

Decision 90 08 048 AUG 8 1990

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)
transportation of rock, sand, and)
gravel, in bulk, in dump truck)
equipment in Northern California as)
provided in Minimum Rate Tariff 20)
and Northern California Production)
Area and Delivery Zone Directory 2,)
and the revisions or reissues)
thereof.)

Case 9820, OSH 37
(Filed May 22, 1990)

SUPPLEMENTAL ORDER

A decision dated today in this proceeding ordered that rates and charges in Minimum Rate Tariff (MRT) 20 be subject to a surcharge of 1.3% for a period of two years and that a permanent new tariff item consisting of a \$2.50 charge per cargo box be included to recover the costs incurred in compliance with Vehicle Code Section 23114 as amended by Assembly Bill 3220 (Katz), Chapter 1486, stats. 1988. Amendment of the tariff is accomplished by this order.

O R D E R

IT IS ORDERED that:

1. MRT 20 (Appendix A to Decision (D.) 81799, as amended) is further amended by incorporating Supplement 28, Ninth Revised Page ii, Seventh Revised Page 1-5, and Seventh Revised Page 1-6, attached, to become effective 30 days from today.
2. MRT 20 is further amended to incorporate new item #195 for the recovery of the costs of tarping in the amount of \$2.50 per cargo box.

3. In all other respects D.81799, as amended, shall remain in full force and effect.

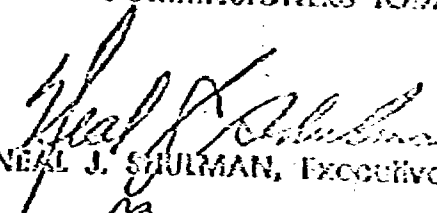
4. The Executive Director shall serve a copy of the tariff amendments on each subscriber to MRT 20.

This order is effective today.

Dated AUG 8 1990, at San Francisco, California.

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

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


NEAL J. SHULMAN, Executive Director

(E) SUPPLEMENT 28

(Supplements 2, 7, 27, and 28 Contain All Changes)

TO

MINIMUM RATE TARIFF 20

NAMING

MINIMUM ZONE RATES AND RULES

FOR THE

TRANSPORTATION OF ROCK, SAND AND GRAVEL

IN FOUR- AND FIVE-AXLE DUMP TRUCK EQUIPMENT FROM

DEFINED PRODUCTION AREAS TO DESIGNATED DELIVERY ZONES

AND DISTANCE RATES

IN NORTHERN CALIFORNIA

BY

DUMP TRUCK CARRIERS

(E) Expires September 7, 1992

Decision **90 08 048**

EFFECTIVE SEPTEMBER 7, 1990

Issued by the
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
Governor Edmund G. "Pat" Brown Building
505 Van Ness Avenue
San Francisco, California 94102

(E) \diamond APPLICATION OF SURCHARGE

Except as otherwise provided, compute the amount of charges in accordance with the rates and rules of this tariff, and increase the amount so computed as follows:
(SEE EXCEPTION)

1. By one and three-tenths (1.3) percent for zone and distance rates for the transportation of commodities named in Item 60 except when transported in permanent enclosed hoppers.
2. By eight-tenths (0.8) percent for the transportation of commodities in permanent enclosed hoppers.

For purposes of disposing of fractions under provisions hereof, fractions of less than one-half (1/2) cent shall be dropped and fractions of one-half (1/2) cent or greater shall be increased to the next higher whole cent.

EXCEPTION:

1. Items 200 and 220 - (Railhead-to-railhead charges only) and
2. Item 280 - Collect on Delivery (C.O.D.) Shipment.

THE END

(E) Expires September 7, 1992

\diamond Increase, Decision 90 08 048

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EFFECTIVE SEPTEMBER 7, 1990	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	
Correction	

SECTION 1--RULES (Concluded)	ITEM						
<p style="text-align: center;">ACCESSORIAL CHARGES (At Destination)</p> <p>In addition to the rates provided under Sections 1.5 through 6, an accessorial charge of \$29.85 per hour shall be assessed for all time which exceeds the free time allowance at point of destination (See Note 1).</p> <p>Time at destination shall be computed from the time of arrival of the unit of equipment at the point of destination to the time of the release of the unit of equipment by the consignee or his agent (including time spent in patching, spreading, multiple dumping or other similar service requested by the consignee or his agent). Chargeable time shall be computed to the nearest six (6) minutes, minimum charge six (6) minutes.</p> <p>NOTE 1.--The free time allowance for units of equipment listed under Column 1 shall be the time as set forth under Column 2.</p> <table style="width: 100%; border: none;"> <thead> <tr> <th style="text-align: center; border: none;"><u>Column 1</u></th> <th style="text-align: center; border: none;"><u>Column 2</u></th> </tr> </thead> <tbody> <tr> <td style="border: none;">Truck and transfer trailer combination equipment</td> <td style="text-align: center; border: none;">16 Minutes</td> </tr> <tr> <td style="border: none;">Equipment other than truck and transfer trailer combination</td> <td style="text-align: center; border: none;">7 Minutes</td> </tr> </tbody> </table>	<u>Column 1</u>	<u>Column 2</u>	Truck and transfer trailer combination equipment	16 Minutes	Equipment other than truck and transfer trailer combination	7 Minutes	180
<u>Column 1</u>	<u>Column 2</u>						
Truck and transfer trailer combination equipment	16 Minutes						
Equipment other than truck and transfer trailer combination	7 Minutes						
<p style="text-align: center;">ACCESSORIAL CHARGES (At Origin)</p> <p>In addition to the rates provided under Sections 1.5 through 6, an accessorial charge of \$29.85 per hour shall be assessed for all time which exceeds the free time allowance at point of origin (See Note 1).</p> <p>Time at origin shall be computed from the specified time of arrival or the actual time of arrival, whichever is later, to the time the unit of equipment has been loaded and weighed. Chargeable time shall be computed to the nearest six (6) minutes, minimum charge six (6) minutes.)</p> <p>NOTE 1.--The free time allowance for units of equipment listed under Column 1 shall be the time as set forth under Column 2.</p> <table style="width: 100%; border: none;"> <thead> <tr> <th style="text-align: center; border: none;"><u>Column 1</u></th> <th style="text-align: center; border: none;"><u>Column 2</u></th> </tr> </thead> <tbody> <tr> <td style="border: none;">Truck and transfer trailer combination equipment</td> <td style="text-align: center; border: none;">12 Minutes</td> </tr> <tr> <td style="border: none;">Equipment other than truck and transfer trailer combination</td> <td style="text-align: center; border: none;">9 Minutes</td> </tr> </tbody> </table>	<u>Column 1</u>	<u>Column 2</u>	Truck and transfer trailer combination equipment	12 Minutes	Equipment other than truck and transfer trailer combination	9 Minutes	190
<u>Column 1</u>	<u>Column 2</u>						
Truck and transfer trailer combination equipment	12 Minutes						
Equipment other than truck and transfer trailer combination	9 Minutes						
<p>No change on this page, Decision 90 08 048</p>							
<p>EFFECTIVE SEPTEMBER 7, 1990</p>							
<p>Correction</p>	<p>ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.</p>						

MINIMUM RATE TARIFF 20

ITEM SECTION 1--RULES (Concluded)

TARP LABOR CHARGE
 (In cents)

*
 ◇195

In addition to the charges in this tariff, when shipments are covered (tarped) by the carrier under the provisions of California Vehicle Code, Section 23114, and actual notice is given by the carrier to the shipper/contractor, or their (its) representative, prior to the transportation, that tarps will be used, the following charges will be assessed for equipment units with:

<u>1 Cargo Container (Box)</u>	<u>2 Cargo Containers (Boxes)</u>
250	500

Exceptions:

Not applicable to hourly rate shipments or when the shipper/contractor, or their (its) representative provides the labor to tarp and untarp carrier's equipment and carrier is relieved of those job functions.

ALTERNATIVE APPLICATION OF COMMON CARRIER RATES

Rates of common carrier by land may be applied in lieu of the rates provided in this tariff, when such common carrier rates produce a lower aggregate charge for the same transportation, from the same point of origin to the same point of destination, than results from the application of the rates herein provided (See Note 1). For charges for loading and unloading, see Note 1, Item 220. (See Notes 2, 3 and 4)

NOTE 1.--When the point of origin is on an industrial railroad connecting with a common carrier railroad, the common carrier rate shall be deemed to apply from the point of origin.

200

NOTE 2.--When a rail carload rate is subject to varying minimum weights, dependent upon the size of the car ordered or used, the lowest minimum weight obtainable under such minimum weight provisions may be used in applying the basis provided in this item. When the rail carload rate is subject to a specified minimum weight, subject to the condition that, if the car is loaded to full visible or weight carrying capacity, actual weight will apply, or to actual weight but not less than a lesser carload minimum weight, the actual weight will apply subject to the lesser carload minimum weight, if any.

NOTE 3.--In applying the provisions of this item, a rate no lower than the common carrier rate and a weight no lower than the actual weight or published minimum weight (whichever is the higher) applicable in connection with the common carrier rate shall be used.

NOTE 4.--When rail switching charges are applicable in connection with line-haul movements by rail and the gross weight of the shipment exceeds the applicable carload minimum weight, only one rail switching charge shall be assessed.

* Addition)
 ◇ Increase) Decision

90 08 048

EFFECTIVE SEPTEMBER 7, 1990

Correction

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