

AUG 14 1992

Decision 92-08-016 August 11, 1992

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,)
 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 154
 (Filed March 19, 1992)

O P I N I O N

Petitioner Paul Hubbs Construction Company requests modification of Public Utilities Commission Minimum Rate Tariff 17-A (MRT 17-A) and Southern California Production Area and Delivery Zone Directory 1 to:

1. Establish a new commercial production area in Riverside County.
2. Establish zone rates for commodities listed in Item 60 of MRT 17-A from this new area to establish delivery zones in Riverside, San Bernardino, Los Angeles, and Orange Counties.

Petitioner is now producing, marketing, and distributing rock, sand, and gravel products at its facility located at 9001 Cajalco Road, approximately one mile east of Interstate 15 Fwy in Riverside County.

This facility is similar to other facilities maintained by competitive natural rock aggregate producers. Zone rates are established for the competitive facilities but not from petitioner's facility. It requests that MRT 17-A be modified to correct this omission.

This decision grants the petition, modifying MRT 17-A to establish a new production area, designated as PA 33-TT in Riverside County, and zone rates to all delivery zones in Los Angeles, Orange, Riverside, and San Bernardino Counties.

These zone rates reflect a new tie-in segment from PA 33-TT to traverse node 20634 on Cajalco Road.

The Commission staff recommends ex parte handling of this matter.

Findings of Fact

1. Notice of the filing of the application appeared in the Transportation Calendar on March 24, 1992. No protests have been received. No hearing is necessary.

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

3. Since this order grants rate relief, 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 (MRT) 17-A (Appendix C to D.80578, as amended) is further amended by incorporating Original Pages 6-TT, 6-TT-1, 6-TT-2, and Directory 1 Original Page 184-1, 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 August 11, 1992, at San Francisco, California.

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

Commissioner John B. Ohanian,
being necessarily absent, did
not participate.

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


NEAL J. SHULMAN, Executive Director

SECTION 6 - ZONE RATES IN CENTS PER TON													
COMMODITIES AS DESCRIBED IN ITEM 60													
FROM RIVERSIDE COUNTY PRODUCTION AREA 33-TT													
TO THE DELIVERY ZONES SET FORTH BELOW													
ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE		
19001	768	19051	834	19101	576	19151	664	19201	699	19251	742	19314	565
19002	768	19052	811	19102	596	19152	696	19202	669	19252	713	19315	581
19003	783	19053	789	19103	606	19153	704	19203	677	19253	760	19316	589
19004	776	19054	772	19104	626	19154	748	19204	637	19254	745	19317	592
19005	771	19055	753	19105	613	19155	713	19205	623	19255	722	19318	548
19006	762	19056	737	19106	628	19156	729	19206	590	19256	693	19319	507
19007	747	19057	722	19107	689	19157	769	19207	553	19257	680	19320	497
19008	775	19058	690	19108	718	19158	761	19208	546	19258	653	19321	480
19009	787	19059	681	19109	708	19159	776	19209	561	19259	628	19322	451
19010	785	19060	635	19110	721	19160	811	19210	584	19260	622	19323	451
19011	822	19061	636	19111	705	19161	849	19211	619	19261	596	19324	429
19012	858	19062	618	19112	724	19162	881	19212	643	19262	573	19325	412
19013	832	19063	594	19113	730	19163	918	19213	651	19263	569	19326	391
19014	810	19064	691	19114	741	19164	942	19214	663	19264	588	19327	360
19015	792	19065	647	19115	846	19165	971	19215	656	19265	602	19328	414
19016	774	19066	651	19116	760	19166	712	19216	659	19266	626	19329	388
19017	756	19067	674	19117	757	19167	699	19217	624	19267	639	19330	377
19018	733	19068	674	19118	749	19168	712	19218	608	19268	655	19331	377
19019	736	19069	715	19119	742	19169	680	19219	579	19269	701	19332	376
19020	705	19070	698	19120	728	19170	660	19220	561	19270	727	19333	373
19021	707	19071	715	19121	728	19171	639	19221	538	19271	746	19334	395
19022	694	19072	745	19122	720	19172	633	19222	540	19272	730	19335	420
19023	689	19073	747	19123	700	19173	623	19223	510	19273	763	19336	435
19024	675	19074	767	19124	635	19174	586	19224	532	19274	740	19337	472
19025	673	19075	781	19125	634	19175	604	19225	559	19275	786	19338	498
19026	657	19076	813	19126	618	19176	591	19226	583	19276	754	19339	536
19027	660	19077	830	19127	603	19177	591	19227	611	19277	760	19340	541
19028	657	19078	851	19128	602	19178	596	19228	640	19278	742	19341	591
19029	652	19079	927	19129	593	19179	611	19229	655	19279	742	19342	605
19030	626	19080	896	19130	616	19180	625	19230	619	19280	719	19343	564
19031	616	19081	862	19131	630	19181	642	19231	594	19281	702	19344	552
19032	599	19082	846	19132	632	19182	662	19232	572	19282	688	19345	521
19033	605	19083	844	19133	618	19183	668	19233	543	19283	686	19346	525
19034	614	19084	823	19134	642	19184	681	19234	526	19284	660	19347	509
19035	635	19085	806	19135	663	19185	701	19235	505	19285	652	19348	486
19036	635	19086	796	19136	729	19186	726	19236	541	19286	670	19349	464
19037	649	19087	782	19137	751	19187	742	19237	569	19287	740	19350	427
19038	644	19088	769	19138	795	19188	717	19238	591	19301	618	19351	399
19039	721	19089	750	19139	735	19189	697	19239	633	19302	591	19352	347
19040	721	19090	721	19140	744	19190	656	19240	679	19303	584	19353	338
19041	733	19091	697	19141	693	19191	630	19241	652	19304	578	19354	352
19042	764	19092	680	19142	674	19192	551	19242	633	19305	576	19355	321
19043	791	19093	672	19143	644	19193	590	19243	641	19306	570	19356	324
19044	816	19094	665	19144	643	19194	620	19244	603	19307	575	19357	294
19045	835	19095	655	19145	633	19195	641	19245	576	19308	551	19358	291
19046	856	19096	668	19146	603	19196	665	19246	558	19309	537	19359	318
19047	872	19097	652	19147	628	19197	691	19247	622	19310	507	19360	328
19048	890	19098	626	19148	616	19198	688	19248	649	19311	532	19361	330
19049	870	19099	632	19149	621	19199	697	19249	662	19312	556	19362	418
19050	854	19100	656	19150	634	19200	717	19250	756	19313	541	19363	431

CHANGE, DECISION NO. 92-08-016

EFFECTIVE DATE: SEPTEMBER 19, 1992

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

CORRECTION NO. 2730

SECTION 6 - ZONE RATES IN CENTS PER TON													
COMMODITIES AS DESCRIBED IN ITEM-60													
FROM RIVERSIDE COUNTY PRODUCTION AREA 33-TT													
TO THE DELIVERY ZONES SET FORTH BELOW													
ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
19364	428	19426	419	19607	814	19754	881	30042	418	30100	509	33026	251
19365	441	19427	403	19608	849	19755	927	30043	400	30101	541	33027	220
19366	456	19428	420	19609	825	19756	979	30044	380	30102	567	33028	205
19367	488	19429	465	19610	854	19757	1006	30045	379	30103	597	33029	197
19368	497	19430	484	19700	798	19758	1040	30046	354	30116	588	33030	181
19369	502	19431	478	19701	812	19759	709	30047	345	30117	617	33031	195
19370	524	19432	485	19702	843	19760	745	30048	357	30118	624	33032	165
19371	545	19433	511	19703	879	19761	794	30049	402	30120	365	33033	169
19372	573	19434	496	19704	912	19762	805	30050	372	30121	385	33034	194
19373	613	19435	520	19705	945	30001	296	30051	358	30122	407	33035	213
19374	580	19436	473	19706	882	30002	319	30052	387	30123	431	33036	284
19375	560	19437	463	19707	895	30003	343	30053	410	30124	451	33037	300
19376	537	19438	449	19708	892	30004	372	30054	410	30125	491	33038	322
19377	522	19439	398	19709	903	30005	385	30055	412	30126	462	33039	352
19378	506	19440	414	19710	861	30006	411	30056	440	30127	480	33040	284
19379	517	19441	427	19711	877	30007	398	30057	461	30128	488	33041	274
19380	473	19442	458	19712	852	30008	366	30058	481	30129	578	33042	277
19381	481	19443	492	19713	827	30009	344	30059	502	30130	543	33043	250
19382	454	19444	523	19714	811	30010	294	30060	489	30131	578	33044	225
19383	469	19445	516	19715	817	30011	282	30061	463	30132	607	33045	189
19384	449	19446	506	19716	856	30012	332	30062	433	30133	528	33046	168
19385	435	19447	493	19717	849	30013	360	30063	417	30134	513	33047	132
19397	337	19448	477	19726	650	30014	361	30064	392	30135	504	33048	144
19398	337	19449	462	19727	688	30015	384	30065	382	30136	531	33049	164
19399	338	19450	441	19728	718	30016	406	30066	412	30137	512	33050	148
19401	433	19451	425	19729	748	30017	431	30067	472	33001	504	33051	250
19402	409	19452	404	19730	780	30018	424	30068	451	33002	496	33052	277
19403	405	19453	429	19731	817	30019	402	30069	467	33003	466	33053	270
19404	352	19454	455	19732	852	30020	379	30070	464	33004	480	33054	260
19405	352	19455	479	19733	894	30021	363	30071	443	33005	263	33055	353
19406	366	19456	491	19734	942	30022	327	30072	420	33006	258	33056	314
19407	373	19457	534	19735	989	30023	307	30073	400	33007	285	33057	308
19408	381	19458	512	19736	1033	30024	294	30074	427	33008	280	33058	290
19409	416	19459	516	19737	1093	30025	260	30075	454	33009	293	33059	263
19410	416	19460	492	19738	1154	30026	357	30076	471	33010	269	33060	236
19411	427	19461	460	19739	1207	30027	345	30077	483	33011	238	33061	242
19412	467	19462	477	19740	1250	30028	318	30078	459	33012	262	33062	271
19413	460	19463	491	19741	1296	30029	322	30079	459	33013	269	33063	131
19414	515	19464	508	19742	1347	30030	336	30080	464	33014	278	33064	154
19415	504	19465	545	19743	1404	30031	348	30081	422	33015	251	33065	247
19416	532	19466	550	19744	1449	30032	369	30090	468	33016	244	33066	288
19417	556	19467	500	19745	1494	30033	400	30091	500	33017	367	33067	368
19418	558	19468	495	19746	1553	30034	427	30092	491	33018	340	33068	384
19419	533	19469	466	19747	865	30035	450	30093	498	33019	323	33069	376
19420	528	19600	646	19748	917	30036	468	30094	522	33020	221	33070	408
19421	512	19601	673	19749	970	30037	478	30095	530	33021	223	33071	460
19422	493	19602	683	19750	998	30038	452	30096	496	33022	221	33072	430
19423	480	19603	734	19751	765	30039	478	30097	552	33023	210	33073	414
19424	467	19605	726	19752	798	30040	445	30098	572	33024	201	33074	391
19425	443	19606	774	19753	839	30041	436	30099	491	33025	238	33075	312

CHANGE, DECISION NO. 92-08-016

EFFECTIVE DATE: SEPTEMBER 19, 1992

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

CORRECTION NO. 2731

SECTION 6 - ZONE RATES IN CENTS PER TON											
COMMODITIES AS DESCRIBED IN ITEM 60											
FROM RIVERSIDE COUNTY PRODUCTION AREA 33-TT											
TO THE DELIVERY ZONES SET FORTH BELOW											
ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE	ZONE	RATE
33076	292	36007	360	36057	338	36315	811				
33077	270	36008	366	36058	316	36316	842				
33078	306	36009	378	36059	310	36317	875				
33079	299	36010	401	36060	293	36318	902				
33080	302	36011	394	36061	322	36319	929				
33081	302	36012	358	36062	350	36320	958				
33082	334	36013	371	36063	375	36321	977				
33083	476	36014	383	36064	385	36322	972				
33084	448	36015	384	36065	408	36323	940				
33085	399	36016	401	36066	422	36324	908				
33086	366	36017	387	36067	439	36325	873				
33087	346	36018	362	36068	461	36326	644				
33088	326	36019	358	36069	464	36327	601				
33089	311	36020	342	36070	451	36328	562				
33090	311	36021	344	36071	413	36329	528				
33091	331	36022	336	36072	344	36330	490				
33092	328	36023	363	36073	273	36331	451				
33093	348	36024	382	36074	273	36332	416				
33094	369	36025	357	36075	301						
33095	382	36026	352	36076	287						
33096	412	36027	341	36077	267						
33097	381	36028	365	36078	251						
33098	360	36029	390	36079	253						
33099	341	36030	405	36080	275						
33100	362	36031	365	36081	292						
33101	359	36032	365	36082	303						
33102	375	36033	403	36083	272						
33103	396	36034	378	36084	267						
33104	462	36035	354	36085	256						
33105	141	36036	327	36086	235						
33201	366	36037	317	36087	229						
33202	397	36038	329	36088	218						
33203	367	36039	338	36089	238						
33204	351	36040	361	36090	256						
33205	332	36041	357	36091	249						
33206	322	36042	326	36092	229						
33207	313	36043	320	36301	426						
33208	294	36044	324	36302	462						
33209	328	36045	335	36303	500						
33210	337	36046	335	36304	540						
33211	363	36047	343	36305	584						
33212	377	36048	348	36306	628						
33213	397	36049	325	36307	662						
33214	420	36050	309	36308	689						
36001	414	36051	307	36309	714						
36002	373	36052	275	36310	689						
36003	398	36053	277	36311	678						
36004	399	36054	282	36312	707						
36005	386	36055	305	36313	742						
36006	370	36056	325	36314	778						

CHANGE, DECISION NO. 92-08-016

EFFECTIVE DATE: SEPTEMBER 19, 1992

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

CORRECTION NO. 2732

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 Hermosa; 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-W; 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

That portion of the West one half of Section 15, Township 4 South, Range 6 West, San Bernardino Meridian, as shown by Sectionized survey of Rancho El Sobrante de San Jacinto, recorded in Book 1 of Maps, page 8 in the Office of the County Recorder of San Bernardino County, California described as follows:

*33-TT

Commencing at Station 23 of said Rancho El Sobrante de San Jacinto; thence North 83 30' West, 1210 feet to the true point of beginning; thence Northwesterly to a point which is 250 feet East of Station 21 of said Rancho; thence Northwesterly on a line whose Northerly terminus is a point on the Northerly line of Section 16, of said township 4 South, Range 6 West, San Bernardino Meridian, that is 125 feet Easterly of the North one quarter corner of said section 16, to the Westerly line of said Section 15; thence Northerly along said Westerly line a distance of 280 feet; thence East, 380 feet; thence South 64 East 1880 feet; thence South 11 East, 970 feet; thence South 6 West, 1020 feet; thence South 70 , West, 700 feet to the true point of beginning.

Decision 92-08-016
Addition

EFFECTIVE SEPTEMBER 19, 1992

Correction 304

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