

Decision No. 78500

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation on the Commission's own motion into the Rules Pertaining to Underground Extensions to Commercial and Industrial Developments and to Individual Customers of all Electric and Communication Public Utilities in the State of California. Investigation on the Commission's own motion into Mandatory Requirements for Underground Extensions.

Case No. 8993
(Filed November 4, 1969;
Amended February 20, 1970)

ORDER EXTENDING TIME AND CLARIFYING
THE INTENT OF DECISION 78294

It appears necessary to clarify the intent of the words "to serve" in Finding and Conclusion No. 6 in Decision No. 78294. It is the intent that electric and/or telephone lines to serve new residential or commercial and industrial subdivisions or developments be installed underground from the existing facilities to and within the subdivision or development. This clarification necessitates additional changes in tariff rules requiring an extension in the time limit imposed in ordering paragraphs 1 and 2. It appearing to the Commission that this clarification is necessary and a delay is warranted; therefore,

O R D E R

IT IS ORDERED that:

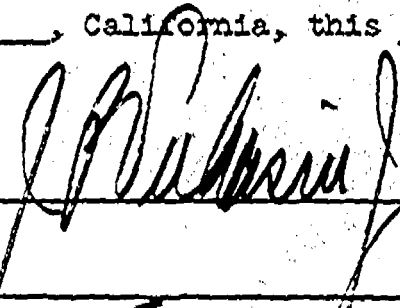
1. Appendix B and Appendix C of Decision No. 78294 are modified as set forth in Appendix B and Appendix C of this Decision. In all other respects, Appendix B and Appendix C of Decision No. 78294 are unchanged.
2. Within thirty days after the effective date of this order, each respondent providing electric service shall file, in accordance with the procedure prescribed by General Order No. 96-A, the rules

substantially as set forth in Appendix B attached to Decision No. 78294 as modified by Appendix B attached hereto and, concurrently, cancel and revise any of the present tariff sheets as necessary to make them consistent with the rules prescribed herein. The new and revised tariff sheets shall become effective on the fifth day after the date of filing.


3. Within sixty days after the effective date of this order, each respondent providing communication service shall file, in accordance with the procedure prescribed by General Order No. 96-A, the rules substantially as set forth in Appendix C attached to Decision No. 78294 as modified by Appendix C attached hereto and, concurrently, cancel and revise any of the present tariff sheets as necessary to make them consistent with the rules prescribed herein. Concurrently, each respondent providing communication service shall file a revised service connection rule which shall be consistent with the provisos prescribed herein. The new and revised tariff sheets shall become effective on the fifth day after the date of filing.

The effective date of this order shall be the date hereof.


Dated at San Francisco, California, this 3rd day of MARCH, 1971.



Chairman



Vernon L. Sturgeon



Commissioners

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

APPENDIX B

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ELECTRIC UTILITIES

I. Page 1 of Appendix B of Decision No. 78294, Rule No. 15# - Line Extensions, D. Underground Extensions 1.a. is modified as follows:

- a. All line extensions to serve new residential subdivisions shall be made underground in accordance with Rules Nos. 15# and 15.1# unless exempted by Section C of Rule No. 15# or the exceptional case provision of Section E.7 of Rule No. 15# and Section E.4. of Rule No. 15.1#. All line extensions to serve new commercial and industrial developments shall be made underground in accordance with Rules Nos. 15# and 15.2# unless the extension to the new commercial and industrial development is exempted by the exceptional case provision of Section E.7. of Rule No. 15, and Section D.3. of Rule No. 15.2#. Underground line extensions to serve individuals will be made only where mutually agreed upon by the utility and the applicant, except in those areas where the utility maintains or desires to maintain underground distribution facilities for its operating convenience or in compliance with applicable laws, ordinances, or similar requirements of public authorities.

II. Page 2 of Appendix B of Decision No. 78294, Rule No. 15# - Line Extensions, D. Underground Extensions, 3.a. and 3.b. are modified as follows:

- a. Where mutually agreed upon by the utility and the applicant, all or a portion of an underground extension may be installed by the applicant in accordance with the utility's specifications. Upon acceptance by the utility, applicant will transfer ownership of such facilities to the utility, and the utility's estimate of the installed cost of such facilities will be credited against the amount applicant is required to pay in advance in Section D.3.b.
- b. Any additional underground facilities necessary to complete the extension shall be installed by the utility, provided the applicant pays in advance (1) a nonrefundable sum equal to three-fourths of the estimated difference between the cost, exclusive of transformers, meters and services, of the underground extension and an equivalent overhead extension, and (2) a refundable sum equal to the estimated cost of an equivalent overhead extension.

III. Page 3 of Appendix B of Decision No. 78294, Rule 15.2# - Underground Extensions Within New Commercial and Industrial Developments, B. Installation, 3. is modified as follows:

3. Any required extension from the utility's existing supply facilities to the boundary of the commercial development that is in excess of 200 feet will be made underground in accordance with Rule No. 15#.

APPENDIX B

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ELECTRIC UTILITIES

IV. The following is added to Appendix B of Decision No. 78294:

RULE NO. 15.1# - LINE EXTENSIONS

* * * *

C. Overhead extensions to serve subdivisions or tracts and to serve new residential subdivisions for which a master plan, preliminary map or tentative map has been filed for the subdivision with the appropriate local authorities pursuant to the Subdivision Map Act on or prior to May 5, 1970, and where an agreement has been entered into with the utility for electric service prior to May 5, 1972.

* * * *

D. Underground Extensions

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4. Extensions to residential subdivisions or commercial and industrial developments referred to in Section B.3 of Rule No. 15.1# or of Rule No. 15.2#.

a. Underground line extensions to residential subdivisions or commercial and industrial developments will be installed, owned and maintained by the utility provided developer requesting the extension pays before start of construction a non-refundable sum of equal to three-fourths of the estimated difference between the cost, exclusive of transformers, meters and services, of the underground extension and an equivalent overhead extension. The developer requesting the extension shall advance to the utility, in addition to the nonrefundable sum, an amount equal to the estimated cost, exclusive of transformers, meters and services, of the equivalent overhead line; however, the payment of the portion of such advance as the utility estimates would be refunded within six months under other provisions of this extension rule shall be postponed for six months if the developer furnishes to the utility evidence that he has received state and local authorizations to proceed promptly with construction and that he has adequate financing, and provided further that the developer agrees in writing in his contract for the extension to pay immediately at the end of six months all amounts not previously advanced which are not then refundable. At the end of such six-month period, the utility shall collect all such amounts not previously advanced which are not then refundable.

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RULE NO. 15.1# - UNDERGROUND EXTENSIONS
WITHIN NEW RESIDENTIAL SUBDIVISIONS

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B. Installation

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3. That portion of an extension to a subdivision or development from the utility's existing supply facilities in excess of 200 feet outside the boundaries of the subdivision or development will be made underground in accordance with Rule No. 15, except that the free footage allowances listed in Sections B.1.a and B.1.b of Rule No. 15 will be reduced by 50 percent for those appliances installed within the subdivision or development.

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APPENDIX C

Page 1 of 1

TELEPHONE UTILITIES

I. Page 2 of Appendix C of Decision No. 78294, Rule No. _____#, Line Extension, Line Extension Rule, I.G. is modified as follows:

G. Only underground line extensions will be constructed to serve new residential subdivisions and to serve new commercial and industrial developments unless a master plan, preliminary map or tentative map of the new single-family and/or multi-family residential real estate development consisting of five or more dwelling units in two or more buildings located on a single parcel of land has been filed with the appropriate local authorities pursuant to the Subdivision Map Act on or prior to May 5, 1970, and where an agreement has been entered into with the electric utility for service prior to May 5, 1972.

II. Page 3 of Appendix C of Decision No. 78294, Rule No. _____#, Line Extension, Line Extension Rule, III. Underground Line Extensions, A.3 is modified as follows:

3. That portion of the line extension which may extend from the boundary of a subdivision to the utility's distribution facilities will be constructed underground for a maximum of 200 feet; responsibilities for this construction will be the same as those within the subdivision as determined by 1. or 2. above. Any extension beyond such 200 feet will be constructed as provided in III. C.