

Mailed

JUL 24 1992

Decision 92-07-043 July 22, 1992

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the investigation)
 for the purpose of considering and)
 and determining minimum rates for)
 the transportation of asphaltic)
 concrete 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 and reissues thereof.)

ORIGINAL

Case 9819
 Petition for Modification 152
 (Filed January 14, 1992;
 amended March 27, 1992)

O P I N I O N

Petitioner Fontana Paving, Inc. is now producing and shipping rock, sand and asphaltic products from a facility located in Corona. Zone Delivery rates have not been established from this area. A clarifying amendment was filed March 27, 1992.

Petitioner proposes an amendment to Minimum Rate Tariff 17A which would add a new production area and establish zone rates from this facility.

Notice of the amendment was published in the Daily Transportation Calendar on April 8, 1992. No protests have been received. Transportation Division has recommended that the petition be granted in the absence of protest.

The first publication in the Transportation Calendar made it appear that the subject of the petition was the transportation of asphaltic concrete in containers. This arose because the petition used an erroneous description of Case 9819 in the caption. In order to ensure that no potential protestant is misled to his or her detriment, we have republished the notice and deferred action until 30 days after the correct notice was given.

Findings of Fact

1. Notice of the filing of the application appeared in the Transportation Calendar on January 23, 1992, and was republished correctly on June 8, 1992. No protests have been filed. A hearing is not necessary.

2. The rates proposed by the petition will be just, reasonable and nondiscriminatory.

3. Since this order grants rate relief and since action has been deferred, it should be effective today.

Conclusion of Law

The petition should be granted in full.

O R D E R

IT IS ORDERED that:

1. Minimum Rate Tariff 17-A (Appendix C to Decision 80578, as amended) is further amended by incorporating Eighth Revised Page 184 and Original Page 184-1 to Directory 1 and Original Pages 6-RR, 6-RR-1, and 6-RR-2 to Minimum Rate Tariff 17-A, attached, to become effective 39 days after today.

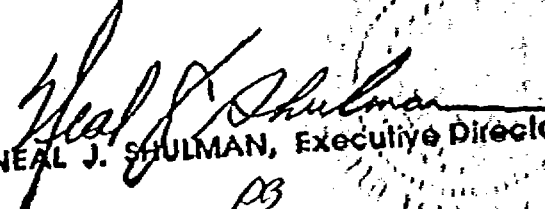
2. The Executive Director shall serve a copy of this decision on all subscribers to MRT 17-A.

This order is effective today.

Dated July 22, 1992, at San Francisco, California.

DANIEL Wm. FESSLER
President
JOHN B. OHANIAN
PATRICIA M. ECKERT
NORMAN D. SHUMWAY
Commissioners

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


NEAL J. SHULMAN, Executive Director

APPENDIX A

LIST OF REVISED PAGES TO MINIMUM RATE TARIFF 17-A

EIGHTH	REVISED	PAGE	184 (Directory 1)
ORIGINAL		PAGE	184-1 (Directory 1)
ORIGINAL		PAGE	6-RR
ORIGINAL		PAGE	6-RR-1
ORIGINAL		PAGE	6-RR-2

SECTION 4--RIVERSIDE COUNTY PRODUCTION AREAS AND DELIVERY ZONES (Continued)

AREA

RIVERSIDE COUNTY PRODUCTION AREAS

Beginning at the intersection of 26th Street and Bloomington Boulevard easterly along 26th Street and its easterly prolongation to the west bank of the Santa Ana River; northerly along the west bank of the Santa Ana River to Crestmore Avenue; westerly along Crestmore Avenue to Agua Mansa Road; northeasterly along Agua Mansa Road to Wilson Drive; westerly along the westerly prolongation of Wilson Drive to Bloomington Boulevard; southerly along Bloomington Boulevard to the point of beginning.

33-C

Beginning at the intersection of Milliken Avenue and Patton Road; east along Patton Road to Wineville Avenue; south along Wineville Avenue to Highway U.S. 60; northwesterly along Highway U.S. 60 to Milliken Avenue; north along Milliken Avenue to the point of beginning.

33-F

Beginning at the intersection of the north prolongation of Rimpau Avenue and the main line of The Atchison, Topeka and Santa Fe Railway Company; easterly along said main line to its intersection with the Temescal Branch Line of The Atchison, Topeka and Santa Fe Railway Company; southerly along said branch line to 6th Street; west along 6th Street to Rimpau Avenue; north along Rimpau Avenue and its prolongation to the point of beginning.

33-G

Beginning at the intersection of the Riverside-San Bernardino County Line with the northerly boundary line of Section 19, Township 3 South, Range 7 West; easterly along the northerly boundary line of Section 19, Township 3 South, Range 7 West to State Highway 71; southerly along State Highway 71 to the southerly boundary line of Section 19, Township 3 South, Range 7 West; westerly along the southerly boundary of Section 19, Township 3 South, Range 7 West to the Riverside-San Bernardino County Line; northerly along said line to the point of beginning.

33-O

That portion of the west half of Section 33, Township 3 South, Range 6 West, as shown by map of Rancho El Sobrante de San Jacinto on file in Book 1 of Maps, at page 8 thereof, Records of San Bernardino County, California, more particularly described as follows: Beginning at the center of Section 33, as shown by Record of Survey on file in Book 23 of Records of Survey, page 40 thereof, Records of Riverside County, California; thence North 00° 09' 12" East along the east line of said west half of Section 33, a distance of 1659.06 feet to a point therein; thence South 77° 30' 00" West, a distance of 2641.23 feet to a point in the west line of that certain parcel of land conveyed to Dix Leasing Corporation, by deed recorded August 23, 1977 as Instrument No. 164209 of Official Records of Riverside County, California; thence South 47° 11' East, a distance of 141.75 feet; thence South 13° 35' East, a distance of 317.00 feet; thence South 01° 29' West, a distance of 331.00 feet; thence South 06° 45' East, a distance of 150.00 feet; thence South 51° 05' West, a distance of 117.40 feet; thence South 22° 19' East, a distance of 307.31 feet; thence South 32° 20' East, a distance of 181.00 feet; thence South 37° 52' 30" East, a distance of 215.00 feet; thence South 36° 33' 30" East, a distance of 473.00 feet; thence South 05° 26' 30" East, a distance of 483.00 feet; thence North 53° 26' 36" East, a distance of 2247.06 feet to the point of beginning.

33-R

Commencing at the Southeast Corner of said Section 9; thence North 01° 35' 30" East, a distance of 60.00 feet; thence North 00° 08' 02" West, a distance of 479.89 feet; thence North 13° 03' 38" East, a distance of 477.79 feet; thence North 21° 38' 54" East, a distance of 708.72 feet; thence North 00° 11' 52" East, a distance of 694.35 feet; thence North 04° 38' 41" West, a distance of 268.27 feet; thence North 20° 02' 46" West, a distance of 293.09 feet; thence North 38° 28' 34" West, a distance of 270.33 feet; thence North 62° 31' 05" West, a distance of 468.61 feet; thence North 66° 49' 08" East, a distance of 252.82 feet to the point of beginning of the parcel of land to be described; thence North 22° 53' 18" West, a distance of 763.42 feet; thence North 82° 38' 09" East, a distance of 338.47 feet; thence South 84° 03' 02" East, a distance of 300.00 feet to the Westerly line of the Atchinson, Topeka and Santa Fe Railroad Right-of-Way; thence Southerly along said Westerly line to a line that bears North 66° 49' 08" East, from the point of beginning; thence South 66° 49' 08" West along said line a distance of 560.51 feet to the point of beginning.

*33-RA

Decision 92-07-043
 * Addition

EFFECTIVE AUGUST 30, 1992

Correction 302

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

SECTION 4--RIVERSIDE COUNTY PRODUCTION AREAS AND DELIVERY ZONES (Continued)

AREA

RIVERSIDE COUNTY PRODUCTION AREAS

Beginning at the bridge numbered 7.1 on the Elsinore Branch Line of The Atchison, Topeka and Santa Fe Railway Company; thence southerly along the railroad right-of-way to Temescal Canyon Road; southeasterly along Temescal Canyon Road to the private road leading to Rancho El Hermoso; northeasterly along said private road to the east bank of Temescal Wash; northerly along the east bank of Temescal Wash to Clay Road; westerly along Clay Road to the west bank of Temescal Wash; northerly along the west bank of Temescal Wash to a point directly west from point of beginning; thence directly east along an imaginary line to point of beginning.

33-S

Beginning at the intersection of Maitri Road and State Highway 71 in Mayhew Canyon; thence easterly along State Highway 71 to Underpass No. 10.4-B on the Elsinore Branch Line of The Atchison, Topeka and Santa Fe Railway Company; thence southwesterly along a direct line to The Pacific Telephone and Telegraph Company utility pole No. 104373-M; thence southerly along the western boundary of an unnamed wash to the intersection of the unnamed wash and Ritter Road; thence northwesterly 1200 feet along Ritter Road to a point 4100 feet northerly of the boundary of Cleveland National Forest; thence southerly 4100 feet along a direct line to the boundary of Cleveland National Forest; thence westerly 5800 feet along the boundary of Cleveland National Forest to the intersection with a line parallel to and 4000 feet west of the prolongation of Maitri Road and Maitri Road; thence northerly along said line to the intersection with the southern terminus of Glen Ivy Road; thence northerly and northeasterly along Glen Ivy Road to the intersection with State Highway 71; thence southeasterly along State Highway 71 to point of beginning.

33-T

Decision 92-07-043

EFFECTIVE AUGUST 30, 1992

Correction 303

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-RR													
TO THE DELIVERY ZONES SET FORTH BELOW													
ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
19001	741	19051	807	19101	549	19151	637	19201	672	19251	715	19314	538
19002	741	19052	784	19102	569	19152	689	19202	642	19252	686	19315	554
19003	756	19053	762	19103	579	19153	677	19203	650	19253	733	19316	562
19004	749	19054	745	19104	599	19154	721	19204	610	19254	718	19317	565
19005	744	19055	726	19105	586	19155	688	19205	596	19255	685	19318	521
19006	735	19056	710	19106	601	19156	702	19206	563	19256	686	19319	480
19007	720	19057	695	19107	662	19157	742	19207	526	19257	653	19320	470
19008	748	19058	663	19108	691	19158	734	19208	518	19258	626	19321	454
19009	760	19059	653	19109	681	19159	749	19209	534	19259	601	19322	424
19010	758	19060	606	19110	694	19180	784	19210	567	19280	596	19323	424
19011	795	19061	609	19111	678	19161	822	19211	582	19261	569	19324	402
19012	831	19062	561	19112	697	19162	854	19212	616	19262	546	19325	385
19013	805	19063	567	19113	703	19163	891	19213	623	19263	542	19326	364
19014	783	19064	664	19114	714	19164	915	19214	636	19264	561	19327	363
19015	765	19065	620	19115	819	19165	944	19215	629	19265	575	19328	387
19016	747	19066	624	19116	734	19166	885	19216	632	19266	599	19329	361
19017	729	19067	647	19117	730	19167	672	19217	597	19267	612	19330	350
19018	706	19068	647	19118	722	19168	685	19218	581	19268	627	19331	350
19019	709	19069	688	19119	715	19169	653	19219	552	19269	674	19332	349
19020	678	19070	671	19120	701	19170	633	19220	534	19270	700	19333	347
19021	680	19071	688	19121	701	19171	612	19221	511	19271	719	19334	368
19022	667	19072	718	19122	693	19172	606	19222	512	19272	703	19335	363
19023	662	19073	720	19123	673	19173	596	19223	483	19273	756	19336	408
19024	648	19074	740	19124	608	19174	556	19224	505	19274	713	19337	445
19025	646	19075	754	19125	607	19175	577	19225	532	19275	759	19338	471
19026	630	19076	786	19126	591	19176	564	19226	556	19276	727	19339	509
19027	633	19077	803	19127	576	19177	564	19227	564	19277	733	19340	513
19028	629	19078	824	19128	575	19178	599	19228	613	19278	715	19341	564
19029	625	19079	900	19129	566	19179	584	19229	628	19279	714	19342	578
19030	599	19080	869	19130	589	19180	598	19230	582	19280	692	19343	537
19031	589	19081	835	19131	603	19181	615	19231	567	19281	675	19344	525
19032	572	19082	819	19132	605	19182	635	19232	546	19282	661	19345	494
19033	578	19083	817	19133	561	19183	641	19233	516	19283	659	19346	498
19034	587	19084	796	19134	615	19184	654	19234	499	19284	633	19347	482
19035	606	19085	779	19135	636	19185	674	19235	477	19285	625	19348	459
19036	606	19086	769	19136	702	19186	699	19236	514	19286	643	19349	437
19037	622	19087	755	19137	724	19187	715	19237	542	19287	713	19350	400
19038	617	19088	742	19138	768	19188	690	19238	564	19301	591	19351	372
19039	694	19089	723	19139	708	19189	670	19239	606	19302	563	19352	329
19040	654	19090	693	19140	717	19190	629	19240	652	19303	557	19353	311
19041	705	19091	670	19141	666	19191	603	19241	625	19304	551	19354	325
19042	737	19092	653	19142	647	19192	524	19242	606	19305	549	19355	254
19043	764	19093	645	19143	617	19193	563	19243	614	19306	543	19356	267
19044	789	19094	636	19144	616	19194	582	19244	576	19307	548	19357	267
19045	806	19095	628	19145	606	19195	614	19245	549	19308	524	19358	254
19046	829	19096	641	19146	576	19196	638	19246	531	19309	510	19359	291
19047	845	19097	624	19147	601	19197	664	19247	565	19310	480	19360	301
19048	863	19098	599	19148	589	19198	661	19248	622	19311	505	19361	303
19049	843	19099	605	19149	564	19199	670	19249	634	19312	529	19362	361
19050	827	19100	629	19150	607	19200	690	19250	729	19313	514	19363	404

Change, Decision No. 92-07-043

EFFECTIVE: August 30, 1992

ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA,

Correction 2727

SAN FRANCISCO, CALIFORNIA,

SECTION 6 - ZONE RATES IN CENTS PER TON
COMMODITIES AS DESCRIBED IN ITEM-60
FROM RIVERSIDE COUNTY PRODUCTION AREA 33-RR
TO THE DELIVERY ZONES SET FORTH BELOW

ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
19364	401	19426	362	19607	787	19754	854	30042	301	30100	482	33026	220
19365	414	19427	376	19608	822	19755	800	30043	373	30101	515	33027	193
19366	429	19428	383	19609	798	19756	852	30044	353	30102	540	33028	178
19367	461	19429	438	19610	827	19757	979	30045	352	30103	570	33029	170
19368	470	19430	457	19700	771	19758	1013	30046	327	30118	581	33030	154
19369	475	19431	440	19701	784	19759	882	30047	318	30117	580	33031	188
19370	487	19432	458	19702	816	19760	718	30048	330	30118	588	33032	136
19371	518	19433	484	19703	852	19761	787	30049	375	30120	338	33033	133
19372	546	19434	460	19704	885	19762	778	30050	345	30121	358	33034	158
19373	586	19435	483	19705	918	30001	289	30051	330	30122	380	33035	177
19374	553	19436	446	19706	855	30002	292	30052	380	30123	404	33036	290
19375	533	19437	436	19707	888	30003	318	30053	383	30124	424	33037	285
19376	510	19438	422	19708	865	30004	345	30054	383	30125	464	33038	307
19377	495	19439	371	19709	876	30005	358	30055	385	30126	435	33039	337
19378	480	19440	367	19710	834	30006	364	30056	413	30127	453	33040	281
19379	490	19441	400	19711	850	30007	371	30057	434	30128	461	33041	255
19380	446	19442	431	19712	825	30008	338	30058	454	30129	551	33042	241
19381	454	19443	465	19713	800	30009	317	30059	475	30130	518	33043	214
19382	428	19444	496	19714	784	30010	287	30060	482	30131	551	33044	189
19383	442	19445	489	19715	789	30011	255	30061	438	30132	580	33045	153
19384	422	19446	480	19716	829	30012	305	30062	408	30133	501	33046	132
19385	408	19447	468	19717	822	30013	333	30063	390	30134	488	33047	86
19397	310	19448	450	19726	823	30014	334	30064	385	30135	477	33048	117
19398	310	19449	435	19727	861	30015	358	30065	355	30136	504	33049	137
19399	311	19450	414	19728	891	30016	379	30066	385	30137	485	33050	120
19401	406	19451	398	19729	721	30017	404	30067	445	33001	467	33051	214
19402	382	19452	377	19730	753	30018	397	30068	424	33002	480	33052	241
19403	378	19453	402	19731	790	30019	375	30069	440	33003	430	33053	274
19404	325	19454	428	19732	825	30020	352	30070	437	33004	444	33054	275
19405	325	19455	452	19733	867	30021	336	30071	418	33005	227	33055	388
19406	338	19456	464	19734	915	30022	300	30072	393	33006	222	33056	348
19407	346	19457	507	19735	962	30023	280	30073	373	33007	249	33057	343
19408	354	19458	485	19736	1006	30024	287	30074	400	33008	244	33058	325
19409	389	19459	489	19737	1066	30025	233	30075	427	33009	257	33059	298
19410	389	19460	465	19738	1127	30026	330	30076	444	33010	241	33060	271
19411	400	19461	433	19739	1180	30027	318	30077	458	33011	211	33061	277
19412	440	19462	449	19740	1223	30028	291	30078	432	33012	232	33062	299
19413	433	19463	464	19741	1268	30029	295	30079	432	33013	232	33063	124
19414	488	19464	481	19742	1320	30030	309	30080	437	33014	241	33064	146
19415	477	19465	518	19743	1378	30031	321	30081	385	33015	215	33065	283
19416	505	19466	523	19744	1422	30032	342	30090	441	33016	208	33066	323
19417	529	19467	473	19745	1467	30033	373	30091	473	33017	330	33067	404
19418	531	19468	468	19746	1526	30034	400	30092	464	33018	303	33068	420
19419	506	19469	439	19747	838	30035	423	30093	471	33019	287	33069	412
19420	501	19600	819	19748	890	30036	441	30094	485	33020	185	33070	443
19421	485	19601	846	19749	943	30037	451	30095	503	33021	187	33071	485
19422	466	19602	856	19750	971	30038	425	30096	489	33022	184	33072	485
19423	453	19603	707	19751	738	30039	451	30097	525	33023	174	33073	450
19424	440	19605	699	19752	771	30040	418	30098	545	33024	165	33074	427
19425	416	19606	747	19753	812	30041	408	30099	464	33025	202	33075	348

Change, Decision No. 92-07-043

EFFECTIVE: August 30, 1992

Correction 2728

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

SECTION 6 - ZONE RATES IN CENTS PER TON											
COMMUNITIES AS DESCRIBED IN ITEM-60											
FROM RIVERSIDE COUNTY PRODUCTION AREA 33-RR											
TO THE DELIVERY ZONES SET FORTH BELOW											
ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
33076	328	36007	324	36057	302	36315	775				
33077	305	36008	330	36058	280	36316	808				
33078	342	36009	342	36059	274	36317	839				
33079	334	36010	365	36060	257	36318	888				
33080	337	36011	367	36061	286	36319	892				
33081	337	36012	331	36062	314	36320	921				
33082	369	36013	344	36063	338	36321	941				
33083	511	36014	356	36064	349	36322	936				
33084	481	36015	357	36065	371	36323	904				
33085	435	36016	374	36066	386	36324	870				
33086	401	36017	380	36067	403	36325	837				
33087	381	36018	335	36068	425	36326	808				
33088	361	36019	331	36069	428	36327	585				
33089	347	36020	315	36070	415	36328	526				
33090	347	36021	317	36071	377	36329	482				
33091	366	36022	309	36072	306	36330	454				
33092	364	36023	336	36073	237	36331	415				
33093	383	36024	346	36074	237	36332	380				
33094	404	36025	321	36075	265						
33095	417	36026	316	36076	290						
33096	448	36027	305	36077	240						
33097	417	36028	329	36078	224						
33098	386	36029	354	36079	226						
33099	377	36030	369	36080	247						
33100	398	36031	329	36081	265						
33101	395	36032	329	36082	276						
33102	411	36033	367	36083	245						
33103	432	36034	342	36084	240						
33104	426	36035	317	36085	230						
33105	110	36036	291	36086	207						
33201	402	36037	281	36087	202						
33202	432	36038	293	36088	191						
33203	403	36039	302	36089	211						
33204	386	36040	325	36090	230						
33205	368	36041	330	36091	222						
33206	358	36042	299	36092	201						
33207	348	36043	293	36301	360						
33208	329	36044	297	36302	426						
33209	364	36045	308	36303	463						
33210	372	36046	308	36304	504						
33211	399	36047	315	36305	548						
33212	412	36048	321	36306	582						
33213	433	36049	298	36307	626						
33214	456	36050	282	36308	652						
36001	378	36051	280	36309	678						
36002	337	36052	248	36310	652						
36003	362	36053	251	36311	641						
36004	363	36054	255	36312	670						
36005	349	36055	278	36313	706						
36006	334	36056	298	36314	741						

Change, Decision No. 92-07-043

EFFECTIVE: August 30, 1992

Correction 2729

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