

Decision No. 74736

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of CITY TRANSFER, INC., a corporation, for a certificate of public convenience and necessity to operate as a public warehouseman for the storage of general commodities in the City of Santa Fe Springs, California, pursuant to Section 1051 of the Public Utilities Code. )

) Application No. 50116  
) Filed March 27, 1968

R. Y. Schureman, for applicant.  
James Quintrall, for Los Angeles Warehousemen's Association, protestant.  
B. I. Shoda, for the Commission staff.

O P I N I O N

City Transfer, Inc., presently authorized to operate as a highway common carrier between points within the Los Angeles Basin Area, and also authorized to operate as a public utility warehouseman in the City of Long Beach, requests authority to operate as a public utility warehouseman with 15,000 square feet of warehouse space in the City of Santa Fe Springs.

A public hearing was held before Examiner Daly, at Los Angeles, on June 6, 1968, and the matter was taken under submission.

The building is located next to a rail spur track and is constructed of steel and stucco with concrete flooring. It is a modern combination truck terminal-warehouse building. As of December 31, 1967, applicant indicated a net worth in the amount of \$556,541.

According to the record, applicant operates a large fleet of tractors, trailers and trucks pursuant to certificated authority

in interstate and intrastate commerce; its principal place of business is Santa Fe Springs; the warehouse service in Santa Fe Springs will complement its trucking operations as it does in the City of Long Beach; and the closest public warehouse is located in the City of Norwalk.

Three public witnesses testified in support of the application. Their testimony, in brief, is as follows:

(1) Robert Henry, Compton, California

Traffic Manager for Allen Industries. Manufactures and distributes rug padding. Presently uses the Long Beach warehouse facilities of an affiliate of applicant pursuant to contract. Would use the proposed Santa Fe Springs facilities. Desires the combined warehouse and transportation services of applicant. Santa Fe Springs would provide a more central location for distribution.

(2) John Adair, Los Angeles, California

Square D Company, which is engaged in the distribution of electrical equipment. Would use applicant's proposed warehouse service in Santa Fe Springs because of its centralized location. Applicant's combined warehouse and transportation service would facilitate expeditious distribution. Primarily concerned with the storage of a new product relating to cable conduit which is presently stored in the company yard under tarps.

(3) Ralph Davis, La Mirada, California

Litton Industries. Located one and one-half miles from applicant's proposed warehouse. Would use applicant's service for the storage and distribution of business forms. Desires a combined warehouse and transportation service. The main advantage of the proposed warehouse would be its closeness.

The Los Angeles Warehousemen's Association, in support of its protest, introduced the testimony of three of its members:

(1) Larry Pittman, Los Angeles and City of Commerce

Vice-President of Interamerican Warehouse Company (located in the City of Commerce) and Star Truck and Warehouse Company (located in downtown Los Angeles). Interamerican is authorized to operate in 250,000 square feet of space and presently has approximately 12,000 square feet of empty space. Star Truck and Warehouse Company is operating at capacity and has no space available.

(2) Mark Papaleo, Los Angeles, California

Vice-President of Chaffee Company which is authorized to operate 82,000 square feet of space. Provides a combined truck and warehouse service. Presently has 14,000 square feet of space available for use. Opposes the granting of the application, but admitted that he did not know whether the granting thereof would have any adverse effect upon his company's operations.

(3) William Swenson, City of Commerce, California

Vice-President of Ace City Delivery Co. and Ace City Warehouse Co. Ace City Warehouse Co. is located approximately 11 miles from Santa Fe Springs and is authorized to operate 90,000 square feet of warehouse space. Presently has 5,000 square feet of empty space.

After consideration the Commission finds that:

1. Applicant is presently operating as a public warehouseman in the City of Long Beach and operates as a highway common carrier in the Los Angeles area.

2. Applicant has under construction a new terminal in the City of Santa Fe Springs and as part thereof proposes to dedicate 15,000 square feet of storage space to public use.

3. The proposed warehouse facilities will consist of a single-story building constructed of steel and concrete. Said building will be served by a spur track.

4. Several public witnesses testified in support of the application.

5. The closest public warehouse to that proposed by applicant is Norwalk Transfer and Storage, Inc., which was served with a copy of the application, but made no appearance in the proceeding.

6. The warehousemen appearing in support of the protest of the Los Angeles Warehousemen's Association are not serving within the Santa Fe Springs area and are for the most part operating near capacity. There is nothing in this record to indicate that the granting of the application would have an adverse effect upon their operations.

7. Applicant has the necessary experience and financial ability to conduct the proposed operation.

8. Public convenience and necessity require the granting of the application.

The Commission therefore concludes that the application should be granted.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to City Transfer, Inc., a corporation, as a public utility warehouseman, as defined in Section 239(b) of the Public Utilities Code, for the operation of storage or warehouse floor space as set forth in Appendix A attached hereto and made a part hereof.

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

service regulations. Failure so to do may result in a cancellation of the operating authority granted by this decision.

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if it accepts the certificate of public convenience and necessity herein granted, it will be required, among other things, to file annual reports of its operations.
- (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 1st day of OCTOBER, 1968.

William J. ...  
President

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Commissioners

City Transfer, Inc., by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to operate as a public utility warehouseman for the operation of storage or warehouse space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Santa Fe Springs	15,000 sq. ft.

(The floor space shown above is exclusive of the expansion permissible under Section 1051 of the Public Utilities Code)

(End of Appendix A)

Issued by California Public Utilities Commission.

Decision No. 74736, Application No. 50116.