

Decision 88 05 014 MAY 11 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investigation )  
for the purpose of considering and )  
determining minimum rates for the )  
transportation of rock, sand and )  
gravel and related items in bulk, )  
in dump truck equipment as provided )  
in Minimum Rate Tariff 17-A and )  
Southern California Production Area )  
and Delivery Zone Directory 1, and )  
the revisions or reissues thereof. )

Case 9819  
Petition for Modification 74  
(Filed March 1, 1985;  
amended August 22, 1986  
and January 12, 1987)

SUPPLEMENTAL OPINION

Minimum Rate Tariff 17-A (MRT 17-A) names rates for the transportation of commodities in dump truck equipment. By Decision (D.) 88-01-005 dated January 13, 1988 in this proceeding, we updated certain basic time and distance traverse data underlying the zone rates in MRT 17-A. The decision was issued at the request of San Diego County Rock Producers Association (SDCRPA). New traverse data and rates were recognized and adopted for shipments to new delivery zones located in San Diego County and southern Riverside County.

On February 1, 1988 SDCRPA filed its petition for modification of D.88-01-005, requesting the addition of Delivery Zone 37466 to Southern California Production Area and Delivery Zone Directory 1 (Directory). The Directory contains production area and delivery zone descriptions for dump truck transportation in MRT 17-A. Petitioners assert that Delivery Zone 37466 was inadvertently omitted from the original petition, and should have been included as a proposed addition to the Directory. Revised tariff pages for Section 8 in MRT 17-A properly include rates to Delivery Zone 37466, as ordered in D. 88-01-005. SDCRPA has included with its petition for modification a description of

Delivery Zone 37466. The request for modification appeared in the Daily Transportation Calendar of February 4, 1988. No objection to the petition for modification has been received. The petition will be granted. A public hearing is not necessary.

Findings of Fact

1. SDCRPA inadvertently omitted a description for Delivery Zone 37466 from its original request in this proceeding.
2. D.88-01-005 granted Petition 74, and adopted rates from various production areas to Delivery Zone 37466.
3. Directory 1 should be amended by including the description for Delivery Zone 37466, as provided by SDCRPA with its petition for modification of D.88-01-005.

Conclusions of Law

1. SDCRPA's petition for modification of D.88-01-005 should be granted.
2. Since there is no protest to SDCRPA's request, the effective date of this decision should be today.

SUPPLEMENTAL ORDER

IT IS ORDERED that:

1. Southern California Production Area and Delivery Zone Directory 1 (Appendix A of D.65469, as amended) is further amended by incorporating Second Revised Page 257.9, First Revised Page 257.10, and First Revised Page 257.11, attached, to become effective June 1, 1988.
2. In all other respects, D.65469, as amended, shall remain in full force and effect.
3. The Executive Director shall serve a copy of this decision and tariff amendments on each subscriber to MRT 17-A.

4. The petition of San Diego County Rock Producers Association for modification of D.88-01-005 is granted.

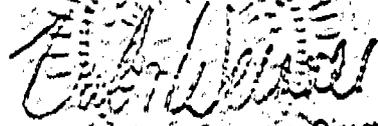
This order is effective today.

Dated MAY 11 1988, at San Francisco, California.

STANLEY W. HULETT  
President

DONALD VIAL  
FREDERICK R. DUDA  
G. MITCHELL WILK  
JOHN B. OHANIAN  
Commissioners

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



Victor Weisberg, Executive Director

SECTION 6--SAN DIEGO COUNTY PRODUCTION AREAS AND  
 DELIVERY ZONES (Continued)

SAN DIEGO COUNTY DELIVERY ZONES	ZONE
<p>Beginning at the intersection of Wabash Blvd. (Escondido Fwy.) and State Hwy. 94; westerly along State Hwy. 94 to 28th St.; northerly along 28th St., its extension, and 28th St. to University Ave.; easterly along University Ave. to 40th St.; southerly along 40th St., Wabash Blvd. (Escondido Fwy.) to the point of beginning.</p>	37452
<p>Beginning on 28th St. at a point east of the junction of Golden Hill Dr. and Russ Blvd.; west along the east extension of Russ Blvd., Russ Blvd., and the west extension of Russ Blvd. to Interstate Hwy. 5; northerly and westerly along Interstate Hwy. 5 to 6th Ave.; northerly along 6th Ave. to Upas St.; easterly along Upas St., its east extension and Upas St. to 28th St.; southerly along 28th St., its south extension and 28th St. to the point of beginning.</p>	37453
<p>Beginning at the intersection of Broadway and 6th Ave.; westerly along Broadway to its intersection with N. Harbor Dr.; west to the shore line of San Diego Bay; northerly and northwesterly along said shore line to a point south of the junction of Laurel St. and Harbor Dr.; north to said junction; easterly along Laurel St. to 6th Ave.; southerly along 6th Ave. to the point of beginning.</p>	37454
<p>Beginning at the intersection of San Marcos Creek and a line 1/4 mile easterly and parallel to El Camino Real (S-11); northerly along said line to its intersection with a line 1/2 mile north of and parallel to Alga Road; easterly along a line 1/2 mile north of and parallel to Alga Road to a point on a line 1/4 mile westerly of and parallel to Rancho Santa Fe Road (S-10); southerly along a line 1/4 mile westerly and parallel to Rancho Santa Fe Road (S-10) to San Marcos Creek; westerly along San Marcos Creek to the point of beginning.</p>	37455
<p>Beginning at the intersection of San Marcos Creek and a line 1/4 mile westerly of and parallel to Rancho Santa Fe Road (S-10); southerly along said line to its intersection with a line 1/4 mile north of and parallel to Olivenhain Road; westerly along a line 1/4 mile northerly of and parallel to Olivenhain Road to its intersection with a line 1/4 mile east of and parallel to El Camino Real; northerly along a line 1/4 mile easterly and parallel to El Camino Real to San Marcos Creek; easterly and northeasterly along San Marcos Creek to the point of beginning.</p>	37456
<p>A strip of land 1/2 mile wide lying 1/4 mile on each side of Questhaven Rd. bounded on the west by a line 1/4 mile easterly of and parallel to Rancho Santa Fe Rd. (S-10) and bounded on the east by a line perpendicular to Questhaven Rd. at Elfin Forest Rd.</p>	37457
<p>A strip of land 1/2 mile wide lying 1/4 mile on each side of Calzada del Bosque, Via de Santa Fe, and El Apajo bounded on the west by Via de Valle (S-6) and on the east by a line 1/4 mile westerly and parallel to San Dieguito Rd.</p>	37458
<p>A strip of land 1/2 mile wide lying 1/4 mile on each side of San Dieguito Rd.; bounded on the south by a line perpendicular to San Dieguito Rd. at Rancho Diegueno Road and bounded on the east by a line perpendicular to San Dieguito Rd. at Circa Oriente.</p>	37459

No change on this page, Decision No. **88 05 014**

EFFECTIVE JUNE 1, 1988

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
 SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 6--SAN DIEGO COUNTY PRODUCTION AREAS AND  
 DELIVERY ZONES (Continued)

(1) SAN DIEGO COUNTY DELIVERY ZONES	ZONE
<p>A strip of land 1/2 mile wide lying 1/4 mile on each side of San Dieguito Road; bounded on the north by a line perpendicular to San Dieguito Road at Rancho Diegueno Rd. and bounded on the west by a line 1/4 mile east of and parallel to El Camino Real.</p>	37460
<p>Beginning at the intersection of a line 1/4 mile south of and parallel to Carmel Valley Road and a line 1/4 mile east of and parallel to Interstate Hwy. 5; north along said line parallel to Interstate Hwy. 5 to Via de la Valle (S-6); east along Via de la Valle (S-6) to a point on a line 1/4 mile east of and parallel to El Camino Real; southerly along said line to the S.D.C. &amp; E. power line approximately 1/4 mile south of Derby Farms Road; southerly along the S.D.C. &amp; E. power line to a point on a line 1/4 mile south of and parallel to Carmel Valley Road; westerly along said line to the point of beginning.</p>	37461
<p>Beginning at the intersection of a line 1/4 mile south of and parallel to Carmel Valley Rd. and the S.D.C. &amp; E. power line approximately 1-1/4 mile east of Interstate Hwy. 5; northerly along the S.D.C. &amp; E. power line to a point on a line 1/4 mile north of and parallel to Del Mar Heights Rd. (Black Mountain Rd.); easterly along said line to the intersection of a line 1/4 mile easterly of and parallel to Carmel Valley Rd. and its northerly projection at Del Mar Heights Rd.; southerly along said line to the point of beginning.</p>	37462
<p>Beginning at the intersection of the northerly shoreline of Batiquitos Lagoon and a line 1/4 mile easterly of and parallel to Interstate Hwy. 5; northerly along said line to its intersection with a line 1/4 mile southerly of and parallel to Palomar Airport Rd.; easterly along said line to its intersection with a line 1/4 mile westerly of and parallel to El Camino Real (S-11); southerly along said line to its intersection with the northerly shoreline of Batiquitos Lagoon; westerly along said shoreline to the point of beginning.</p>	37463
<p>Beginning at a point on Los Penasquitos Creek 3/4 mile westerly of Interstate Highway 15; westerly along Los Penasquitos Creek to the southerly extension of the western boundary of Sections 12 and 13, Township 14 S Range 3W; northerly along said extension and boundary to Black Mountain Road; northeasterly along Black Mountain Road, Orange Grove Avenue, Donaker Street, Vestido Street, Carmel Valley Road, Felson Road, Vintage Drive, Emden Road, and Black Mountain Road to the Second San Diego Aqueduct; southerly along the Second San Diego Aqueduct to a point on a line 3/4 mile northerly of and parallel to Carmel Mountain Road; easterly along a line 3/4 mile northerly of and parallel to Carmel Mountain Road to its intersection with a line 3/4 mile westerly of and parallel to Interstate Highway 15; southerly along said line to the point of beginning.</p>	*37466

(1) San Diego County Delivery Zones 37467 and 37468 transferred to First Revised Page 257-11.

\* Addition, Decision No. **88 05 014**

EFFECTIVE JUNE 1, 1988

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
 SAN FRANCISCO, CALIFORNIA.

Correction

SECTION 6--SAN DIEGO COUNTY PRODUCTION AREAS AND  
 DELIVERY ZONES (Continued)

(1) SAN DIEGO COUNTY DELIVERY ZONES	ZONE
<p>Beginning at the intersection of Cuero Creek and the westerly boundary of Section 35, T14S, R3W; northerly along the westerly boundaries of Section 35, T14S, R3W, Section 26, T14S, R3W, and their northerly extension to Los Penasquitos Creek; easterly along Los Penasquitos Creek to a point on a line 3/4 mile westerly of and parallel to Interstate Hwy. 15; southerly along said line to the intersection of Capricorn Way; westerly along Capricorn Way to Zapata Ave.; westerly along Zapata Ave. and its projection to Montongo St.; south on Montongo St. to Cuero Creek; westerly along Cuero Creek to the point of beginning.</p>	37467
<p>Beginning at the intersection of the northerly boundary of the southerly 1/2 of Section 2, T15S, R3W and the westerly boundary of Section 2, T15S, R3W; northerly along the westerly boundaries of Section 2, T15S, R3W and Section 35, T14S, R3W to Cuero Canyon; easterly along Cuero Canyon to Montongo St.; north along Montongo St. to the westerly projection of Zapata Ave.; easterly along the projection of Zapata Ave. and Zapata Ave. to Capricorn Way; easterly along Capricorn Way to a point on a line 3/4 mile west of and parallel to Interstate Hwy. 15; south along said line to the intersection of the northerly boundary of the southerly 1/2 of Section 6, T15S, R2W, Sections 1 and 2, T15S, R3W; westerly along said boundary to the point of beginning.</p>	37468
<p>Beginning at the easterly extension of Sorrento Valley Rd. and Interstate Hwy. 805; northerly along Sorrento Valley Rd. to its intersection with a line 1/4 mile easterly of and parallel to Interstate Hwy. 5; northerly along said line to Los Penasquitos Creek; easterly along Los Penasquitos Creek and the southerly boundary of Los Penasquitos Canyon Reserve to the easterly boundary of Section 34, T14S, R3W; southerly along the easterly boundary of Section 34, T14S, R3W and Section 3, T15S, R3W to Carroll Canyon Creek westerly along Carroll Canyon Creek to Carroll Canyon Rd.; westerly along Carroll Canyon Rd. and its westerly extension to the point of beginning.</p>	37469
<p>Beginning at the intersection of the southerly boundary of the Miramar Naval Air Station and a line 1/4 mile easterly of and parallel to Interstate Hwy. 805; northerly along said line to a point on a line 1/4 mile northerly of and parallel to State Highway Route 52; easterly along last said line to a point on a line 1/4 mile westerly of and parallel to State Hwy. 163; southerly along last said line to the Miramar Naval Air Station boundary; southerly and westerly along said boundary to the point of beginning.</p>	37470

(1) San Diego County Delivery Zones 37467 and 37468 transferred from Original Page 257.10, Decision No. **88 05 014**

EFFECTIVE JUNE 1, 1988

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,  
 SAN FRANCISCO, CALIFORNIA.

Correction

Mailed

MAY 12 1988

This decision will be printed for general distribution. The attached copy should be completed by inserting the decision number on the first page and on appendix and tariff pages, the effective date on tariff pages, and by inserting the place, date and names of signing Commissioners on the last page of the order. The insertion information is as follows:

Decision 88-05-014 Case 9819, Pet. 74

Signed at San Francisco, California, May 11, 1988

Effective date for tariff pages June 1, 1988

Signed by:

STANLEY W. HULETT  
President  
DONALD VIAL  
FREDERICK R. DUDA  
G. MITCHELL WILK  
JOHN B. OHANIAN  
Commissioners