

## PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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RESOLUTION NO. G-2359

UTILITIES DIVISION

BRANCH/SECTION: Gas

DATE: July 2, 1980

RESOLUTION

RETURN TO GAS BRANC

**SUBJECT:** Pacific Gas & Electric Company. Order Authorizing Acceptance of Special Contracts Under Conditions Deviating from Filed Tariffs

WHEREAS: PACIFIC GAS & ELECTRIC COMPANY (PG&E), by Advice Letters Nos. 1085-G and 1086-G, both filed June 11, 1980, has requested authority to carry out the terms and conditions of two special contracts with: (1) The City of Benicia (Benicia), in Solano County; and (2) Shapell Industries of Northern California Incorporated (Shapell) in Hayward, Alameda County, covering gas main extensions and service stubs to provide natural gas service to each of the applicant's commercial and industrial developments under conditions deviating from filed tariffs and resulting in the following:

1. The agreements each deviate from filed tariffs in that each applicant will pay in advance of construction the estimated total cost of construction less specific credits in one case and will also pay a monthly cost-of-ownership charge as listed below:

<u>Applicant</u>	<u>Location</u>	<u>Total Cost of Facility</u>	<u>Less Credit to Applicant</u>	<u>Advance to PG&amp;E</u>	<u>Cost-of-Ownership</u>
Benicia	Benicia	\$12,306	\$4,226	\$8,080	\$123.06/mo.
Shapell	Hayward	5,330	----	5,330	53.30/mo.

2. The credit to Benicia represents the cost of trenching performed by the city and the monthly cost-of-ownership charge represents 1% of the total cost of facilities in all cases.

3. Shapell is constructing an industrial park development and Benicia is performing street improvements in the vicinity of new construction and both applicants want gas facilities in advance of requests for utility service.

4. Neither of the applicants are the ultimate consumers of gas service to be provided, and since not all of the ultimate consumers have been determined at this time, exercising the Exceptional Case clause of Rule No. 15 is appropriate in these cases.

5. In both cases, the monthly cost-of-ownership charge will be adjusted accordingly if refunds are made.

6. Both agreements are basically similar in content with prior agreements filed by PG&E and authorized by prior Commission Resolution, notably G-2344 and G-2348, dated April 2, 1980 and May 6, 1980, respectively, and

WHEREAS: We find that these agreements are compensatory and nondiscriminatory and will provide service to Applicants in such a manner as not to place a burden on other ratepayers; therefore, good cause appearing,

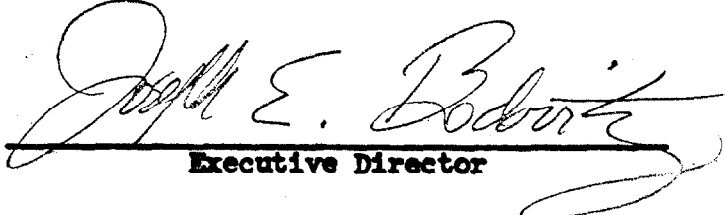
IT IS ORDERED that:

1. Authority is granted under Sections X.A. and X.B. of General Order No. 96-A, and under Sections 454 and 532 of the Public Utilities Code to place each of the above contracts into effect on July 11, 1980, which constitutes regular statutory notice.

2. Each of the above advice letters and contracts shall be marked to show that they were accepted for filing under Resolution No. G-2359 of the Public Utilities Commission of the State of California. The effective date of this resolution is the date hereof.

I hereby certify that the foregoing Resolution was duly introduced, passed and adopted at a regular conference of the Public Utilities Commission of the State of California, held on July 2, 1980, the following Commissioners voting favorably thereon:

JOHN E. BRYSON  
President  
VERNON L. STURGEON  
RICHARD P. CRAVELLE  
CLAIRE T. DEPRICK  
LEONARD M. GRIMES, JR.  
Commissioners

  
Executive Director