

**ORIGINAL**

Decision No. 74286

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. 17).

Case No. 5437  
Petition No. 162  
(Filed March 1, 1968)

OPINION AND ORDER

Minimum Rate Tariff 17 sets forth zone rates for the transportation of rock, sand, gravel and other specified commodities in dump truck equipment by for-hire carriers from defined production areas to designated delivery zones within certain areas of southern California. It also sets forth rates from the production areas to designated points within the delivery zones. Said rates (which are denominated as area-to-point rates) are 3 cents per ton less than the zone rates. The lower area-to-point rates are designed to reflect circumstances which permit the unloading of shipments at the specified points in lesser times than the delivery times for which provision is made in the zone rates.

Chamber-Mix Concrete, Inc., petitioner in this matter, is in the business of manufacturing ready mixed concrete products at its plant at 11236 Western Avenue, Stanton. By this petition

it asks to be included among the points which are eligible for the area-to-point rates.

Petitioner states that its plant is comparable in facilities, equipment and area to other plants which are located in the same delivery zone and which enjoy area-to-point rates. It asserts that unless it is afforded the area-to-point rates also it will be subject to unreasonable discrimination in relation to the other plants.

To substantiate that it qualifies for the area-to-point rates, petitioner states that its facility at 11236 Western Avenue, Stanton, includes an area of about 3 acres; that the facility has a storage capacity of about 680 tons of material; that it uses about 100,000 tons of rock, sand and gravel per year; that normally someone is on duty while transportation is being performed in order to receive and give a receipt for shipments; that the plant has facilities for the receipt of shipments transported by bottom dump as well as end dump equipment; that the transfer of trailer bodies to dump trucks can be accomplished within 150 feet of the dumping point; and that a check of the unloading times shows

that bottom dump vehicles are unloaded within 3 to 5 minutes.<sup>1/</sup>

The petition was listed on the Commission's Daily Calendar of March 5, 1968. No objections to the granting thereof have been received.

Upon consideration of petitioner's representations in this matter the Commission finds that the circumstances in which rock, sand and gravel are delivered to petitioner's plant at 11236 Western Avenue, Stanton, by for-hire carriers operating dump truck equipment substantially conform to, or surpass, the circumstances which constitute the criteria for the area-to-point rates in Minimum Rate Tariff 17. The Commission further finds that extension of the area-to-point system of rates in Minimum Rate Tariff No. 17 to apply to deliveries of rock, sand and gravel to the aforesaid plant of petitioner is reasonable. The petition should be granted. A public hearing thereon is not necessary.

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<sup>1/</sup>

Criteria which are a basis of the area-to-point rates are as follows: (1) The consignee's facilities permit receipt of shipments transported by dump truck-and-trailer units; adequate space for transfer of trailer bodies to dump trucks is available within 150 feet of dumping point of shipment; (2) consignee has received, or expects to receive, at least 1,000 tons of rock products per year; (3) consignee maintains personnel on duty, while transportation is being furnished, for purpose of signing delivery tickets and other operations necessary to the receipt of the shipments; (4) consignee's facilities include space for bunker reception or stock piling of rock and/or sand in quantities of at least 50 tons at one time; and (5) average loading and unloading time per dump truck-and-trailer combination does not exceed, in total, 30 minutes per 24 tons. Decision No. 57675, dated December 2, 1958, Case No. 5437.

IT IS ORDERED that:

1. Minimum Rate Tariff 17 (Appendix B to Decision No. 69469, as amended) is hereby further amended by incorporating therein, to become effective August 3, 1968, Twenty-second Revised Page 1-2 and First Revised Page 2-3, which pages are attached hereto and by this reference 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 25<sup>th</sup> day  
of JUNE, 1968.

Robert E. Mordue  
President  
William G. Bennett  
Augusta  
William J. Lyons Jr.  
Alfred P. Monahan  
Commissioners

TWENTY-SECOND REVISED PAGE .... 1-2

CANCELS

TWENTY-FIRST REVISED PAGE ..... 1-2

AND

(1) TWENTIETH REVISED PAGE ..... 1-2

MINIMUM RATE TARIFF 17

SECTION 1--RULES AND REGULATIONS (CONTINUED)

\*TARIFF PAGES CHECK SHEET

ORIGINAL AND REVISED PAGES AS NAMED BELOW AND SUPPLEMENTS 4, 5  
#AND 7 CONTAIN ALL CHANGES FROM THE ORIGINAL TARIFF IN EFFECT  
ON THE DATES SHOWN THEREON. DECISION NUMBERS AND DATES ARE  
NOT SHOWN OPPOSITE PAGE REVISIONS BELOW WHICH WERE IN EFFECT  
PRIOR TO APRIL 20, 1968. THE DECISION NUMBERS AND DATES  
WILL BE SHOWN ON FURTHER REVISIONS OF SUCH PAGES.

| PAGE<br>NUMBER | REVISION<br>NUMBER | DECISION<br>NUMBER | DATE    | PAGE<br>NUMBER | REVISION<br>NUMBER | DECISION<br>NUMBER | DATE    |
|----------------|--------------------|--------------------|---------|----------------|--------------------|--------------------|---------|
| TITLE          | 2ND                |                    |         | 1-19           | ORIGINAL           |                    |         |
| 1              | ORIGINAL           |                    |         | 1-20           | ORIGINAL           |                    |         |
| 1-1            | 3RD                | 73999              | 4/16/68 | 1-21           | 4TH                |                    |         |
| 1-2            | *22ND              |                    |         | 1-22           | 2ND                |                    |         |
| 1-2.1          | 3RD                | 74036              | 4/30/68 | 1-23           | 1ST                | 73653              | 1/23/68 |
| 1-2.2          | 1ST                | 74036              | 4/30/68 | 2              | 2ND                |                    |         |
| 1-2.3          | 1ST                | 74036              | 4/30/68 | 2-1            | ORIGINAL           |                    |         |
| 1-2.4          | 1ST                | 74036              | 4/30/68 | 2-2            | ORIGINAL           |                    |         |
| 1-3            | 4TH                |                    |         | 2-3            | *1ST               |                    |         |
| 1-3.1          | 4TH                | 73999              | 4/16/68 | 2-4            | ORIGINAL           |                    |         |
| 1-4            | 3RD                |                    |         | 2-5            | ORIGINAL           |                    |         |
| 1-4.1          | 1ST                |                    |         | 2-6            | ORIGINAL           |                    |         |
| 1-5            | 2ND                |                    |         | 2-7            | ORIGINAL           |                    |         |
| 1-6            | 3RD                | 73999              | 4/16/68 | 2-8            | ORIGINAL           |                    |         |
| 1-7            | 3RD                | 73999              | 4/16/68 | 2-9            | ORIGINAL           |                    |         |
| 1-8            | 3RD                |                    |         | 2-10           | ORIGINAL           |                    |         |
| 1-8.1          | ORIGINAL           |                    |         | 2-11           | ORIGINAL           |                    |         |
| 1-9            | 2ND                |                    |         | 3              | ORIGINAL           |                    |         |
| 1-10           | 1ST                |                    |         | 4              | 2ND                |                    |         |
| 1-11           | ORIGINAL           |                    |         | 4-A            | 3RD                | 74036              | 4/30/68 |
| 1-12           | ORIGINAL           |                    |         | 4-A-1          | 3RD                | 74036              | 4/30/68 |
| 1-13           | ORIGINAL           |                    |         | 4-A-2          | 3RD                | 74036              | 4/30/68 |
| 1-13.1         | ORIGINAL           | 73999              | 4/16/68 | 4-B            | 3RD                | 74036              | 4/30/68 |
| 1-13.2         | ORIGINAL           | 73999              | 4/16/68 | 4-B-1          | 3RD                | 74036              | 4/30/68 |
| 1-14           | 3RD                |                    |         | 4-B-2          | 3RD                | 74036              | 4/30/68 |
| 1-14.1         | ORIGINAL           |                    |         | 4-CC           | 3RD                | 74036              | 4/30/68 |
| 1-15           | 3RD                |                    |         | 4-CC-1         | 3RD                | 74036              | 4/30/68 |
| 1-15.1         | ORIGINAL           |                    |         | 4-E            | 3RD                | 74036              | 4/30/68 |
| 1-16           | 4TH                |                    |         | 4-E-1          | 3RD                | 74036              | 4/30/68 |
| 1-17           | ORIGINAL           |                    |         | 4-E-2          | 3RD                | 74036              | 4/30/68 |
| 1-18           | ORIGINAL           |                    |         | 4-F            | 3RD                | 74036              | 4/30/68 |
|                |                    |                    |         | 4-F-1          | 3RD                | 74036              | 4/30/68 |
|                |                    |                    |         | 4-F-2          | 3RD                | 74036              | 4/30/68 |

(1) Twentieth Revised Page 1-2 was suspended by Supplement 6.

\* CHANGE  
# ADDITION

EFFECTIVE AUGUST 3, 1968

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

CORRECTION 780

| SECTION 2 - AREA-TO-POINT RATES (Continued)   |                         |
|---|-------------------------|
| COMMODITIES as described in Item 60   |                         |
| LIST OF DELIVERY POINTS TO WHICH<br>AREA-TO-POINT RATES ARE APPLICABLE<br>UNDER ITEM 120 (Continued)  |                         |
| Delivery Point  | Delivery<br>Zone        |
| Carlson Building Materials Co.<br>1432 Thousand Oaks Boulevard, Thousand Oaks ----  | 56113                   |
| Chamber-Mix Concrete, Inc.<br>10732 South Rose Street, Stanton -----<br>#11236 Western Avenue, Stanton -----  | 30034<br>30034          |
| Chandler's Palos Verdes Sand & Gravel Co.<br>160 Illinois Street, El Segundo -----<br>385 Walnut Street, Gardena (P.O.) -----<br>26311 Narbonne Avenue, Rolling Hills Estates --- | 19214<br>19225<br>19248 |
| Claremont Transit Mixed Concrete Co.<br>925 East Maryland Avenue, Claremont -----   | 19329                   |
| Concrete Conduit Co.<br>5555 North Irwindale Avenue, Irwindale -----  | 19336                   |
| # Addition  |                         |
| EFFECTIVE AUGUST 3, 1968  |                         |
| Issued by the Public Utilities Commission of the State of California,<br>San Francisco, California.<br>Correction 781   |                         |