

Decision 89 09 072 SEP 27 1989

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 trans-)
portation 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.)

ORIGINAL

Case 9819
Petition for Modification 110
(Filed May 22, 1989)

OPINION

Sully-Miller Contracting Company (petitioner) is a California corporation operating out of Long Beach, California. A copy of its Articles of Incorporation is on file with the Commission in Cal. T-12864. Petitioner has filed to request that Section 3 of Minimum Rate Tariff (MRT) 17-A be amended to authorize the application of area-to-point rates on hauls to petitioner's plant at 6145 Santiago Canyon Road, Orange, California, in Delivery Zone No. 30027.

Petitioner's plant qualifies for the 3-cent per ton rate reduction according to the following information supplied by petitioner:

1. Petitioner receives 375,000 tons of rock products per year. (1,000 tons is the minimum to qualify.)
2. Petitioner's plant has the capacity to store 25,000 tons of rock, sand, or gravel. (50 tons of storage is the minimum to qualify.)

3. Petitioner's plant has sufficient area to provide the required 150-foot clearance around parked trucks and trailers waiting to unload.
4. Petitioner has a clerk on duty, from 6:30 a.m. to 5:30 p.m., for the purpose of signing delivery tickets, accepting shipments, and performing other functions as required.
5. Average loading and unloading time for a dump truck and trailer is 5 minutes per 24 tons. (Not to exceed 30 minutes.)

Item 3000 of Section 3 of MRT 17-A is quoted as follows:

"APPLICATION OF AREA-TO-POINT RATES

"Area-to-Point Rates are the rates set forth in Item 3020 and apply to the Delivery Points listed in this section from Production Areas located in Los Angeles County (except Antelope Valley/Mojave Desert portion thereof), Orange County, Riverside County, San Bernardino County (except Antelope Valley/Mojave Desert portion thereof), San Diego County and Ventura County for the commodities described in Item 60 only.

"Unless otherwise specifically provided within this section, there is no applicable Area-to-Point Rate to a Delivery Point if no zone rate is provided within this tariff."

Item 3020 of Section 3 is set forth below:

"AREA-TO-POINT RATES

"The Area-to-Point Rates described in Item 3000 shall be 3 cents per ton less than the otherwise applicable zone rates to the appropriate Delivery Zone."

A "List of Delivery Points" is provided following Item 3020. Each delivery point is identified by the name of the company occupying the land, and an address including house or lot number, street, and city, town, or other designation. Each

location is also within a numbered Delivery Zone described in Directory 1.

The application was noticed in the Commission's Daily Transportation Calendar on May 26, 1989. There have been no protests or requests for hearing.

The Transportation Division has recommended that the application be granted.

Findings of Fact

1. Petitioner has applied to qualify its Orange plant as a Delivery Point under Item 3020 of Section 3 of MRT 17-A.
2. Petitioner receives 375,000 tons of rock products per year, and has storage capacity and the necessary area to provide a turn-around for loaded trucks and trailers.
3. Petitioner can complete loading or unloading in about 5 minutes and has personnel on duty from 6:30 a.m. to 5:30 p.m.
4. Petitioner's plant is qualified for designation as a Delivery Point.
5. The proposed rates are reasonable.
6. A public hearing is not necessary.

Conclusions of Law

1. Section 3 of MRT 17-A should be amended to include petitioner's Orange address as a new Delivery Point.
2. The petition should be granted to the extent provided in the following order.
3. The effective date of this order should be today because there is an immediate need for the rate relief.

ORDER

IT IS ORDERED that:

1. Section 3 of MRT 17-A (Appendix C to D.80578, as amended) is further amended by incorporating Thirteenth Revised Page 3-5 and

Fourteenth Revised Page 3-6, 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 Executive Director shall serve a copy of this decision on each subscriber to MRT 17-A.

4. The petition is granted as set forth above.
This order is effective today.

Dated SEP 27 1989, at San Francisco, California.

G. MITCHELL WILK
President
STANLEY W. HULETT
JOHN B. OHANIAN
PATRICIA M. ECKERT
Commissioners

Commissioner Frederick R. Duda,
being necessarily absent, did
not participate.

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

Wesley Franklin

WESLEY FRANKLIN, Acting Executive Director

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SECTION 3--AREA-TO-POINT RATES (Continued)

LIST OF DELIVERY POINTS (Continued)

Delivery Point	Delivery Zone
Pacific Rock & Gravel Co. 24700 Wilmington Avenue, Carson-----	19245
Pacific Western Industries, Inc. 9614 South Santa Fe Springs Road, Santa Fe Springs-----	19429
Pearman & Sons 14105 South Normandie Avenue, Gardena-----	19219
Pomona Block Co., Inc. 4791 Arrow Highway, Montclair-----	36048
Pre-Mixed Concrete Company 3750 Haymer Drive, Carlsbad-----	37327
550 North Tulip Street, Escondido-----	37343
6630 Carroll Road, San Diego-----	37412
9300 Friars Road, San Diego-----	37438
389 Hollister Street, San Diego-----	37925
Puente Ready Mix, Inc. 209 North California Avenue, City of Industry-----	19385
Rancho Ready Mix 1150 South Rancho Avenue, Colton-----	36059
Richardson Mill & Lumber Co. 9613 East Whittier Boulevard, Pico-Rivera-----	19422
San Dimas Ready Mix Concrete Co. 536 Arrow Highway, San Dimas-----	19332
Skyline Concrete Sales Co. 6969 Deering Avenue, Canoga Park-----	19051
8001 Fair Avenue, Sun Valley-----	19057
9010 Norris Avenue, Sun Valley-----	19040
Southern Pacific Milling Co. 50 South Kellogg Avenue, Goleta-----	42030
Spragues' Rock & Sand Co. 235 East Live Oak Avenue, Irwindale-----	19337
Standard Ready Mix 2130 South Grand, Santa Ana-----	30052
7591 Hazard, Westminster-----	30042
Sully-Miller Contracting Company Blue Diamond Materials-Division 17706 South Main Street, Carson-----	19224
9505 Jefferson Blvd., Culver City-----	19189
7221 Ellis Ave., Huntington Beach-----	30061
441 Railroad Place, Inglewood-----	19202
2818 Barranca Road, Irvine-----	30073
1245 East Arrow Highway, Irwindale-----	19337
32nd Street at Walnut Ave., Long Beach-----	19465
1650 South Alameda St., Los Angeles-----	19176
10420 Belle Grave, Mira Loma-----	33012
26772 Avery Parkway, Mission Viejo-----	30100
980 North Hewes Ave., Orange-----	30028
*6145 Santiago Canyon Road, Orange-----	30027
4127 W. MacArthur Blvd., Santa Ana-----	30063
12976 E. Firestone Blvd., Santa Fe Springs-----	19441
5625 Southern Ave., South Gate-----	19444
20900 S. Normandie Ave., Torrance (P.O.)-----	19232
15th Street at Benson Ave., Upland-----	36017
20903 Currier Road, Walnut-----	19405

Change)
Addition) Decision 89 09 072

EFFECTIVE OCT 27 1989

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

Correction

SECTION 3--AREA-TO-POINT RATES (Concluded)

LIST OF DELIVERY POINTS (Continued)

Delivery Point	Delivery Zone
Transit Mixed Concrete Co.	
942 Azusa Avenue, City of Industry-----	19408
9961 Valencia, El Toro-----	30070
16161 Construction Circle East, Irvine-----	30073
2400 East South Street, Long Beach (P.O.)-----	19456
625 Lamar Street, Los Angeles-----	19374
1000 North La Brea Avenue, Los Angeles-----	19141
1501 West Taft Avenue, Orange-----	30024
1310 East Grand Avenue, Pomona-----	19355
4401 West MacArthur Blvd., Santa Ana-----	30063
12222 East Florence Blvd., Santa Fe Springs-----	19438
8960 Bradley Avenue, Sun Valley-----	19040
14528 Edwards Street, Westminster-----	30041
13522 Hoover Street, Westminster-----	30042
Tri-City Concrete	
238 East 2nd Street, Perris-----	33077
8203 Alabama Street, Redlands-----	36031
7747 Evans Street, Riverside-----	33045
1910 West 7th Street, San Bernardino-----	36026
2006 North Campus, Upland-----	36018
United Premix, Inc.	
16282 Construction Circle East, Irvine-----	30073
United Ready Mixed Concrete Co.	
11725 Artesia Boulevard, Artesia-----	19450
4988 Firestone Boulevard, South Gate-----	19207
Upland Concrete Products Co.	
1337 Bowen, Upland-----	36046
Valley Ready-Mix	
505 South Benson Avenue, Ontario-----	36050
Valley Wide Ready Mixed Concrete Corp.	
13950 East Los Angeles Avenue, Moorpark-----	56076
Vernon Asphalt Materials Co.	
345 Walnut Avenue, Gardena-----	19225
501 Railroad Place, Inglewood-----	19202
3100 Bandini Boulevard, Vernon-----	19418
Wagnild Ready Mixed Concrete Co.	
15203 Oxnard Street, Van Nuys-----	19072
Western Rock Co.	
4952 Arrow Highway, Montclair-----	36048
Williway, Inc., J.	
8555 East Whittier Boulevard, Pico-Rivera-----	19422
Yeager Construction Co., Inc., E. L.	
1995 Agua Mansa Road, Riverside-----	33007

No change on this page, Decision

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Correction