

Decision No. 91446

MAR 18 1980

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 )  
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 there- )  
of. )

Case No. 9819  
Petition For Modification  
No. 41  
(Filed January 7, 1980)

OPINION AND ORDER

By this petition, Werner Corporation, doing business as Foster Sand & Gravel Co., seeks modification of Section 3 of Minimum Rate Tariff 17-A (MRT 17-A). MRT 17-A names minimum rates for the transportation of property in dump truck equipment from defined production areas to designated delivery zones and points in southern California. Section 3 of the tariff names specific delivery points for the application of Area-to-Point rates.

Petitioner is in the business of providing ready mixed concrete in Orange and Riverside Counties. In the continuance of its business petitioner seeks: 1) to discontinue a present plant which is named in Section 3 of MRT 17-A; 2) to add a plant under its firm's name which is presently operating under another name already published in Section 3 of MRT 17-A; and, 3) add a point to Section 3 of MRT 17-A which, to petitioner's knowledge, has been in operation since 1952 as a full service concrete plant, which was inadvertently omitted from the tariff during a previous change.

The above modifications are sought in order to be more competitive with other concrete mixing firms in the Orange and Riverside areas. If granted, the petitioner would be entitled to a rate reduction of 3¢ per ton from the applicable zone rates in MRT 17-A.

A staff field survey has determined that the petitioner's additional plants conform to the delivery point criteria established by Decision 57675, dated December 2, 1958 and Decision 80810, dated December 12, 1972 in Case 5437.

Copies of the petition were served on various known carrier and shipper organizations and other parties on or about December 5, 1979. The petition was listed on the Commission's Daily Calendar of January 8, 1980. No objection to the granting of the petition has been received.

In the circumstances, the Commission finds that the establishment of two new delivery points as hereinafter provided will result in 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 as indicated in the ensuing order.

IT IS ORDERED that:

1. Minimum Rate Tariff 17-A (Appendix C of Decision 80578, as amended) is further amended by incorporating therein to become effective thirty-nine days after the date hereof, Sixth Revised Pages 3-3 and 3-4, Ninth Revised Page 3-5 and Tenth Revised Page 3-6, 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 to Decision 80578, as amended, are authorized to establish in their tariffs the amendments necessary to conform with the further adjustments ordered herein.
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 pages incorporated in this order.
4. Common carriers in establishing and maintaining the amendments authorized by this order are hereby 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 amendments 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 80578, 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 17-A.

7. The Executive Director shall serve a copy of each of the amendments on each subscriber to Minimum Rate Tariff 17-A.

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

Dated MAR 18 1980, at San Francisco, California.

John E. Bayro  
President

William L. Sturgeon

Richard D. Howell

Leonard W. Jones  
Commissioners

Commissioner Claire T. Dedrick, being necessarily absent, did not participate in the disposition of this proceeding.

SECTION 3--AREA-TO-POINT RATES (CONTINUED)

LIST OF DELIVERY POINTS (Continued)

Delivery Point	Delivery Zone
Diamond H Transit-Mixed Concrete 856 Richmond Avenue, Oxnard-----	56104
Downey Building Materials 9645 East Washburn Road, Downey----- 11432 South Paramount Boulevard, Downey-----	19443 19443
Poster Sand & Gravel Co. 201 Commercial Street, Anaheim----- 135 North Brea Boulevard, Brea-----	30013 30003
*777 Laguna Canyon Road, Laguna Beach----- *312 North Townsend Street, Santa Ana-----	30096 30045
French & Sons, Inc., E. W. 12421 South Ramona Avenue, Hawthorne-----	19213
C & E Ready Mixed Concrete 2521 East Artesia Boulevard, Long Beach----- 1385 Orizaba Avenue, Long Beach-----	19447 19464
Glendale Ready Mixed Concrete 4549 Brazil Street, Los Angeles-----	19106
Greene's Ready Mixed Concrete Co. 19030 South Normandie Avenue, Torrance-----	19232
Groty Ready-Mix 34212 Santa Fe Avenue, Capistrano Beach-----	30102
Huntington Beach Ready Mix Concrete Co. 7391 Talbert Avenue, Huntington Beach-----	30061
Huntmix, Inc. 1380 Arrow Highway, Irwindale----- 1601 Alameda Street, Wilmington-----	19348 19245
Hurst Concrete Products Company 332 East Haley Street, Santa Barbara-----	42016
Hydro Conduit Corp. 5555 North Irwindale Avenue, Irwindale-----	19336

\* Addition )  
 \*\* Eliminated ) Decision No. **91446**

EFFECTIVE **4-26-80**

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

Correction

SECTION 3--AREA-TO-POINT RATES (CONTINUED)

LIST OF DELIVERY POINTS (Continued)

Delivery Point	Delivery Zone
Industrial Asphalt	
7971 Newkirk Road, Anaheim-----	30023
24702 Wilmington Avenue, Carson-----	19245
337 South Aviation Boulevard, El Segundo-----	19215
12052 Arrow Highway, Etiwanda-----	36043
2715 East Washington Boulevard, Los Angeles-----	19418
4701 Huntington Drive, Montclair-----	36048
1401 East Warner Avenue, Santa Ana-----	30052
13050 East Imperial Highway, Santa Fe Springs-----	19441
8182 Katella Avenue, Stanton-----	30034
Kennedy Ready Mixed Concrete Co., Inc.	
900 South Idaho, La Habra-----	30005
Livingston-Graham, a division of Brown Company	
21815 Marilla Avenue, Chatsworth-----	19046
18030 Washington Street, Fountain Valley-----	30054
6956 Cherry Avenue, Long Beach-----	19447
750 Commercial Avenue, Oxnard-----	56104
2901 182nd Street, Redondo Beach-----	19227
29261 Rosenbaum Road, San Juan Capistrano-----	30100
1620 19th Street, Santa Monica-----	19166
1368 Mission Road, Santa Paula-----	56043
8222 Katella Avenue, Stanton-----	30034
11720 Wicks Street, Sun Valley-----	19040
2822 South Soto Street, Vernon-----	19418
12033 East Whittier Boulevard, Whittier-----	19423
2801 East Grant, Wilmington-----	19246
Long Beach Department of Public Service, Street Maintenance Yard	
1725 San Francisco Avenue, Long Beach-----	19466
Los Angeles Municipal Asphalt Plant No. 1	
2484 East Olympic Boulevard, Los Angeles-----	19176
Lyman's Ready Mixed Concrete, Inc.	
7277 East Rosecrans Avenue, Paramount-----	19445
MiGway Building Material	
4531 Holt Boulevard, Montclair-----	36049
Mission Ready Mix Concrete	
840 South Cucamonga Avenue, Ontario-----	36051
Owl Rock Products Co.	
13021 Sampson Street, Corona-----	33047
505 Railroad Place, Inglewood-----	19202
16662 Construction Way, Irvine-----	30073
13623 East Live Oak Avenue, Irwindale-----	19348
1420 North Lincoln Avenue, Pasadena-----	19305
1919 Massachusetts Avenue, Riverside-----	33016
27050 Watson Road, Romoland-----	33081
1120 East Washington Street, Santa Ana-----	30046
3365 East 26th Street, Vernon-----	19418

No change on this page, Decision No.

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Correction

SECTION 3--AREA-TO-POINT RATES (CONTINUED)

LIST OF DELIVERY POINTS (Continued)

Delivery Point	Delivery Zone
Pacific Rock & Gravel Co. 24700 Wilmington Avenue, Carson-----	19245
Pacific Western Industries, Inc. 9614 South Santa Fe Springs Road, Santa Fe Springs-----	19429
Pearman & Sons 14205 South Normandie Avenue, Gardena-----	19219
Pomona Block Co., Inc. 4791 Arrow Highway, Montclair-----	36048
Puente Ready Mix, Inc. 209 North California Avenue, City of Industry-----	19385
Rancho Ready Mix 1150 South Rancho Avenue, Colton-----	36059
Richardson Mill & Lumber Co. 9613 East Whittier Boulevard, Pico-Riversa-----	19422
San Dimas Ready Mix Concrete Co. 536 Arrow Highway, San Dimas-----	19332
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Skyline Concrete Sales Co. 6969 Deering Avenue, Canoga Park-----	19051
8001 Fair Avenue, Sun Valley-----	19057
9010 Norris Avenue, Sun Valley-----	19040
Southern Pacific Milling Co. 50 South Kellogg Avenue, Coleta-----	42030
Spragues' Rock & Sand Co. 235 East Live Oak Avenue, Irwindale-----	19337
Standard Ready Mix 2130 South Grand, Santa Ana-----	30052
7591 Hazard, Westminster-----	30042
Sully-Miller Contracting Company	
Blue Diamond Materials-Division 17706 South Main Street, Carson-----	19224
9505 Jefferson Blvd., Culver City-----	19189
7221 Ellis Ave., Huntington Beach-----	30061
441 Railroad Place, Inglewood-----	19202
2818 Barranca Road, Irvine-----	30073
1245 East Arrow Highway, Irwindale-----	19337
32nd Street at Walnut Ave., Long Beach-----	19465
1650 South Alameda St., Los Angeles-----	19176
10420 Belle Grove, Mira Loma-----	33012
980 North Hayes Ave., Orange-----	30028
4127 W. MacArthur Blvd., Santa Ana-----	30063
12976 E. Firestone Blvd., Santa Fe Springs-----	19441
5625 Southern Ave., South Gate-----	19444
20900 S. Normandie Ave., Torrance (P.O.)-----	19232
15th Street at Bonson Ave., Upland-----	36017
20903 Currier Road, Walnut-----	19405

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EFFECTIVE 4-26-50

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SECTION 3--AREA-TO-POINT RATES (CONCLUDED)

LIST OF DELIVERY POINTS (Concluded)

Delivery Point	Delivery Zone
Transit Mixed Concrete Co. 435 North Eucalyptus Avenue, Inglewood-----	19202
2400 East South Street, Long Beach (P.O.)-----	19426
625 Lamar Street, Los Angeles-----	19374
1000 North La Brea Avenue, Los Angeles-----	19141
144 North Halstead Street, Pasadena-----	19311
8960 Bradley Avenue, Sun Valley-----	19040
Tri-City Concrete 238 East 2nd Street, Perris-----	33077
8203 Alabama Street, Redlands-----	36031
7747 Evans Street, Riverside-----	33045
1910 West 7th Street, San Bernardino-----	36026
2006 North Campus, Upland-----	36018
United Premix, Inc. 16282 Construction Circle East, Irvine-----	30073
United Ready Mixed Concrete Co. 11725 Artesia Boulevard, Artesia-----	19450
4988 Firestone Boulevard, South Gate-----	19207
Upland Concrete Products Co. 1337 Bowen, Upland-----	36046
Valley Ready-Mix 505 South Benson Avenue, Ontario-----	36050
Valley Wide Ready Mixed Concrete Corp. 13950 East Los Angeles Avenue, Moorpark-----	56076
Vernon Asphalt Materials Co. 345 Walnut Avenue, Gardena-----	19225
201 Railroad Place, Inglewood-----	19202
3100 Bandini Boulevard, Vernon-----	19418
Wagnild Ready Mixed Concrete Co. 15203 Oxnard Street, Van Nuys-----	19072
Western Rock Co. 4952 Arrow Highway, Montclair-----	36048
Williway, Inc., J. 8555 East Whittier Boulevard, Pico-Rivera-----	19422
Yeager Construction Co., Inc., E. L. 1995 Agua Mansa Road, Riverside-----	33007

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