

Decision No. 90130 1

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Investiga- )  
tion for the purpose of consid- )  
ering and determining minimum )  
rates for transportation of )  
petroleum and petroleum products )  
in bulk, in tank truck equipment )  
statewide as provided in Minimum )  
Rate Tariff 6-B and the revi- )  
sions or reissues thereof. )

Case No. 5436  
Petition for Modification  
No. 280  
(Filed January 18, 1979)

OPINION AND ORDER

Minimum Rate Tariff 6-B (MRT 6-B) names minimum rates and rules for the transportation of petroleum and petroleum products in bulk, in tank truck equipment, by petroleum contract carriers. By this petition, California Trucking Association (CTA) requests that the Commission amend Item 410 of MRT 6-B which sets forth special commodity rates for the transportation of asphalt, natural, by-product or petroleum from Group 6 to various points in the San Diego Area. The incentive provisions covering these rates are for transportation (at carrier's convenience) of a minimum weight of 100,000 pounds, for pickup within a 24-hour period, from a single origin in Group 6 to a single point of destination having permanent storage facilities within the described area.

Petitioner states that they are informed there is a potential for volume movements from Group 6 to Pala. Item 400 provides the only rate, at the present time, that applies to the movement of asphalt from Group 6 origins to destinations in the vicinity of Pala. Petitioner, therefore, proposes to have the Commission amend Item 410 by the addition of Pala.

CTA avers that the addition of Pala to Item 410 of MRT 6-B is desired by both shippers and carriers alike, and the proposal would promote just and reasonable rates and service in the public interest. Relief from the long- and short-haul provisions of Sections 460 and 461.5 is also sought.

The petition was listed on the Commission's Daily Calendar of January 19, 1979. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that petitioner's proposal is reasonable and the resulting minimum rates and charges will be just, reasonable and nondiscriminatory minimum rates and charges for the transportation involved. A public hearing is not necessary. The Commission concludes that the petition should be granted to the extent set forth in the ensuing order.

IT IS ORDERED that:

1. Minimum Rate Tariff 6-B (Appendix A to Decision 82350, as amended) is further amended by incorporating therein, to become effective thirty-nine days after the date hereof, Eighth Revised Page 30, attached hereto and by this reference made a part hereof.

2. Common carriers subject to the Public Utilities Act, to the extent that they are subject also to Decision 82350, as amended, are authorized to establish in their tariffs the amendment necessary to conform with the further adjustment order by this decision.

3. ~~Tariff~~ publications authorized to be made by common carriers as a result of this order may be made effective not earlier than thirty-nine days after the date hereof and may be made effective on not less than five days' notice to the Commission and to the public if filed not later than sixty days after the effective date of the minimum rate tariff page incorporated in this order.

4. Common carriers, in establishing and maintaining the amendment authorized by this order, are authorized to depart from the provisions of Section 461.5 of the Public Utilities Code to the extent necessary to adjust long- and short-haul departures now maintained under outstanding authorizations; such outstanding authorizations are hereby modified only to the extent necessary to comply with this order; and schedules containing the amendment published under this authority shall make reference to the prior orders authorizing long- and short-haul departures and to this order.

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5. In all other respects, Decision 82350, as amended, shall remain in full force and effect.

6. The Executive Director shall serve a copy of this decision on every common carrier, or such carriers' authorized tariff publishing agents, performing transportation services subject to Minimum Rate Tariff 6-B.

7. The Executive Director shall serve a copy of the tariff amendment on each subscriber to Minimum Rate Tariff 6-B.


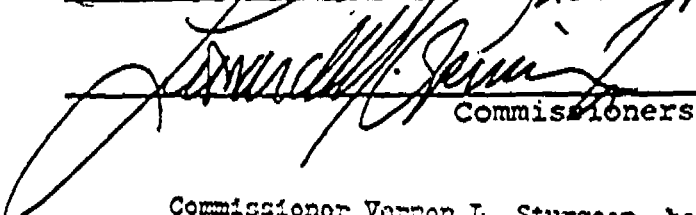
The effective date of this order is thirty days after the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of

MARCH

, 1979.

  
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President

  
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\_\_\_\_\_  
Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner Richard D. Gravello, being necessarily absent, did not participate in the disposition of this proceeding.

SECTION 3--SPECIAL COMMODITY RATES In cents per 100 pounds		ITEM
ASPHALT, NATURAL, BY-PRODUCT OR PETROLEUM (See Note 1)		
From	To (See Note 2)	Rates (Minimum Weight, 100,000 Pounds)
Group 6 (as described in Item 300)	Oceanside	39
	Escondido	46
	San Diego	50
	Mission Gorge	52
	Otay	54
	Lakeside	54
	*Pala	49
<p>NOTE 1.--Rates in item apply only to shipments:</p> <p>(a) Tendered on one bill of lading, which are picked up at a single point of origin and delivered to a single point of destination, at carrier's convenience, within a single 24-hour period; and</p> <p>(b) Having point of destination at permanent storage facilities within the described areas; and</p> <p>(c) Subject to the provision that, when through no fault of the carrier, delivery of the total quantity tendered is not made within the period specified in paragraph (a), mileage rates under Item 400 (Distance Rates) will apply.</p> <p>NOTE 2.--As described in the following:</p> <p>OCEANSIDE--Includes all points and places located within the city limits of Oceanside, and the plant of Southcoast Asphalt Company located approximately 3 miles east of the intersection of State Sign Route 78 and U.S. Interstate Highway 5.</p> <p>ESCONDIDO--Includes all points and places located within the city limits of Escondido.</p> <p>SAN DIEGO--Includes all points and places located within Metropolitan Zones 307, 308, 309, and 310 as described in Section 3-A of the Distance Table and includes points and places within 2 miles of the intersection of Miramar Road and U.S. Highway 395.</p> <p>MISSION GORGE--Includes all points and places located within a 2-mile radius of the junction of Mission Gorge Road and Bell Road.</p> <p>OTAY--Includes all points and places located within a 2-mile radius of Main Street and Beyer Way in Otay.</p> <p>LAKESIDE--Includes all points and places located within a 2-mile radius of the junction of Slaughterhouse Canyon and State Sign Route 67.</p> <p>*PALA--Includes all points and places within a 2-mile radius of County Road S-16 and State Sign Route 76.</p>		
☐ Change ) * Addition ) Decision No.		90130 i
		EFFECTIVE 5/5/79
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA, SAN FRANCISCO, CALIFORNIA.		
Correction		