

ALJ/md

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Decision _____

APR 18 1984

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
Eugene Franklin Sylva III doing busi-
ness as Sylva Trucking for authority
to obtain a dump truck carrier permit
to operate in the Counties of Butte,
Yuba, Sutter, Placer and Sacramento.

Application 84-01-25
(Filed January 10, 1984)

O P I N I O N

Eugene Franklin Sylva III, doing business as Sylva Trucking, requests a dump truck carrier permit to operate in the Counties of Butte, Yuba, Sutter, Placer, and Sacramento. Notice of the filing of the application appeared in the Daily Transportation Calendar of January 18, 1984. No protests have been filed.

Applicant's place of business is at Oroville. He has one unit of equipment and will not lease equipment from employees or engage subhaulers. As of December 12, 1983, he had assets of \$209,000, liabilities of \$54,000, and a net worth of \$155,000.

A verified statement by applicant attached to the application shows that he has met the statutory residence requirements for a dump truck carrier permit. Also, a support statement by Bay Cities Building Material, Inc. attached to the application states that it will use applicant's service if the authority is granted.

Findings of Fact

1. Applicant:
 - a. Is a fit and proper person to receive a permit to operate as a dump truck carrier.
 - b. Has sufficient operating knowledge and financial ability to initiate and continue the proposed operation.

c. Has demonstrated that the privilege sought:

- (1) Will not endanger the safety of the public or interfere with the public use of the public highways or impair the condition or maintenance of them, directly or indirectly.
- (2) Will not unnecessarily burden the public highways.
- (3) Is necessary to serve the public and will not impair the ability of presently permitted dump truck carriers to provide adequate service at the lowest possible reasonable rates.

2. Applicant has resided in the State of California for at least the 90 days preceding the filing of this application.

3. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

4. The following order complies with the Commission's Energy Efficiency Plan.

5. A public hearing is not necessary.

Conclusions of Law

1. Applicant should be granted a dump truck carrier permit authorizing operations within and between points in the Counties of Butte, Yuba, Sutter, Placer, and Sacramento.

2. The following order should be effective today to be consistent with other permit grants.

O R D E R

IT IS ORDERED that the Executive Director shall issue a dump truck carrier permit to Eugene Franklin Sylva III, authorizing operations within and between points in the Counties of Butte, Yuba, Sutter, Placer, and Sacramento upon compliance with General Order Series 100.

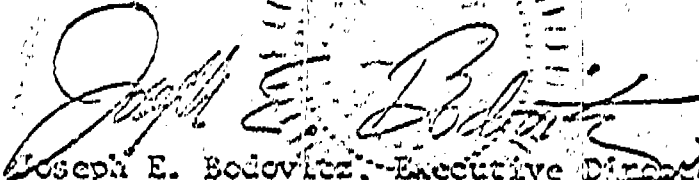
This order is effective today.

Dated APR 18 1984, at San Francisco, California.

LEONARD M. CRIMES, JR.
President

VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director