

ORIGINAL

Decision No. 83134

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 Conven-
ience and Necessity Require and
will Require the Exercise by
Applicant of the Rights, Privileges
and Franchise granted by the City
of Rancho Mirage, County of Riverside,
State of California, in Accordance
with Franchise Ordinance No. 21 of
said City.

Application No. 54926
(Filed June 3, 1974)

O P I N I O N

This is an application by Southern California Edison Company for authority to exercise the rights and privileges granted it by a franchise from the city of Rancho Mirage.

For many years applicant has been furnishing electricity in that portion of Riverside County now included in the city of Rancho Mirage pursuant to a franchise from the county. The verified application avers that the city council of the city of Rancho Mirage enacted Franchise Ordinance No. 21 which grants to Southern California Edison Company a franchise to indefinitely conduct its electric business in the city. The franchise would supersede the previously mentioned county franchise with respect to the area lying within the city limits. Southern California Edison Company has included in the application a stipulation that it will not claim before this Commission, or any court or other public body, any value for the franchise in excess of its original cost which is stated to be \$19, exclusive of the \$75 paid to this Commission.

Ordinance No. 21 is attached to the application as Exhibit "A". Examination of the ordinance indicates that the franchise granted thereon is of the standard type between electric utilities and cities. It provides for a payment of two percent of applicant's annual gross receipts arising from the use, operation, or possession of the franchise, provided however, that such payment shall in no event be less than one percent of the gross annual receipts of the applicant derived from the sale of electricity within the city limits.

The Commission makes the following findings and conclusion in this matter.

Findings

1. A public hearing is not necessary.
2. Public convenience and necessity require the exercise by Southern California Edison Company of the rights and privileges granted by the franchise conferred by Ordinance No. 21 of the city council of Rancho Mirage.

Conclusion of Law

The application should be granted.

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 conferred by the franchise

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issued pursuant to Ordinance No. 21 of the city council of the city of Rancho Mirage.

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

Dated at San Francisco, California,
this 16th day of JULY, 1974.

Norman L. Stinson
President
William L. Brown, Jr.
[Signature]
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Commissioners