

Decision No. 91210 JAN 8 - 1980

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of GEORGE C. CHANCE,]
an individual of Santa Rosa,]
California, for a permit to]
operate as a dump truck carrier.]

Application No. 59085
(Filed August 22, 1979)

O P I N I O N

Applicant George C. Chance, an individual, requests the issuance of a dump truck carrier permit. Applicant holds a highway contract carrier permit issued by this Commission under File No. T-107205. Notice of the filing of this application appeared in the Commission's Daily Calendar of August 23, 1979. No protests to the application have been received.

Applicant's principal place of business is located at 3455 Santa Rosa Avenue, Santa Rosa, California and his equipment is maintained at that location. He is presently operating as a highway contract carrier.

Applicant proposes to operate a 1975 Ford 10-wheel dump truck within a 50-mile radius of Santa Rosa. Applicant's second piece of equipment is a 1971 Ford 10-wheel dump truck. Applicant proposes to employ his brother-in-law as driver and has stated that he will train his employee in the principles of safe operation of the equipment. He is presently subscribing to the Commission's Minimum Rate Tariff 7-A and will charge in accordance therewith. As of July 27, 1979 he indicated a net worth of \$64,476.

As attachment to this application applicant has filed statements from two dump truck carriers who have stated that they would utilize the services of the applicant, in the area applied for, as a subhauler.

Applicant has stated that he intends to maintain his own equipment and have it inspected by the California Highway Patrol at frequent and regular intervals.

Applicant states that he has a good driving record and possesses the necessary drivers licenses. He has a good credit rating and for eight years successfully operated his own business as a licensed auto dismantler. He has never filed bankruptcy and has no record of criminal behavior.

FINDINGS

1. Applicant is presently self-employed as a truck driver and as such possesses sufficient knowledge and experience to continue the proposed operation.

2. Applicant proposes to use his dump truck equipment as a prime carrier and as a subhauler. The party who will use the applicant's services has furnished a statement in support of the application.

3. Applicant has demonstrated that there is a need for his services which is not presently being provided by existing dump truck carriers.

4. Applicant has demonstrated by preponderance of evidence that:

a. He is a fit and proper person to receive a permit as a dump truck carrier and possesses sufficient operating knowledge and financial ability to perform the proposed operation.

b. His equipment is presently being used on the public highways within a 50-mile radius of Santa Rosa and its proposed future use will not endanger the safety of said highways or impair the condition or maintenance of them either directly or indirectly.

c. His proposed operation will not unnecessarily burden the public highways, so necessary to serve the public and will not impair the ability of presently permitted dump truck carriers to provide adequate service at the lowest possible reasonable rates.

5. Applicant has provided information regarding his safe record of operation of vehicles over the public highways.

6. Applicant has the experience, equipment and financial resources to institute and maintain the proposed operation.

7. Applicant has resided in the State of California for not less than ninety days next preceding the filing of this application.

8. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

The Commission concludes that the applicant should be granted a dump truck carrier permit authorizing operations within a 50-mile radius of Santa Rosa.

O R D E R

IT IS ORDERED that:

The Executive Director shall issue a dump truck carrier permit to George C. Chance an individual, authorizing operations within a 50-mile radius of the City of Santa Rosa.

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

Dated JAN 8 - 1980, at San Francisco, California.

John E. Bryson
President
Vernon L. Sturgeon
Robert D. Wood
Charles J. Smith
Richard W. Smith
Commissioners