

ORIGINAL

Decision No. 72093

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)	Case No. 5437
carriers and city carriers relating)	(Petition for Modification
to the transportation of sand,)	No. 139)
rock, gravel and related items)	(Filed August 22, 1966)
(commodities for which rates are)	(Amended September 14, 1966)
provided in Minimum Rate Tariff 17.))	

OPINION AND ORDER

Minimum Rate Tariff 17 sets forth zone rates for the transportation of property in dump truck equipment by for-hire carriers from defined production areas to designated delivery zones within certain areas of southern California.

By this petition, as amended, Southern California Rock Products Association seeks modification of Minimum Rate Tariff 17 and Directory 1 by the establishment of a new production area in Riverside County with rates for the transportation of rock, sand and gravel from the new production area to specified delivery zones in Riverside, Orange, Los Angeles and San Bernardino Counties.

According to the petitioner, Owl Rock Products Prado Division is operating a rock and sand plant at a location in Riverside County northwesterly of Corona and on the westerly side of State Highway 71 across from Prado Dam. Petitioner states that this company is shipping substantial quantities of aggregates from this facility, that this shipper is marketing the commodities produced in the proposed production area in Riverside, Orange, Los Angeles and San Bernardino Counties and that the services of for-hire dump truck carriers are utilized for this transportation service.

Petitioner alleges that zone rates are not now available for the proposed transportation. The mileage rates and hourly rates in Minimum Rate Tariff No. 7 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 similar zone rates in connection with other operations in Los Angeles and Ventura Counties. It is further asserted that petitioner's proposal is noncontroversial and that the establishment of zone rates from this facility would avoid rate discrimination.

The petition, as amended, specifies in detail the proposed production area and delivery zones for which rates are requested. It also includes the tie-in traverse times and distances between the proposed production area and existing network tie-in points or nodes, 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 the distances utilized.

Copies of the verified petition and amendment were mailed to interested parties, on or about August 18, 1966 and September 13, 1966, respectively. The petition and amendment were listed on the Commission's Daily Calendar of August 23, 1966 and September 15, 1966, respectively. No objection to the granting of the petition, as amended, has been received.

It is clear from the facts recited in this petition, as amended, 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 petitioners proposal is 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 truck equipment from the proposed production area, hereinafter designated as Riverside County Production Area 33-0 to various Riverside, Orange, Los Angeles and San Bernardino County delivery zones, all as described in Directory 1. A public hearing is not necessary. The Commission concludes that the petition, as amended, should be granted.

IT IS ORDERED that:

1. Minimum Rate Tariff 17 (Appendix B to Decision No. 69469, as amended) and Directory 1 (Appendix A to Decision No. 69469, as amended) are hereby further amended by incorporating therein, to become effective April 8, 1967, the revised pages attached hereto and listed in Appendix A, also attached hereto, which pages and appendix are made a part hereof.

2. In all other respects, Decision No. 69469, 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 28th day of February, 1967.

President

William M. Bennett

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

Commissioner A. W. Gotov, being necessarily absent, did not participate in the disposition of this proceeding.

William Lyness J.

Richard P. Monahan
Commissioners

APPENDIX A TO DECISION NO. 72093

List of Revised Pages to Minimum Rate Tariff 17 and
Directory 1 Authorized by Said Decision

Minimum Rate Tariff 17:

Ninth Revised Page 1-2

Original Page 6-0

Original Page 6-0-1

Directory 1:

First Revised Page 183

First Revised Page 184

(END OF APPENDIX A LIST)

SECTION 1 - RULES AND REGULATIONS (CONTINUED)

ØTARIFF PAGES CHECK SHEET

ORIGINAL AND REVISED PAGES AS NAMED BELOW AND SUPPLEMENT 1 CONTAIN ALL CHANGES FROM THE ORIGINAL TARIFF IN EFFECT ON THE DATES SHOWN THEREON.

PAGE NUMBER	REVISION NUMBER	PAGE NUMBER	REVISION NUMBER	PAGE NUMBER	REVISION NUMBER	PAGE NUMBER	REVISION NUMBER
TITLE	1ST ORIGINAL	4-A	1ST	5-B-2	1ST	7-M-1	1ST
1	ORIGINAL	4-A-1	1ST	5-D	1ST	7-M-2	1ST
1-1	ORIGINAL	4-A-2	1ST	5-D-1	1ST	8	ORIGINAL
1-2	Ø9TH	4-B	1ST	5-D-2	1ST	9	ORIGINAL
1-2.1	ORIGINAL	4-B-1	1ST	5-D-3	1ST	10	1ST
1-3	3RD	4-B-2	1ST	5-F	1ST	10-B	1ST
1-3.1	1ST	4-CC	1ST	5-G	2ND	10-C	1ST
1-4	2ND	4-CC-1	1ST	5-G-1	ORIGINAL	10-E	1ST
1-4.1	ORIGINAL	4-E	1ST	5-G-2	ORIGINAL	10-G	1ST
1-5	2ND	4-E-1	1ST	5-G-3	ORIGINAL	10-I	1ST
1-6	2ND	4-E-2	1ST	5-G-4	ORIGINAL	10-J	1ST
1-7	2ND	4-F	1ST	5-L	1ST	10-K	1ST
1-8	1ST	4-F-1	1ST	5-L-1	1ST	10-L	1ST
1-9	2ND	4-F-2	1ST	5-M	1ST	10-M	1ST
1-10	2ND	4-F-3	1ST	5-M-1	1ST	10-N	ORIGINAL
1-11	ORIGINAL	4-G	1ST	5-O	1ST	10-N-1	ORIGINAL
1-12	ORIGINAL	4-G-1	1ST	5-P	1ST	10-O	ORIGINAL
1-13	ORIGINAL	4-G-2	1ST	5-P-1	1ST	10-O-1	ORIGINAL
1-14	1ST	4-G-3	1ST	6	1ST	10-P	ORIGINAL
1-15	2ND	4-HH	1ST	6-F	1ST	10-P-1	ORIGINAL
1-16	2ND	4-HH-1	1ST	6-G	1ST	11	1ST
1-17	ORIGINAL	4-I	1ST	6-G-1	1ST	11-1	1ST
1-18	ORIGINAL	4-II	1ST	6-O	*ORIGINAL	11-2	1ST
1-19	ORIGINAL	4-II-1	1ST	6-O-1	*ORIGINAL	12	1ST
1-20	ORIGINAL	4-JA	1ST	7	1ST	12-P	ORIGINAL
1-21	1ST	4-JJ	1ST	7-A	1ST	12-P-1	ORIGINAL
1-22	ORIGINAL	4-JJ-1	1ST	7-A-1	1ST	12-P-2	ORIGINAL
2	1ST	4-L	1ST	7-B	1ST	13	ORIGINAL
2-1	ORIGINAL	4-L-1	1ST	7-B-1	1ST	14	ORIGINAL
2-2	ORIGINAL	4-L-2	1ST	7-D	1ST	14-A	ORIGINAL
2-3	ORIGINAL	4-M	1ST	7-D-1	1ST	14-A-1	ORIGINAL
2-4	ORIGINAL	4-M-1	1ST	7-E	1ST	14-A-2	ORIGINAL
2-5	ORIGINAL	4-M-2	1ST	7-E-1	1ST	14-B	ORIGINAL
2-6	ORIGINAL	4-M-3	1ST	7-H	1ST	14-B-1	ORIGINAL
2-7	ORIGINAL	5	1ST	7-H-1	1ST	14-B-2	ORIGINAL
2-8	ORIGINAL	5-A	1ST	7-H-2	1ST	14-C	ORIGINAL
2-9	ORIGINAL	5-A-1	1ST	7-I	1ST	14-C-1	ORIGINAL
2-10	ORIGINAL	5-A-2	1ST	7-I-1	1ST	14-C-2	ORIGINAL
2-11	ORIGINAL	5-B	1ST	7-L	1ST	14-CC	ORIGINAL
3	ORIGINAL	5-B-1	1ST	7-L-1	1ST	14-CC-1	ORIGINAL
4	1ST			7-L-2	1ST	14-D	ORIGINAL
				7-M	1ST		

(CONTINUED ON ORIGINAL PAGE 1-2.1)

Ø CHANGE)
 * ADDITION) DECISION NO. 72093

EFFECTIVE APRIL 8, 1967

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
 SAN FRANCISCO, CALIFORNIA.
 CORRECTION 264

MINIMUM RATE TARIFF 17

ORIGINAL PAGE 6-0

*SECTION 6 - ZONE RATES IN CENTS PER TON (CONTINUED)

COMMODITIES AS DESCRIBED IN ITEM 50

FROM RIVERSIDE COUNTY PRODUCTION AREA 33-0
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
19327	88	19439	103	30020	92	30055	116	30098	154
19328	84	19440	104	30021	86	30056	123	30099	127
19329	81	19441	102	30022	77	30057	131	30100	136
19330	78	19442	117	30023	70	30058	140	30101	143
19331	78	19450	115	30024	67	30059	141	30102	152
19332	83	19451	108	30025	56	30060	137	30103	152
19352	69	19452	101	30026	84	30061	130	30116	159
19353	67	19453	115	30027	80	30062	122	30117	168
19354	71	19454	122	30028	75	30063	111	30118	170
19355	63	19460	129	30029	77	30064	101	33010	69
19356	63	19461	120	30030	81	30065	96	33011	63
19357	55	19462	128	30031	86	30066	104	33012	70
19358	54	19463	136	30032	91	30067	122	33013	76
19359	62	19467	144	30033	100	30068	114	33014	84
19360	66	19468	143	30034	107	30069	119	33015	77
19361	67	19469	135	30035	114	30070	118	33016	76
19401	105	30001	76	30036	120	30071	112	33020	68
19402	97	30002	78	30037	126	30072	110	33021	68
19403	90	30003	91	30038	128	30073	101	33022	67
19404	74	30004	99	30039	139	30074	115	33023	63
19405	82	30005	103	30040	127	30075	121	33024	61
19406	87	30006	103	30041	123	30076	127	33025	71
19407	91	30007	103	30042	117	30077	131	33026	66
19408	92	30008	96	30043	109	30078	126	33027	57
19423	137	30009	85	30044	99	30079	126	33028	55
19424	127	30010	67	30045	97	30080	119	33029	43
19425	120	30011	63	30046	89	30081	110	33030	45
19426	113	30012	78	30047	84	30090	129	33031	49
19427	109	30013	85	30048	90	30091	138	33032	40
19428	113	30014	87	30049	101	30092	128	33033	51
19429	130	30015	95	30050	93	30093	128	33034	60
19430	128	30016	104	30051	89	30094	135	33035	65
19431	123	30017	111	30052	98	30095	142	33041	92
19437	119	30018	105	30053	106	30096	132	33042	87
19438	115	30019	100	30054	110	30097	148	33043	80

*ADDITION, DECISION NO. 72093

EFFECTIVE APRIL 8, 1967

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.
CORRECTION 265

*SECTION 5 - ZONE RATES IN CENTS PER TON (CONTINUED)

COMMODITIES AS DESCRIBED IN ITEM 60

FROM RIVERSIDE COUNTY PRODUCTION AREA 33-0
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE	RATE	ZONE	RATE
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33044	68	36076	78
33045	58	36077	69
33046	52	36078	60
33047	44	36079	53
33048	35	36080	48
33049	41	36081	53
33050	38	36082	56
33063	49	36083	49
33064	49	36084	47
36012	99	36085	42
36013	92	36086	49
36014	85	36087	60
36015	79	36088	41
36016	83	36089	36
36017	76	36090	43
36018	72	36091	42
36019	79	36092	34
36020	84		
36021	89		
36022	94		
36042	88		
36043	83		
36044	78		
36045	72		
36046	65		
36047	67		
36048	67		
36049	61		
36050	58		
36051	57		
36052	64		
36053	67		
36054	73		
36055	82		
36056	88		

*ADDITION, DECISION NO. 72093

EFFECTIVE APRIL 8, 1967

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,
SAN FRANCISCO, CALIFORNIA.

CORRECTION 266

First Revised Page 183
Cancels
Original Page 183

DIRECTORY 1

SECTION 4

Descriptions of Production Areas
and Delivery Zones Located in
Riverside County

No change on)
this page)

Decision No. 72093

EFFECTIVE APRIL 8, 1967

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

SECTION 4 - RIVERSIDE COUNTY. PRODUCTION AREAS AND DELIVERY ZONES	
RIVERSIDE COUNTY PRODUCTION AREAS	Area
<p>Beginning at the intersection of 26th Street and Bloomington Boulevard easterly along 26th Street and its easterly prolongation to the west bank of the Santa Ana River; northerly along the west bank of the Santa Ana River to Crestmore Avenue; westerly along Crestmore Avenue to Agua Mansa Road; northeasterly along Agua Mansa Road to Wilson Drive; westerly along the westerly prolongation of Wilson Drive to Bloomington Boulevard; southerly along Bloomington Boulevard to the point of beginning.</p>	33-C
<p>Beginning at the intersection of Milliken Avenue and Patton Road; east along Patton Road to Wineville Avenue; south along Wineville Avenue to Highway U.S. 60; northwesterly along Highway U.S. 60 to Milliken Avenue; north along Milliken Avenue to the point of beginning.</p>	33-F
<p>Beginning at the intersection of the north prolongation of Rimpau Avenue and the main line of The Atchison, Topeka and Santa Fe Railway Company; easterly along said main line to its intersection with the Temescal Branch Line of The Atchison, Topeka and Santa Fe Railway Company; southerly along said branch line to 6th Street; west along 6th Street to Rimpau Avenue; north along Rimpau Avenue and its prolongation to the point of beginning.</p>	33-G
<p>Beginning at the intersection of the Riverside-San Bernardino County Line with the northerly boundary line of Section 19, Township 3 South, Range 7 West; easterly along the northerly boundary line of Section 19, Township 3 South, Range 7 West to State Highway 71; southerly along State Highway 71 to the southerly boundary line of Section 19, Township 3 South, Range 7 West; westerly along the southerly boundary of Section 19, Township 3 South, Range 7 West to the Riverside-San Bernardino County Line; northerly along said line to the point of beginning.</p>	*33-0
<p>* Addition, Decision No. 72093</p>	
<p>EFFECTIVE APRIL 8, 1967</p>	
<p>Issued by the Public Utilities Commission of the State of California, San Francisco, California.</p>	
<p>Correction 4</p>	