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RESOLUTION NO. G-2364

R E S O L U T I O N

UTILITIES DIVISION
 BRANCH/SECTION: Gas
 DATE: July 29, 1980

Return to Gas Branch

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

WHEREAS: PACIFIC GAS & ELECTRIC COMPANY (PG&E), by Advice Letters Nos. 1093-G, 1094-G and 1095-G, all filed on July 2, 1980, has requested authority to carry out the terms and conditions of three special contracts with (1) Devcon Investments Company (Devcon) in San Jose, Santa Clara County; (2) Bedford Associates, Inc. (Bedford) in Hayward, Alameda County; and (3) Sutter Hill Limited (Sutter) 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 for trenching and backfilling and will also pay a monthly cost-of-ownership charge as listed below:

<u>Applicant</u>	<u>Location</u>	<u>Total Cost of Facilities</u>	<u>Less Credit to Applicant</u>	<u>Advance to PG&E</u>	<u>Cost-of-Ownership</u>
Devcon	San Jose	\$ 6,564	\$2,765	\$ 3,799	\$ 65.64/mo.
Bedford	Hayward	26,341	2,726	23,615	263.41/mo.
Sutter	Hayward	9,371	4,008	5,363	93.71/mo.

2. The monthly cost-of-ownership charge represents 1% of the total cost of facilities in all cases.

3. All applicants are constructing commercial and industrial developments and all want gas facilities in advance of requests for utility service.

4. None 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 all cases, the monthly cost-of-ownership charge will be adjusted accordingly if refunds are made.

6. All agreements are basically similar in content with prior agreements filed by PG&E and authorized by prior Commission Resolutions, notably G-2348 and G-2359, dated May 6, 1980 and July 2, 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,

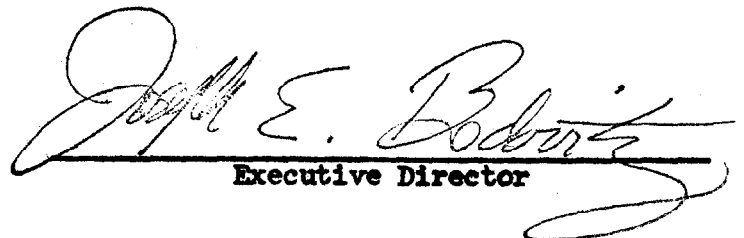
IT IS ORDERED that:

1. Authority is granted under Sections X.A. 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 August 1, 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-2364 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 29, 1980, the following Commissioners voting favorably thereon:

JOHN E. BRYSON
President
VERNON L. STURGEON
RICHARD D. GRAVELLE
CLAIRE T. DEDRICK
LEONARD M. GRIMES, JR.
Commissioners


Executive Director