all as described in Minimum Rate Tariff No. 7. A public hearing is not necessary. The petition will be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff No. 7 (Appendix "A" of Decision No. 32566, as amended) is hereby further amended by incorporating therein, to become effective October 24, 1964, the revised pages attached hereto and listed in Appendix A also attached hereto and by this reference made a part hereof.

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

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 15th day of September, 1964.

Frederic B. Hallock
President
George C. Grover
William M. Bennett

Commissioners

Commissioner George C. Grover, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.

C. 5437 (Pet. 104) - DMcB

APPENDIX A TO DECISION NO. 67848

List of Original and Revised Pages to Minimum Rate Tariff No. 7
Authorized by Said Decision

Fourth Revised Page 33-A-1

Original Page 37-A-1

Sixth Revised Page 37-B

Original Page 37-B-2

Sixth Revised Page 37-C

(END OF APPENDIX A LIST)

Area No.	SECTION NO. 3 - RATES FROM PRODUCTION AREAS TO DELIVERY ZONES (Continued)
	<p data-bbox="401 455 1289 521">APPLICATION OF TARIFF - TERRITORIAL (Continued) ORANGE COUNTY - PRODUCTION AREAS (Concluded)</p> <p data-bbox="345 555 1504 823">Beginning at the prolongation of Jefferson Street and the Santa Ana River; thence northerly along said prolongation and Jefferson Street to State Highway No. 14; thence westerly along State Highway No. 14 to its intersection with the southerly prolongation of Red Gum Street; thence southerly along said prolongation of Red Gum Street to the Santa Ana River; thence easterly along the Santa Ana river to point of beginning.</p> <p data-bbox="345 855 1431 1123">Beginning at the intersection of Walnut and Taylor Streets; thence west on Walnut Street to its intersection with Van Buren Street; thence south on the southerly extension of Van Buren Street to its intersection with the Santa Ana River; thence northeasterly on the Santa Ana River to its intersection with the southerly extension of Taylor Street; thence north on said extension of Taylor Street to the point of beginning.</p> <p data-bbox="345 1155 1487 1481">Beginning at the intersection of the easterly extension of Wagner Avenue and the Santa Ana River; thence westerly along said extension and along Wagner Avenue to its intersection with Rio Vista Street; thence southwesterly along a direct line to the intersection of Eaton Way and Ball Road; thence southerly along Eaton Way to Taft Avenue; thence easterly along Taft Avenue and the easterly extension thereof to the intersection of said extension with the Santa Ana River; thence northeasterly along the Santa Ana River to the point of beginning.</p> <p data-bbox="345 1513 1470 1718">Beginning at the intersection of Warner Avenue and Grand Avenue in the city of Santa Ana; thence north along Grand Avenue to a point exactly seven hundred feet north of said intersection; thence due west to Standard Avenue; thence south along Standard Avenue to Warner Avenue; thence east along Warner Avenue to the point of beginning.</p> <p data-bbox="345 1750 1504 1876">*0 An area northerly of the El Toro Marine Air Station more specifically described as the westerly 1/4 of Block 152, Irvine Subdivision, as recorded in the records of the Orange County Recorder.</p>
	* Addition, Decision No. 67848
	EFFECTIVE OCTOBER 24, 1964
	<p data-bbox="218 2142 1521 2213">Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p> <p data-bbox="218 2213 582 2245">Correction No. 1003</p>

SECTION NO. 3 - RATES FROM PRODUCTION AREAS TO DELIVERY ZONES
IN CENTS PER TON (Continued)

Δ Item No. 249

MATERIAL, viz.:

Granite, decomposed,	Stone, crushed, chips or waste,
Gravel,	Stone, natural, blocks, pieces or slabs, rough quarried,
Sand,	Stone, natural, sawed, not further finished.

TO (1) Orange County Delivery Zones	FROM (1) Orange County Production Areas						
	A	B	C	D	E	F	G
1	36	92	79	40	59	47	64
2-A	43	81	91	50	56	52	68
2-B	57	92	89	53	70	68	72
2-C	47	101	79	38	67	58	67
2-D	44	104	70	30	49	58	59
3-A	33	99	89	46	65	34	62
3-B	36	104	92	51	69	30	67
4-A	68	92	97	66	75	68	79
4-B	57	72	97	61	68	64	70
4-C	51	71	102	64	71	62	74
4-D	64	78	109	67	75	66	77
5-A	58	113	68	38	64	68	68
5-B	57	109	75	49	67	68	69
5-C	66	102	85	58	69	69	77
5-D	71	107	91	67	75	79	88
6-A	64	121	59	40	53	68	65
6-B	58	118	68	37	43	67	59
6-C	61	122	70	49	33	68	56
6-D	50	113	74	40	33	66	46
7-A	76	112	40	64	69	92	77
7-B	77	116	52	65	64	89	72
7-C	68	127	58	53	47	72	65
7-D	71	132	49	53	62	85	68
7-E	77	112	49	66	68	91	79
9-A	75	131	68	62	68	85	77
9-B	70	125	66	51	62	75	69
10-A	69	121	70	49	67	74	72
10-B	67	119	72	61	70	72	76
10-C	70	113	81	66	79	78	86
10-D	76	116	89	69	79	85	93

(1) For descriptions of Orange County Production Areas and Delivery Zones,
see Pages 28 to 33-A-1, inclusive.

Δ(2) Rates shown on this page formerly appeared on Fifth Revised Page 37-B.

Δ Change, neither increase nor reduction, Decision No. **67848**

EFFECTIVE OCTOBER 24, 1964

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

Correction No. 1004

SECTION NO. 3 - RATES FROM PRODUCTION AREAS TO
 DELIVERY ZONES IN CENTS PER TON (Continued)

ø Item No. 249.2

MATERIAL, viz.:

Granite, decomposed, Gravel, Sand, Stone, crushed, chips or waste,	Stone, natural, blocks, pieces or slabs, rough quarried, Stone, natural, sawed, not further finished.
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TO (1)Orange County Delivery Zones	FROM (1)ORANGE COUNTY PRODUCTION AREAS		
	L	M	*60
1	50	50	64
2-A	63	61	58
2-B	67	52	67
2-C	59	34	73
2-D	43	30	76
3-A	54	61	68
3-B	61	58	76
4-A	72	64	66
4-B	63	61	56
4-C	64	66	50
4-D	70	68	52
5-A	57	36	86
5-B	67	47	82
5-C	67	54	75
5-D	77	56	80
6-A	47	47	96
6-B	37	45	90
6-C	34	58	93
6-D	30	56	84
7-A	58	58	118
7-B	56	61	122
7-C	45	54	101
7-D	58	58	106
7-E	66	64	117
9-A	61	63	104
9-B	52	53	98
10-A	58	50	94
10-B	67	51	90
10-C	75	54	86
10-D	83	62	88

(1) For descriptions of Orange County Production Areas and Delivery Zones, see Pages 28 to 33-A-1, inclusive.

^Δ(2) Rates formerly shown on this page transferred to
Original Page 37-A-1.

∅ Change	}	Decision No. 67848
Δ Change, neither increase nor reduction		
* Addition		
ó Reduction		

EFFECTIVE OCTOBER 24, 1964

Issued by the Public Utilities Commission of the State of California,
San Francisco, California.
Correction No. 1005

SECTION NO. 3 - RATES FROM PRODUCTION AREAS TO DELIVERY ZONES
IN CENTS PER TON (Continued)

△ Item No. 250.

MATERIAL, viz.:

Granite, decomposed,	Stone, crushed, chips or waste,
Gravel,	Stone, natural, blocks, pieces or slabs, rough quarried,
Sand,	Stone, natural, sawed, not further finished.

TO (1) Orange County Delivery Zones	FROM (1) Orange County Production Areas						
	A	B	C	D	E	F	G
11-A	76	133	71	64	70	85	81
11-B	78	134	79	68	79	84	91
11-C	76	120	86	69	85	86	96
11-D	89	129	100	79	93	95	104
12-A	81	133	86	70	88	90	97
12-B	88	133	97	77	92	95	103
13-A	86	120	100	77	89	86	101
13-B	71	101	102	70	85	77	90
14-A	69	89	105	68	79	69	84
14-B	71	100	114	74	91	78	92
15-A	71	93	122	72	88	75	88
15-B	80	114	122	84	99	88	101
16	65	69	109	68	77	68	80
17	70	67	121	76	85	71	92
18-A	74	57	131	81	96	80	102
18-B	75	59	133	84	96	81	97
18-C	84	65	112	92	107	90	111
19-A	75	43	133	88	100	81	103
19-B	81	34	140	92	104	90	109
19-C	92	38	119	101	116	95	117
19-D	105	57	164	113	125	114	129
20-A	100	71	164	109	124	107	127
20-B	93	74	151	103	116	101	118
20-C	88	77	139	92	107	95	109
20-D	81	85	133	88	99	89	101
21	108	68	167	120	133	117	138
22	105	53	164	118	129	114	131
23-A	116	67	172	125	139	122	141
23-B	123	70	181	133	146	131	148

(1) For Descriptions of Orange County Production Areas and Delivery Zones, see Pages 28 to 33-A-1, inclusive.

△(2) Rates shown on this page formerly appeared on Fifth Revised Page 37-C.
 △ Change, neither increase nor reduction, Decision No. 67848

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 Correction No. 1006 San Francisco, California.

Cancels

SECTION NO. 3 - RATES FROM PRODUCTION AREAS TO DELIVERY ZONES IN CENTS PER TON (Continued)

Item No. 250.2

MATERIAL, viz.:

Granite, decomposed,

Gravel,

Sand,

Stone, crushed, chips or waste,

Stone, natural, blocks, pieces
or slabs, rough quarried,Stone, natural, sawed, not
further finished.

TO (1) Orange County Delivery Zones	FROM (1) Orange County Production Areas		
	L	M	*80
11-A	67	63	104
11-B	77	58	101
11-C	83	61	93
11-D	93	72	100
12-A	83	66	105
12-B	92	70	105
13-A	87	67	87
13-B	80	63	74
14-A	72	66	64
14-B	82	67	74
15-A	82	76	69
15-B	95	80	88
16	71	72	45
17	81	82	43
18-A	92	92	45
18-B	90	91	54
18-C	102	100	62
19-A	95	96	56
19-B	101	102	62
19-C	110	110	68
19-D	123	124	84
20-A	118	114	76
20-B	110	107	72
20-C	101	95	75
20-D	95	90	60
21	128	124	66
22	126	126	83
23-A	133	134	92
23-B	142	143	100

(1) For descriptions of Orange County Production Areas and Delivery Zones, see Pages 28 to 33-A-1, inclusive.

Δ(2) Rates formerly shown on this page transferred to Original Page 37-B-2.

∕ Change
Δ Change, neither increase nor reduction
* Addition
o Reduction

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