

Decision No. 69234**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 UNION ICE & STORAGE COMPANY,)
 a corporation, (1) for a certificate)
 of public convenience and necessity)
 authorizing operation as a cold storage)
 warehouseman at National City,)
 California, and (2) for authorization)
 to discontinue cold storage operations)
 in 24,170 square feet of space in San)
 Diego.)

Application No. 47523
 (Filed April 27, 1965)

O P I N I O N

Union Ice & Storage Company (applicant) requests authority to discontinue operation in 24,170 square feet of warehouse space in San Diego, California, and a certificate of public convenience and necessity as a warehouseman authorizing operation in 32,000 square feet of cold storage warehouse space in National City, California.

Since prior to September 1, 1959, and continuously thereafter to date, applicant has been conducting public utility cold storage operations in San Diego in its Plants Nos. 11 and 23 pursuant to tariffs lawfully on file with this Commission. It operates 26,590 square feet of public utility warehouse space at Plant No. 11 and 8,245 square feet of public utility warehouse space at Plant No. 23. It proposes to lease from its parent company, the Union Ice Company, a newly constructed cold storage warehouse plant at National City,

which will be leased under the provisions of the master lease authorized by this Commission in Decision No. 23075 dated November 13, 1930, in Application No. 16992 (35 C.R.C. 410). Simultaneously with the beginning of operation at its plant in National City, applicant will, if permitted, abandon its public utility operations in Plant No. 23 and in 15,925 square feet in its Plant No. 11, retaining in the latter plant 10,665 square feet of public utility warehouse space.

All classes of goods requiring cold storage will be stored at the new plant in National City. The rates in effect in San Diego will be applied in the National City plant.

In justification of the requests applicant alleges that National City and San Diego are contiguous cities, and that, with the consent of storers, applicant proposes to transfer at its own expense to its new warehouse in National City any goods which may still be stored in space to be abandoned at San Diego when operations are begun at National City.

The applicant alleges that public convenience and necessity will be served by the new plant at National City as it will be a modern plant which will enable applicant to realize greater operating efficiency than it can in its San Diego plants; that applicant will be able to accommodate increasing needs for its services in the San Diego-National City area; and that its proposed new warehouse will enable it to continue to give adequate and economical service to the public.

After consideration the Commission finds that the granting of the application will not be adverse to the public interest, and that public convenience and necessity require the granting of the requested certificate. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Union Ice & Storage Company is hereby authorized to discontinue 15,925 square feet of public utility warehouse operation in its Plant No. 11 and 8,245 square feet of public utility warehouse operation at its Plant No. 23, both in the City of San Diego, California, upon the effective date of tariff amendments which it may cause to be filed with the Commission reflecting such discontinuances, said amendments to be made effective not earlier than the tenth day after the effective date of this order, and on not less than ten days' notice to the Commission and to the public.

2. Concurrently with the effective date of tariff filings required by ordering paragraph 1 hereof, the prescriptive authority to operate as a public utility warehouseman at San Diego is hereby revoked and in place and stead thereof a certificate of public convenience and necessity is granted to Union Ice & Storage Company, a corporation, as a public utility warehouseman as defined in Section 239(b) of the Public Utilities Code for the operation of cold storage warehouse floor space as set forth in Appendix A attached hereto and made a part hereof.

3. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. By accepting the certificate of public convenience and necessity herein granted, applicant is placed on notice that it will be required, among other things, to file annual reports of its operations. Failure to file such reports, in such form and at such time as the Commission may direct, may result in a cancellation of the public utility warehouse operations authorized by this decision.
- (b) Within one hundred twenty days after the effective date hereof, applicant shall establish the service herein authorized and file tariffs, in triplicate, in the Commission's office.
- (c) The tariff filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff filings shall be concurrent with the establishment of the service herein authorized.
- (d) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 61-A.

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

Dated at San Francisco, California, this 15th day of June, 1965.

Frederick B. Hallock
President

George D. Grover
Commissioners

APPENDIX A

Union Ice & Storage Company
(a corporation)

Union Ice & Storage Company, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility cold storage warehouseman as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
National City	32,000
San Diego	10,665

(The floor space shown above is exclusive of the 50,000 square feet of expansion permissible under Section 1051 of the Public Utilities Code).

Issued by California Public Utilities Commission.

Decision No. 69234, Application No. 47523.