

ORIGINAL

Decision No. **88476** FEB 7 1978

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.

Case No. 9819
Petition for Modification
No. 27
(Filed November 9, 1977)

OPINION AND ORDER

Petitioner, Enterprise Materials Corporation, a corporation, is engaged in the business of producing, marketing and distributing rock, sand and gravel in southern California. Petitioner seeks revision of Los Angeles County Production Area 19-F as described in the Commission's Southern California Production Area and Delivery Zone Directory 1. The descriptions of production areas and delivery zones in Directory 1 govern dump truck rates contained in Minimum Rate Tariff 17-A (MRT 17-A). Petitioner seeks enlargement of Production Area 19-F to include an area lying immediately to the south of Clark Street of the production area and to the west of the San Gabriel River. Petitioner presently conducts operations as a producer of rock, sand and gravel in this area, which is adjacent to the present boundaries of Production Area 19-F and is adjacent to one of its competitors whose properties are partly within and partly without Production Area 19-F.

The Transportation Division Staff has made a field inspection of the additional area to be added to Production Area 19-F and recommends that the petition be granted.

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The petition was listed on the Commission's Daily Calendar of November 14, 1977. California Trucking Association (CTA) objected to the ex parte handling of this matter stating: "Petitioner has not provided any basis for his proposed revision in Production Area 19-F." Petitioner in its petition has set forth its basis for this request as mentioned above.

In the circumstances, the Commission finds that the revisions in the boundary description of Production Area 19-F is unjustified. The Commission further finds that the zone rates in MRT 17-A which will apply from petitioner's plant will be just, reasonable and nondiscriminatory minimum rates for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted.

IT IS ORDERED that Southern California Production Area and Delivery Zone Directory 1 (Appendix A of Decision 69469, as amended) is further amended by incorporating therein to become effective twenty-five days after the date hereof Fourth Revised Page 17 and Fourth Revised Page 18, attached hereto and by this reference made a part hereof.

In all other respects Decision 69469, as amended, shall remain in full force and effect.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 7th day of FEBRUARY, 1978.

Patent Beltrich
President

William Lyons

Richard D. Smith

John A. Smith

Commissioners

SECTION 2--LOS ANGELES COUNTY PRODUCTION AREAS AND DELIVERY ZONES (Continued)	
LOS ANGELES COUNTY PRODUCTION AREAS	APTA
<p>Beginning at the intersection of Firestone Boulevard and Garfield Avenue; thence southerly on Garfield Avenue to Southern Avenue; westerly on Southern Avenue to the Los Angeles River; northerly along the Los Angeles River to Firestone Boulevard; easterly on Firestone Boulevard to the point of beginning.</p>	19-C
<p>Beginning at the intersection of New York Drive and Sierra Madre Villa Avenue; northerly and westerly along New York Drive to the intersection of the northerly prolongation of Rose Avenue; southerly along the prolongation of Rose Avenue and Rose Avenue to Cooley Place; easterly along a direct line to the point of beginning.</p>	19-E
<p>Beginning at the intersection of Greenvalley road and Skyline Drive; thence due west to the northwest corner of Production Area QA; thence westerly in a direct line to the intersection of Calle Jueta Drive and Hazen Drive; northerly along Hazen Drive and Briarcrest Lane to Mulholland Drive; easterly along Mulholland Drive to the intersection of upper Fryman Road; thence southerly along a direct line to the point of beginning.</p>	19-EE
<p>No change on this page, Decision No. 88476</p>	
EFFECTIVE	
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.	
Correction	

SECTION 2--LOS ANGELES COUNTY PRODUCTION AREAS AND
 DELIVERY ZONES (Continued)

LOS ANGELES COUNTY PRODUCTION AREAS	AREA
<p>Beginning at the intersection of the prolongation of Denning Avenue with the city limits lines of the City of Duarte and the City of Irwindale; westerly along said common boundary line to Mountain Avenue; southerly along Mountain Avenue to Van Meter Street; westerly along Van Meter Street and its prolongation to California Avenue; southerly along California Avenue and Myrtle Avenue to Live Oak Avenue; thence westerly along Live Oak Avenue to Lynd Avenue; southwesterly along Lynd Avenue to 8th Avenue; thence in a direct line to the intersection of Garypark Avenue and Miloann Street; westerly along Miloann Street to Tyler Avenue; southerly along Tyler Avenue to Lower Azusa Road; easterly along Lower Azusa Road to Cedar Avenue; northerly along Cedar Avenue to Cherrylee Drive; easterly along Cherrylee Drive to Peck Road; northerly along Peck Road to Clark Street; easterly along Clark Street to Monroe Street; thence southerly along the eastern boundary of Norwood Village with the City of Arcadia to Lower Azusa Road; thence easterly along Lower Azusa Road to the west bank of the San Gabriel River; southerly along the west bank of the San Gabriel River to Ramona Boulevard; easterly along Ramona Boulevard to Harlan Avenue; northerly along Harlan Avenue to Los Angeles Street; thence in a direct line northeasterly to the intersection of Rivergrade Road and Live Oak Avenue; thence northerly along a direct line to the point of beginning.</p>	619-F
<p>Beginning at the intersection of Inglewood Avenue and Florence Avenue; northerly along Inglewood Avenue and its prolongation to its intersection with the easterly prolongation of Meadowbrook Lane; westerly along said easterly prolongation, along Meadowbrook Lane, and along its westerly prolongation to its intersection with the northerly prolongation of Oak Street; southerly along the prolongation of Oak Street to Florence Avenue; easterly along Florence Avenue to the point of beginning.</p>	19-M
<p>Beginning at the intersection of Todd Avenue and Foothill Boulevard in the City of Azusa; northerly along Todd Avenue and its prolongation to its intersection with the San Gabriel River; southerly and westerly along the east bank of the San Gabriel River to its intersection with the Southern Pacific Transportation Company (Azusa Branch) right-of-way; westerly along the Southern Pacific Transportation Company (Azusa Branch) right-of-way to its intersection with Fish Canyon Road; southerly along a direct line to the intersection of Arrow Highway and Maine Avenue (Irwindale city limits line); thence variously easterly, southerly, westerly and northerly along the city limits line of the City of Irwindale to Vincent Avenue; northerly along Vincent Avenue to Gladstone Street; easterly along Gladstone Street to Jackson Avenue; northerly along Jackson Avenue and its prolongation to 3rd Street; westerly along 3rd Street to Coney Avenue; northerly along Coney Avenue and its prolongation to Foothill Boulevard; westerly along Foothill Boulevard to the point of beginning.</p>	19-C

Change)
 Addition) Decision No. **88476**

EFFECTIVE

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

Correction