

Decision 89 08 016 AUG 3 1989

**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, 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. )

Case 9819  
 Petition for Modification 105  
 (Filed March 16, 1989)

O P I N I O N

Mobile Sand Company has filed to request a modification of Minimum Rate Tariff 17-A (MRT 17-A) to extend zone rates for Item 60 commodities from Production Area 33-S to the same delivery zones as established for zone rates from Production Area 33-T.

Petitioner is a California corporation and a subsidiary of Standard Concrete Products, Inc. It is located in Santa Ana, California. Petitioner's Articles of Incorporation have been previously filed in compliance with Rule 16 of the Commission's Rules of Practice and Procedure.

By Decision (D-) 69469 and D.68543 in Case 5437, the Public Utilities Commission established Directory 1 containing descriptions of Production Areas and Delivery Zones and rules governing boundary descriptions applicable to minimum rate tariffs, making specific reference thereto. The Commission also established MRT 17-A naming minimum zone and area to point rates, rules and regulations for the transportation of commodities as described in Item 60 in dump truck equipment from defined production areas to established delivery zones and points in Southern California by highway carriers.

Petitioner is now producing, marketing and distributing rock and sand products from its facility located at 22300 Temescal Canyon Road, Corona, California, 91720, in Riverside County within existing Production Area 33-S, utilizing independent for-hire dump truck carriers. A limited number of zone rates for Item 60 commodities are presently established from 33-S to delivery zones in Riverside, San Bernardino, Orange, and Los Angeles Counties (see MRT 17-A, Section 6, Eleventh Revised Page 6-S). Zone rates for Item 60 commodities are presently established from Production Area 33-T, in the vicinity of Production Area 33-S, to all zones within the Los Angeles Core Area, which include all delivery zones in Los Angeles, Orange, Riverside, San Bernardino, and Ventura Counties, as well as certain zones in Santa Barbara County. Zone rates on Item 60 commodities shipped from Production Area 33-T apply over a considerably larger area than the same rates on the same commodities moved from Production Area 33-S. Applicant seeks to have the application of zone rates on Item 60 commodities extended from Production Area 33-S to the same enlarged area that the rates are applied from Production Area 33-T. This will eliminate the rate advantage that rock producers in Production Area 33-T now have.

Copies of the application were mailed to the California Dump Truck Owners Association, Associated Independent Owner Operators, Inc., California Carriers Association, California Asphalt Pavement Association, Southern California Rock Products Association, and the Department of Transportation of the State of California. The application was noticed in the Commission's Daily Transportation Calendar on March 21, 1989 and there have been no protests or requests for a hearing.

The Transportation Division has recommended that the petition be granted.

Findings of Fact

1. Petitioner produces and sells rock and sand products out of its facility on Temescal Canyon Road in the City of Corona. This location is within Production Area 33-S, in Riverside County.
2. Petitioner hires independent for-hire dump truck carriers to move its rock and sand.
3. A limited number of zone rates on Item 60 commodities are established from Production Area 33-S to zones in Riverside, San Bernardino, Orange, and Los Angeles Counties.
4. Zone rates from Production Area 33-T, in the vicinity of Production Area 33-S, extend to all delivery zones in the Los Angeles Core Area, consisting of the Counties of Los Angeles, Orange, Riverside, San Bernardino, and Ventura, with additional zones in Santa Barbara County.
5. Rock producers from Production Area 33-T can apply the lower zone rates on shipments to a much larger area than the producers in adjacent Production Area 33-S.
6. This petition should be granted. It requests that the zone rates from Production Area 33-S apply to the same area as the rates from Production Area 33-T.
7. A public hearing is not necessary.

Conclusions of Law

1. Section 6 of MRT 17-A should be amended to extend the application of zone rates on Item 60 commodities from Production Area 33-S to established delivery zones in Los Angeles, Orange, Riverside, San Bernardino, and Ventura Counties including Delivery Zones 42001 to 42035 in Santa Barbara County (same delivery zones as those presently established from Production Area 33-T).
2. The petition should be granted.

ORDER

IT IS ORDERED that:

1. Section 6 of Minimum Rate Tariff 17-A (MRT 17-A) (Appendix C to Decision (D.) 80578, as amended), is further amended by incorporating Twelfth Revised Page 6-S, Original Page 6-S-1, and Original Page 6-S-2, attached, to become effective 30 days after today.

2. In all other respects, D.80578 as amended, shall remain in full force and effect.

3. The petition is granted as set forth above.

4. The Executive Director shall serve a copy of this decision on each subscriber to MRT 17-A.

This order is effective today.

Dated AUG 3 1989, at San Francisco, California.

G. MITCHELL WILK  
President  
FREDERICK R. DUDA  
JOHN B. OHANIAN  
PATRICIA M. ECKERT  
Commissioners

Commissioner Stanley W. Hulett,  
being necessarily absent, did not  
participate.

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

*Victor Weissor*  
Victor Weissor, Executive Director

SECTION 6--ZONE RATES IN CENTS PER TON

COMMODITIES AS DESCRIBED IN ITEM 60

FROM RIVERSIDE COUNTY PRODUCTION AREA 33-S  
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19011 637	19061 655	19111 722	19161 866	19211 639	19261 614	19324 450
19012 673	19062 636	19112 741	19162 897	19212 663	19262 594	19325 432
19013 648	19063 613	19113 748	19163 934	19213 670	19263 590	19326 413
19014 826	19064 711	19114 759	19164 958	19214 683	19264 609	19327 410
19015 808	19065 666	19115 863	19165 985	19215 676	19265 621	19328 436
19016 791	19066 670	19116 776	19166 729	19216 679	19266 646	19329 409
19017 773	19067 692	19117 774	19167 717	19217 644	19267 659	19330 399
19018 751	19068 692	19118 767	19168 731	19218 628	19268 673	19331 399
19019 754	19069 735	19119 761	19169 698	19219 599	19269 722	19332 398
19020 722	19070 715	19120 747	19170 679	19220 581	19270 747	19333 395
19021 725	19071 733	19121 747	19171 658	19221 558	19271 766	19334 416
19022 713	19072 763	19122 741	19172 653	19222 560	19272 751	19335 442
19023 707	19073 765	19123 720	19173 642	19223 529	19273 804	19336 457
19024 694	19074 785	19124 654	19174 606	19224 553	19274 762	19337 472
19025 691	19075 799	19125 653	19175 626	19225 579	19275 808	19338 518
19026 676	19076 830	19126 637	19176 610	19226 603	19276 776	19339 557
19027 679	19077 847	19127 622	19177 610	19227 631	19277 781	19340 561
19028 676	19078 869	19128 621	19178 614	19228 659	19278 763	19341 611
19029 670	19079 944	19129 613	19179 629	19229 676	19279 762	19342 627
19030 644	19080 912	19130 636	19180 643	19230 639	19280 740	19343 584
19031 635	19081 880	19131 650	19181 661	19231 614	19281 722	19344 572
19032 618	19082 863	19132 651	19182 680	19232 592	19282 709	19345 540
19033 624	19083 862	19133 636	19183 685	19233 564	19283 706	19346 546
19034 633	19084 841	19134 659	19184 698	19234 546	19284 680	19347 531
19035 654	19085 824	19135 683	19185 718	19235 524	19285 672	19348 506
19036 654	19086 814	19136 751	19186 743	19236 560	19286 691	19349 485
19037 668	19087 800	19137 769	19187 763	19237 588	19287 758	19350 449
19038 662	19088 787	19138 815	19188 737	19238 611	19301 637	19351 421
19039 740	19089 767	19139 752	19189 715	19239 654	19302 610	19352 368
19040 739	19090 739	19140 763	19190 674	19240 699	19303 614	19353 363
19041 750	19091 714	19141 714	19191 650	19241 672	19304 596	19354 376
19042 781	19092 698	19142 694	19192 570	19242 651	19305 595	19355 343
19043 808	19093 691	19143 663	19193 610	19243 659	19306 590	19356 345
19044 833	19094 684	19144 662	19194 640	19244 621	19307 596	19357 316
19045 851	19095 674	19145 651	19195 659	19245 594	19308 572	19358 312
19046 871	19096 687	19146 622	19196 684	19246 579	19309 558	19359 339
19047 891	19097 670	19147 647	19197 710	19247 640	19310 527	19360 349
19048 908	19098 644	19148 635	19198 707	19248 668	19311 553	19361 352
19049 888	19099 651	19149 642	19199 717	19249 680	19312 577	19362 440
19050 871	19100 676	19150 654	19200 737	19250 777	19313 561	19363 453
19051 851	19101 595	19151 684	19201 720	19251 764	19314 586	19364 450
19052 829	19102 616	19152 715	19202 689	19252 735	19315 601	19365 462
19053 806	19103 625	19153 722	19203 694	19253 782	19316 609	19366 477
19054 789	19104 646	19154 766	19204 657	19254 766	19317 611	19367 510
19055 772	19105 632	19155 731	19205 644	19255 743	19318 569	19368 519
19056 754	19106 646	19156 747	19206 611	19256 713	19319 528	19369 521
19057 740	19107 709	19157 787	19207 575	19257 699	19320 517	19370 544
19058 709	19108 736	19158 778	19208 565	19258 672	19321 501	19371 565
19059 698	19109 726	19159 793	19209 581	19259 647	19322 472	19372 592
19060 654	19110 740	19160 828	19210 614	19260 640	19323 472	19373 632

CHANGE, DECISION

89 08 016

EFFECTIVE

SEP 2 1989

Correction

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

SECTION 6--ZONE RATES IN CENTS PER TON

COMMODITIES AS DESCRIBED IN ITEM 60

FROM RIVERSIDE COUNTY PRODUCTION AREA 33-S  
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE	ZONE RATE
19374 599	19436 492	19706 899	30002 339	30052 408	33004 501	33054 333
19375 579	19437 483	19707 911	30003 364	30053 431	33005 285	33055 472
19376 557	19438 471	19708 908	30004 393	30054 431	33006 280	33056 434
19377 542	19439 419	19709 921	30005 406	30055 432	33007 307	33057 428
19378 525	19440 434	19710 877	30006 432	30056 461	33008 302	33058 410
19379 536	19441 447	19711 892	30007 420	30057 482	33009 314	33059 383
19380 492	19442 477	19712 867	30008 387	30058 502	33010 290	33060 355
19381 501	19443 513	19713 843	30009 365	30059 523	33011 268	33061 350
19382 475	19444 543	19714 828	30010 316	30060 510	33012 284	33062 326
19383 488	19445 534	19715 833	30011 304	30061 483	33013 290	33063 353
19384 469	19446 526	19716 873	30012 353	30062 453	33014 299	33064 375
19385 456	19447 513	19717 865	30013 380	30063 438	33015 272	33065 367
19387 358	19448 497	19726 670	30014 382	30064 413	33016 266	33066 408
19388 358	19449 483	19727 709	30015 405	30065 404	33017 388	33067 487
19389 358	19450 461	19728 739	30016 427	30066 434	33018 361	33068 503
19401 454	19451 445	19729 769	30017 451	30067 494	33019 345	33069 495
19402 430	19452 424	19730 801	30018 445	30068 472	33020 243	33070 527
19403 427	19453 449	19731 839	30019 423	30069 487	33021 245	33071 577
19404 373	19454 476	19732 874	30020 399	30070 486	33022 242	33072 549
19405 373	19455 499	19733 916	30021 384	30071 464	33023 232	33073 532
19406 386	19456 510	19734 964	30022 349	30072 440	33024 222	33074 510
19407 394	19457 554	19735 1011	30023 328	30073 421	33025 259	33075 432
19408 402	19458 532	19736 1054	30024 315	30074 447	33026 273	33076 412
19409 436	19459 535	19737 1114	30025 282	30075 475	33027 242	33077 393
19410 436	19460 513	19738 1175	30026 378	30076 492	33028 227	33078 426
19411 447	19461 480	19739 1226	30027 367	30077 503	33029 219	33079 419
19412 488	19462 495	19740 1272	30028 339	30078 480	33030 202	33080 421
19413 480	19463 510	19741 1317	30029 343	30079 480	33031 217	33081 421
19414 535	19464 527	19742 1369	30030 357	30080 486	33032 187	33082 454
19415 523	19465 564	19743 1426	30031 369	30081 443	33033 191	33083 595
19416 551	19466 570	19744 1471	30032 390	30090 488	33034 216	33084 565
19417 576	19467 520	19745 1515	30033 421	30091 521	33035 235	33085 517
19418 577	19468 514	19746 1575	30034 447	30092 513	33036 327	33086 484
19419 553	19469 486	19747 886	30035 471	30093 520	33037 343	33087 465
19420 547	19620 665	19748 939	30036 487	30094 543	33038 365	33088 446
19421 531	19601 692	19749 992	30037 498	30095 550	33039 395	33089 431
19422 513	19602 702	19750 1020	30038 471	30096 516	33040 338	33090 431
19423 502	19603 754	19751 787	30039 498	30097 572	33041 313	33091 450
19424 488	19605 744	19752 820	30040 464	30098 592	33042 299	33092 447
19425 464	19606 791	19753 861	30041 456	30099 510	33043 271	33093 467
19426 440	19607 832	19754 903	30042 438	30100 529	33044 246	33094 488
19427 424	19608 867	19755 949	30043 420	30101 561	33045 210	33095 501
19428 440	19609 843	19756 1001	30044 401	30102 566	33046 193	33096 531
19429 486	19610 871	19757 1028	30045 399	30103 616	33047 154	33097 501
19430 505	19700 614	19758 1061	30046 375	30116 607	33048 166	33098 479
19431 497	19701 828	19759 729	30047 365	30117 636	33049 186	33099 463
19432 505	19702 859	19760 765	30048 378	30118 642	33050 169	33100 482
19433 531	19703 695	19761 815	30049 423	33051 524	33051 271	33101 479
19434 516	19704 926	19762 827	30050 393	33052 517	33052 299	33102 494
19435 540	19705 960	30001 317	30051 379	33053 486	33053 331	33103 516

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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
33104 482	36049 347	36307 684	42025 1549	56055 1268	56108 1170	
33105 162	36050 331	36308 710	42026 1564	56056 1272	56109 1153	
36001 435	36051 326	36309 736	42027 1568	56057 1239	56110 1126	
36002 394	36052 296	36310 710	42028 1588	56058 1227	56111 1040	
36003 419	36053 299	36311 699	42029 1581	56059 1179	56112 1014	
36004 420	36054 304	36312 728	42030 1601	56060 1189	56113 982	
36005 406	36055 327	36313 764	42031 1617	56061 1134	56114 982	
36006 390	36056 347	36314 799	42032 1631	56062 1108	56115 1015	
36007 380	36057 360	36315 832	42033 1648	56063 1127	56116 1047	
36008 387	36058 338	36316 864	42034 1674	56064 1183	56117 1089	
36009 400	36059 332	36317 896	42035 1702	56065 1109	56118 1070	
36010 423	36060 315	36318 924	56001 1493	56066 1085	56119 1127	
36011 416	36061 343	36319 950	56002 1487	56067 1092	56120 1146	
36012 380	36062 371	36320 979	56003 1447	56068 1093	56121 1172	
36013 393	36063 396	36321 999	56004 1409	56069 1056	56122 1152	
36014 405	36064 405	36322 994	56005 1413	56070 1036	56123 1133	
36015 406	36065 420	36323 962	56006 1416	56071 912	56124 1085	
36016 422	36066 442	36324 928	56007 1389	56072 925	56125 1055	
36017 409	36067 458	36325 895	56008 1397	56073 951	56126 1025	
36018 384	36068 482	36326 665	56009 1347	56074 982	56127 1005	
36019 380	36069 484	36327 622	56010 1311	56075 985		
36020 364	36070 472	36328 584	56011 1271	56076 992		
36021 366	36071 434	36329 550	56012 1226	56077 1015		
36022 358	36072 365	36330 512	56013 1157	56081 1074		
36023 385	36073 295	36331 472	56014 1138	56082 1156		
36024 403	36074 295	36332 436	56015 1126	56083 1157		
36025 378	36075 322	42001 1434	56016 1137	56084 1181		
36026 373	36076 308	42002 1405	56017 1068	56085 1245		
36027 363	36077 289	42003 1416	56018 1045	56086 1249		
36028 386	36078 272	42004 1425	56019 977	56087 1219		
36029 412	36079 273	42005 1451	56020 1014	56088 1189		
36030 425	36080 296	42006 1476	56021 1045	56089 1153		
36031 386	36081 313	42007 1466	56022 1078	56090 1108		
36032 387	36082 325	42008 1487	56023 1133	56091 1111		
36033 423	36083 294	42009 1487	56024 1153	56092 1088		
36034 398	36084 288	42010 1490	56025 1174	56093 1071		
36035 375	36085 278	42011 1466	56041 1196	56094 1052		
36036 349	36086 256	42012 1476	56042 1216	56095 999		
36037 338	36087 250	42013 1516	56043 1233	56096 1021		
36038 350	36088 240	42014 1520	56044 1219	56097 1047		
36039 360	36089 260	42015 1503	56045 1220	56098 1040		
36040 383	36090 278	42016 1516	56046 1256	56099 1088		
36041 382	36091 271	42017 1544	56047 1272	56100 1099		
36042 348	36092 250	42018 1591	56048 1282	56101 1123		
36043 341	36331 447	42019 1562	56049 1303	56102 1153		
36044 345	36332 484	42020 1549	56050 1327	56103 1167		
36045 357	36333 521	42021 1532	56051 1376	56104 1190		
36046 356	36334 561	42022 1524	56052 1356	56105 1224		
36047 364	36335 606	42023 1565	56053 1324	56106 1237		
36048 370	36336 649	42024 1539	56054 1302	56107 1219		

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