

Decision No. 82050

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of CENTRAL TERMINAL WAREHOUSE &
TRUCKING CO., a California corpo-
ration, for authority to Increase
Public Warehouse space within the
City of Santa Fe Springs.

Application No. 54286
(Filed August 27, 1973)

O P I N I O N

Central Terminal Warehouse & Trucking Co., presently rendering service as a public utility warehouseman in 40,000 square feet of space in Santa Fe Springs, requests authority to extend operations by an additional 95,000 square feet of space, exclusive of the expansion permitted under Section 1051 of the Public Utilities Code.

It is alleged that applicant has experienced a continuing demand for storage space and has received numerous inquiries for space which it is unable to meet with its existing facilities; that applicant expects continued requests for warehouse space in the future; that applicant has entered into negotiations for the leasing of additional space and has been assured that such space is available; and that the proposed extension would have no adverse effect upon any existing public utility warehouse service.

A copy of the application was served upon the Los Angeles Warehousemen's Conference. No protest has been received.

After consideration the Commission finds that public convenience and necessity require the granting of the application. We further find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment. A public hearing is not necessary.

Applicant is placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

O R D E R

IT IS ORDERED that:

1. A certificate of public convenience and necessity is granted to Central Terminal Warehouse & Trucking Co., a corporation, authorizing it to operate 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 set forth in Appendix A, attached hereto and made a part hereof.

2. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.

- (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if it accepts the certificate it will be required, among other things, to file annual reports of its operations.
- (b) Within one hundred twenty days after the effective date of this order, applicant shall establish the authorized service and inform the Commission of such fact.

3. Applicant shall comply with the regulations of the California Department of Public Health concerning hazardous or toxic commodities and shall include in its tariff a rule reading substantially as follows:

Hazardous or Toxic Commodities:

The warehouseman will not be required to accept for storage any commodity of a toxic nature which could contaminate other commodities in storage or be hazardous to the health of warehouse personnel. At warehouseman's option such hazardous or toxic commodities, when properly packaged and labeled to reduce contamination and health hazard to a minimum, may be accepted

for storage in an area isolated from other commodities subject to contamination. Any additional services in the way of warehouse labor or excessive use of space arising from isolation of such commodities will be charged to the storage account.

4. The certificate of public convenience and necessity granted in paragraph 1 of this order shall supersede the certificate of public convenience and necessity granted by Decision No. 79855 dated March 28, 1972 in Application No. 53098, which certificate is revoked effective concurrently with the effective date of the notice required by paragraph 2(b).

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 30th
day of OCTOBER, 1973.

William L. Stevenson
President
William Stevenson

[Signature]
Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.

Central Terminal Warehouse & Trucking Co., 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 as defined in Section 239(b) of the Public Utilities Code for the operation of storage or warehouse floor space as follows:

<u>Location</u>	<u>Number of Square Feet of Floor Space</u>
Santa Fe Springs	135,000

(The floor space shown 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. 82050, Application No. 54286.