

Decision 88 12 015 DEC 9 1988

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Mailed

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

DEC 9 1988

Case 9819
Petition for Modification 103
(Filed August 29, 1988)

OPINION

Dan Copp Crushing Corporation (petitioner) has filed to request a modification of Minimum Rate Tariff 17-A (MRT 17-A) and Southern California Production Area and Delivery Zone Directory No. 1, by establishing a production area and certain zone hauling rates therefrom for recrushed concrete and asphaltic concrete.

Petitioner is a California corporation in the business of producing, marketing, and distributing recrushed concrete and asphaltic concrete products employing independent for-hire carriers to haul its products to various areas in Los Angeles and Orange Counties. A copy of its Articles of Incorporation is attached to the original petition in compliance with Rule 16 of the Commission's Rules of Practice and Procedure.

Petitioner has a facility in the City of Santa Fe Springs, Los Angeles County, which is bordered on the west by Bloomfield Avenue and on the east by Greenstone Avenue. The address is listed as 12017 Greenstone. Petitioner requests that zone rates be authorized from this location to established delivery zones in Los Angeles and Orange Counties.

Test traverses were made in compliance with Commission procedure, and it was determined that it is 1.2 miles to the nearest existing traverse network nodes (34389 to 34401 and 34389 to 34412), with a running time of six minutes. A description of the proposed production area and the tie-in data on the traverses is provided in appendixes attached to the petition.

It is alleged that authorizing the imposition of zone rates will enable petitioner to compete with other rock producers who already charge the rates.

A copy of the application was served on the California Dump Truck Owners Association, Associated Independent Owner Operators, Inc., California Carriers Association, San Diego County Rock Producers Association, and the State of California Department of Transportation. The filing of the application was noted in the Commission's Daily Calendar on September 1, 1988, and there have been no protests or requests for a hearing.

The Transportation Division has recommended that the application be granted.

Findings of Fact

1. Petitioner produces and sells recrushed concrete and asphaltic concrete out of its facility in Los Angeles County. Independent carriers haul the concrete to various areas in Los Angeles and Orange Counties.

2. Petitioner is requesting authority to establish zone rates for transportation of concrete from its facility in Santa Fe Springs.

3. Petitioner is now operating with difficulty since its competitors have authority to charge zone rates.

4. The rates adopted in the following order will result in just, reasonable, and nondiscriminatory minimum rates for the transportation involved.

5. A public hearing is not necessary.

Conclusions of Law

1. MRT 17-A should be amended to extend zone rates from the proposed production area to established delivery zones in Los Angeles and Orange Counties.
2. Southern California Production Area and Delivery Zone Directory 1 should be amended to accommodate the proposed production area described in Appendix A to the petition.

ORDER

IT IS ORDERED that:

1. Minimum Rate Tariff 17-A (MRT 17-A) (Appendix C to Decision (D.) 80578, as amended) is further amended by incorporating the attached revised tariff pages listed in Appendix A, to become effective 30 days after today.
2. Southern California Production Area and Delivery Zone Directory 1 (Appendix A to D.65469, as amended) is further amended by incorporating the attached revised tariff pages listed in Appendix A, to become effective 30 days after today.
3. In all other respects, D.80578, as amended, shall remain in full force and effect.
4. The Executive Director shall serve a copy of this decision on each subscriber to MRT 17-A.

5. The petition is granted as set forth above.

This order is effective today.

Dated DEC 9 1988, San Francisco, California.

STANLEY W. HULETT
President

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

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



Victor Weisser, Executive Director

AB

APPENDIX A

LIST OF ORIGINAL AND REVISED PAGES TO
MINIMUM RATE TARIFF 17-A AND DIRECTORY 1

MINIMUM RATE TARIFF 17-A

ORIGINAL PAGE 4-NN
ORIGINAL PAGE 4-NN-1
ORIGINAL PAGE 4-NN-2

DIRECTORY 1

FOURTH REVISED PAGE 21
FOURTH REVISED PAGE 22

(END OF APPENDIX A)

SECTION 4 - ZONE RATES IN CENTS PER TON

COMMODITIES AS DESCRIBED IN ITEM 60

FROM LOS ANGELES COUNTY PRODUCTION AREA 19-NN
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19001 473	19051 500	19101 327	19151 311	19201 394	19251 438	19314 319
19002 473	19052 477	19102 332	19152 344	19202 363	19252 409	19315 285
19003 456	19053 455	19103 303	19153 351	19203 344	19253 455	19316 286
19004 453	19054 438	19104 323	19154 395	19204 304	19254 440	19317 297
19005 465	19055 420	19105 311	19155 360	19205 269	19255 418	19318 286
19006 468	19056 404	19106 302	19156 376	19206 236	19256 389	19319 299
19007 436	19057 388	19107 337	19157 416	19207 198	19257 375	19320 284
19008 447	19058 357	19108 372	19158 408	19208 194	19258 348	19321 273
19009 453	19059 347	19109 364	19159 423	19209 225	19259 324	19322 255
19010 450	19060 360	19110 377	19160 457	19210 258	19260 317	19323 273
19011 486	19061 359	19111 371	19161 495	19211 296	19261 292	19324 301
19012 523	19062 358	19112 390	19162 527	19212 321	19262 272	19325 318
19013 497	19063 351	19113 397	19163 564	19213 346	19263 268	19326 332
19014 475	19064 397	19114 408	19164 587	19214 359	19264 288	19327 333
19015 457	19065 371	19115 512	19165 616	19215 352	19265 300	19328 386
19016 439	19066 348	19116 427	19166 359	19216 354	19266 325	19329 355
19017 421	19067 341	19117 423	19167 344	19217 320	19267 337	19330 337
19018 426	19068 341	19118 415	19168 359	19218 303	19268 350	19331 337
19019 415	19069 382	19119 409	19169 327	19219 275	19269 398	19332 320
19020 403	19070 365	19120 395	19170 307	19220 245	19270 422	19333 317
19021 433	19071 382	19121 395	19171 286	19221 219	19271 442	19334 314
19022 419	19072 412	19122 368	19172 281	19222 204	19272 426	19335 292
19023 414	19073 413	19123 347	19173 270	19223 205	19273 474	19336 261
19024 401	19074 434	19124 285	19174 234	19224 228	19274 434	19337 241
19025 398	19075 447	19125 283	19175 251	19225 254	19275 482	19338 270
19026 382	19076 479	19126 291	19176 238	19226 278	19276 450	19339 270
19027 385	19077 495	19127 301	19177 238	19227 306	19277 457	19340 267
19028 382	19078 517	19128 316	19178 243	19228 335	19278 438	19341 262
19029 377	19079 592	19129 319	19179 258	19229 350	19279 438	19342 276
19030 366	19080 562	19130 293	19180 272	19230 314	19280 416	19343 235
19031 373	19081 528	19131 312	19181 290	19231 289	19281 399	19344 253
19032 354	19082 512	19132 286	19182 310	19232 268	19282 385	19345 248
19033 358	19083 510	19133 268	19183 315	19233 239	19283 382	19346 252
19034 351	19084 490	19134 291	19184 328	19234 221	19284 358	19347 259
19035 361	19085 473	19135 311	19185 344	19235 200	19285 350	19348 226
19036 361	19086 462	19136 377	19186 373	19236 236	19286 369	19349 226
19037 375	19087 448	19137 417	19187 394	19237 264	19287 406	19350 251
19038 369	19088 436	19138 443	19188 371	19238 287	19301 375	19351 268
19039 388	19089 416	19139 382	19189 344	19239 329	19302 352	19352 296
19040 387	19090 387	19140 391	19190 303	19240 374	19303 367	19353 308
19041 399	19091 363	19141 340	19191 278	19241 347	19304 332	19354 324
19042 430	19092 346	19142 321	19192 196	19242 328	19305 342	19355 315
19043 457	19093 339	19143 291	19193 235	19243 336	19306 347	19356 313
19044 482	19094 332	19144 293	19194 265	19244 298	19307 349	19357 288
19045 501	19095 322	19145 282	19195 288	19245 272	19308 324	19358 296
19046 521	19096 348	19146 252	19196 312	19246 256	19309 328	19359 299
19047 539	19097 332	19147 277	19197 338	19247 318	19310 298	19360 290
19048 556	19098 323	19148 266	19198 336	19248 344	19311 305	19361 277
19049 536	19099 329	19149 269	19199 375	19249 357	19312 329	19362 276
19050 520	19100 349	19150 282	19200 399	19250 451	19313 331	19363 253

CHANGE, DECISION

88 12 015

EFFECTIVE

JAN 8 1989

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

Correction

SECTION 4 - ZONE RATES IN CENTS PER TON

COMMODITIES AS DESCRIBED IN ITEM 60

FROM LOS ANGELES COUNTY PRODUCTION AREA 19-NN
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19364 231	19426 154	19607 461	19754 622	30047 224	30100 408	33044 477
19365 232	19427 107	19608 515	19755 667	30043 212	30101 440	33045 442
19366 215	19428 86	19609 491	19756 719	30044 226	30102 465	33046 421
19367 228	19429 94	19610 520	19757 746	30045 240	30103 495	33047 399
19368 231	19430 135	19700 469	19758 780	30046 230	30114 486	33048 375
19369 229	19431 117	19701 483	19759 435	30047 247	30117 514	33049 391
19370 226	19432 130	19702 514	19760 470	30048 265	30118 521	33050 383
19371 228	19433 154	19703 550	19761 519	30049 301	33001 744	33051 502
19372 230	19434 142	19704 584	19762 545	30050 271	33002 737	33052 529
19373 262	19435 165	19705 616	30001 206	30051 256	33003 704	33053 562
19374 229	19436 119	19706 554	30002 183	30052 269	33004 721	33054 564
19375 217	19437 106	19707 566	30003 164	30053 273	33005 503	33055 702
19376 194	19438 58	19708 564	30004 152	30054 264	33006 498	33056 663
19377 204	19439 101	19709 576	30005 135	30055 236	33007 473	33057 657
19378 199	19440 88	19710 532	30006 145	30056 250	33008 457	33058 640
19379 210	19441 96	19711 547	30007 150	30057 264	33009 447	33059 613
19380 200	19442 111	19712 523	30008 160	30058 238	33010 399	33060 586
19381 208	19443 138	19713 498	30009 177	30059 268	33011 398	33061 581
19382 181	19444 168	19714 483	30010 215	30060 292	33012 406	33062 558
19383 196	19445 162	19715 488	30011 233	30061 276	33013 427	33063 419
19384 207	19446 190	19716 528	30012 198	30062 256	33014 456	33064 419
19385 226	19447 169	19717 520	30013 185	30063 287	33015 490	33065 598
19397 240	19448 139	19726 390	30014 149	30064 291	33016 497	33066 639
19398 250	19449 158	19727 428	30015 127	30065 281	33017 609	33067 717
19399 264	19450 135	19728 458	30016 129	30066 311	33018 581	33068 733
19401 252	19451 138	19729 488	30017 168	30067 371	33019 565	33069 725
19402 243	19452 106	19730 520	30018 168	30068 350	33020 473	33070 757
19403 253	19453 159	19731 557	30019 163	30069 366	33021 476	33071 798
19404 288	19454 158	19732 592	30020 158	30070 363	33022 465	33072 778
19405 246	19455 182	19733 634	30021 176	30071 342	33023 462	33073 762
19406 252	19456 186	19734 682	30022 198	30072 319	33024 454	33074 739
19407 252	19457 229	19735 729	30023 198	30073 299	33025 432	33075 662
19408 234	19458 207	19736 773	30024 221	30074 315	33026 438	33076 643
19409 209	19459 229	19737 833	30025 231	30075 309	33027 425	33077 620
19410 204	19460 195	19738 894	30026 306	30076 295	33028 416	33078 657
19411 199	19461 163	19739 947	30027 285	30077 304	33029 411	33079 648
19412 203	19462 189	19740 990	30028 247	30078 327	33030 409	33080 651
19413 150	19463 217	19741 1035	30029 223	30079 350	33031 423	33081 651
19414 184	19464 241	19742 1087	30030 218	30080 343	33032 393	33082 683
19415 181	19465 261	19743 1145	30031 206	30081 321	33033 423	33083 825
19416 187	19466 282	19744 1189	30032 193	30090 343	33034 447	33084 795
19417 212	19467 242	19745 1234	30033 182	30091 383	33035 465	33085 747
19418 204	19468 236	19746 1293	30034 188	30092 390	33036 554	33086 714
19419 178	19469 208	19747 605	30035 211	30093 397	33037 568	33087 695
19420 173	19600 386	19748 657	30036 192	30094 421	33038 592	33088 676
19421 157	19601 398	19749 710	30037 203	30095 429	33039 617	33089 661
19422 156	19602 408	19750 738	30038 208	30096 395	33040 569	33090 661
19423 163	19603 460	19751 505	30039 235	30097 451	33041 543	33091 680
19424 167	19605 392	19752 534	30040 211	30098 471	33042 529	33092 677
19425 178	19606 437	19753 579	30041 241	30099 390	33043 502	33093 696

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Correction

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COMMODITIES AS DESCRIBED IN ITEM 60

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TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
33094 718	36039 527	36089 370	56012 881	56077 665		
33095 731	36040 502	36090 350	56013 813	56081 724		
33096 761	36041 490	36091 326	56014 793	56082 804		
33097 731	36042 457	36092 340	56015 781	56083 807		
33098 709	36043 450	42001 1083	56016 792	56084 830		
33099 689	36044 433	42002 1053	56017 725	56085 893		
33100 711	36045 398	42003 1064	56018 702	56086 897		
33101 709	36046 373	42004 1075	56019 632	56087 866		
33102 724	36047 361	42005 1101	56020 669	56088 839		
33103 746	36048 345	42006 1124	56021 700	56089 803		
33104 702	36049 344	42007 1115	56022 733	56090 758		
33105 389	36050 357	42008 1137	56023 788	56091 759		
36001 568	36051 367	42009 1135	56024 808	56092 736		
36002 611	36052 387	42010 1138	56025 829	56093 720		
36003 621	36053 390	42011 1115	56041 851	56094 700		
36004 635	36054 412	42012 1124	56042 871	56095 687		
36005 624	36055 435	42013 1166	56043 888	56096 669		
36006 607	36056 456	42014 1170	56044 867	56097 695		
36007 598	36057 479	42015 1152	56045 870	56098 688		
36008 606	36058 498	42016 1166	56046 904	56099 736		
36009 550	36059 518	42017 1194	56047 921	56100 747		
36010 543	36060 532	42018 1241	56048 932	56101 772		
36011 524	36061 561	42019 1211	56049 948	56102 802		
36012 488	36062 588	42020 1197	56050 975	56103 798		
36013 475	36063 614	42021 1182	56051 1025	56104 821		
36014 487	36064 622	42022 1172	56052 1005	56105 854		
36015 423	36065 644	42023 1213	56053 974	56106 866		
36016 424	36066 661	42024 1187	56054 951	56107 850		
36017 386	36067 677	42025 1197	56055 918	56108 800		
36018 401	36068 699	42026 1212	56056 922	56109 784		
36019 423	36069 702	42027 1216	56057 888	56110 774		
36020 446	36070 689	42028 1237	56058 877	56111 688		
36021 445	36071 651	42029 1230	56059 828	56112 662		
36022 466	36072 583	42030 1250	56060 839	56113 631		
36023 494	36073 513	42031 1265	56061 782	56114 631		
36024 520	36074 513	42032 1280	56062 757	56115 663		
36025 546	36075 473	42033 1298	56063 776	56116 695		
36026 577	36076 417	42034 1323	56064 833	56117 737		
36027 580	36077 398	42035 1350	56065 759	56118 718		
36028 605	36078 370	56001 1138	56066 735	56119 752		
36029 629	36079 353	56002 1135	56067 740	56120 776		
36030 643	36080 335	56003 1094	56068 741	56121 802		
36031 603	36081 318	56004 1059	56069 706	56122 781		
36032 605	36082 308	56005 1064	56070 685	56123 763		
36033 642	36083 315	56006 1071	56071 561	56124 715		
36034 614	36084 331	56007 1044	56072 575	56125 684		
36035 592	36085 347	56008 1052	56073 599	56126 655		
36036 566	36086 367	56009 1004	56074 631	56127 635		
36037 557	36087 388	56010 966	56075 633			
36038 543	36088 382	56011 926	56076 642			

CHANGE, DECISION

88 12 015

EFFECTIVE JAN 8 1989

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

Correction

SECTION 2--LOS ANGELES COUNTY PRODUCTION AREAS AND
DELIVERY ZONES (Continued)

Page 21 reserved.

No change on this page, Decision

88 12 015

EFFECTIVE **JAN 8 1989**

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

Correction

SECTION 2--LOS ANGELES COUNTY PRODUCTION AREAS AND
 DELIVERY ZONES (Continued)

AREA	LOS ANGELES COUNTY PRODUCTION AREAS
19-L	<p>Beginning at the intersection of Arroyo Dr. and Potrero Grande Dr., thence southwesterly in a direct line to the intersection of Iris Way and Fulton Ave.; southerly along Fulton Ave. to Pomona Blvd.; westerly along Pomona Blvd. to Wilcox Ave.; southerly along Wilcox Ave. to Lincoln Ave.; easterly and northerly along Lincoln Ave. to San Gabriel Blvd.; northwesterly along San Gabriel Blvd. to Arroyo Dr.; westerly along Arroyo Dr. to the point of beginning.</p>
19-LL	<p>Beginning at a point on the south line of Section 10, T. 4N, R. 14W 200 feet east of the southwest corner of Section 10; thence due north 1000 feet to a point; thence 1200 feet westerly, parallel to the south line of Sections 9 and 10, T. 4N, R. 14W, to a point; thence due south to a point on Soledad Canyon Rd.; thence northerly and easterly along Soledad Canyon Rd. to a point due south of point of beginning; thence due north to the point of beginning.</p>
19-M	<p>Beginning at a point on Pacific Coast Hwy. (State Hwy. 1) 1000 feet easterly of Narbonne Ave.; westerly along Pacific Coast Hwy. (State Hwy. 1) to Newton St.; westerly along Newton St. to Hawthorne Ave.; southerly and westerly along Hawthorne Ave. to the common boundary line of the City of Torrance and the City of Palos Verdes Estates; southeasterly along a direct line to the intersection of Palos Verdes Dr. North and Narbonne Ave.; easterly along Palos Verdes Dr. North to a point 1000 feet easterly of Narbonne Ave.; northerly along a parallel line to the point of beginning.</p>
19-MM	<p>Beginning at the intersection of Soledad Canyon Rd. and Lang Station Rd.; then southeast along the southwest boundary of Lang Station Rd. approximately 1200 feet to the Southern Pacific Railroad right-of-way; then westerly along the railroad right-of-way a distance of 3000 feet; then due north a distance of approximately 1200 feet to the southerly boundary of California State Hwy. 14 (The Antelope Valley Frwy.); then easterly along the southerly boundary of said Antelope Valley Frwy., approximately 600 feet to the Soledad Canyon Rd. undercrossing; then easterly along the southerly boundary of Soledad Canyon Rd. approximately 600 feet to the point of beginning.</p>
19-N	<p>Beginning at the intersection of Imperial Hwy. and Shoemaker Ave. in the City of Santa Fe Springs; southerly 250 feet to plant fence line; easterly along the fence line to a point south of the intersection of Leffingwell Rd. and Imperial Hwy.; north to the above intersection; westerly along Imperial Hwy. to the point of beginning.</p>
*19-NN	<p>A seven plus acre parcel situated between Greenstone Avenue and The Atchison, Topeka and Santa Fe Railway Company right-of-way located approximately two-tenths (0.2) miles north of the intersection of Sunshine Avenue and Greenstone Avenue in the City of Santa Fe Springs.</p>
19-O	<p>A three acre parcel situated approximately three-tenths mile easterly of Wilmington Ave. on the south side of a private road that is approximately four-tenths mile south of Sepulveda Blvd. along Wilmington Ave. in the City of Carson.</p>
19-P	<p>Beginning at the intersection of Alameda St. and The Atchison, Topeka and Santa Fe Railway Company right-of-way adjacent to Thenard Tower; northerly along Alameda St. two-tenths (0.2) mile; westerly along a direct line to its intersection with the Pacific Electric Railway Company right-of-way; southerly along the Pacific Electric Railway Company right-of-way to its intersection with The Atchison, Topeka and Santa Fe Railway Company right-of-way; easterly along said right-of-way to the point of beginning.</p>

* Addition, Decision **88 12 015**

EFFECTIVE JAN 8 1989

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

Correction