

**ORIGINAL**

Decision No. 72703

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 SOUTHERN CALIFORNIA EDISON COMPANY,  
 a corporation, for Certificate that  
 Public Convenience and Necessity  
 require and will require the exercise  
 by Applicant of the rights, privileges  
 and franchise granted by the City  
 of Carpinteria, County of Santa Barbara,  
 State of California, in accordance with  
 Franchise Ordinance No. 20 of said  
 City.

Application No. 49372  
(Filed May 15, 1967)

O P I N I O N

Southern California Edison Company requests a certificate of public convenience and necessity to exercise the rights and privileges of a franchise granted by the City of Carpinteria, permitting the installation, maintenance and use of an electric distribution and transmission system upon the streets of said city.

The franchise, a copy of which is attached to the application as Exhibit A, was granted in accordance with the Franchise Act of 1937 and is of indeterminate duration. A fee is payable annually to the City equivalent to 2 percent of the gross receipts arising from the use, operation or possession of the franchise, but not less than 1 percent of the gross annual receipts from sales of electricity within the limits of the city under said franchise.

The costs incurred by applicant in obtaining the franchise are stated to have been \$63.00, which amount does not include costs incident to this application.

Applicant has been serving electricity for many years within the area now known as the City of Carpinteria under franchise rights granted by the County of Santa Barbara. Applicant is the only utility presently providing electric service within the city of Carpinteria. As of December 31, 1966 it served approximately 1,949 electric customers within the city. No objection to the granting of the requested certificate has been received and a public hearing is not necessary.

After consideration the Commission finds that public convenience and necessity require the exercise by applicant of the rights, privileges and franchise granted to applicant by Ordinance No. 20 of the City of Carpinteria.

The certificate of public convenience and necessity herein granted is subject to the following provisions of law:

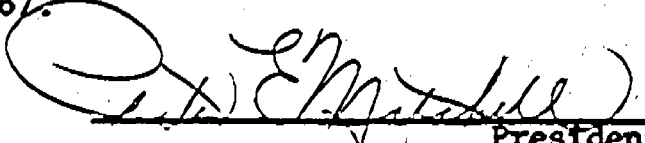
1. The Commission shall have no power to authorize the capitalization of the franchise involved herein or this certificate of public convenience and necessity or the right to own, operate or enjoy such franchise or certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charge) actually paid to the State or to a political subdivision thereof as the consideration for the grant of such franchise, certificate of public convenience and necessity or right.
2. The franchise involved herein shall never be given any value before any court or other public authority in any proceeding of any character in excess of the cost to the grantee of the necessary publication and any other sum paid by it to the municipality therefor at the time of the acquisition thereof.


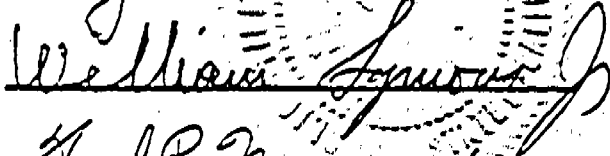
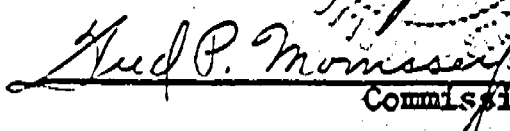
O R D E R

IT IS ORDERED that a certificate of public convenience and necessity is granted to Southern California Edison Company to exercise the rights and privileges granted by the City of Carpinteria by Ordinance No. 20 adopted July 25, 1966.

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 JULY, 1967.

  
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President

  
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Commissioners

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