

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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THE APPLICATION OF MOUNTAIN GRAVEL)
& CONSTRUCTION CO. FOR TEMPORARY)
AUTHORITY TO CONDUCT OPERATIONS AS) DOCKET NO. 92A-061CY-TA
A COMMON CARRIER BY MOTOR VEHICLE)
FOR HIRE.)

**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: March 6, 1992
Adopted date: March 4, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On February 10, 1992, Mountain Gravel & Construction Co. (MGC) filed Docket No. 92A-061CY-TA for temporary authority to conduct operations as a common carrier by motor vehicle for hire for the transportation of sludge between all points in the County of Montezuma, State of Colorado.

2. The Commission gave notice of the application on February 18, 1992. No interventions were received.

3. By § 40-6-120, C.R.S., the application for temporary authority is under consideration for a Commission order.

4. Section 40-6-120(1), C.R.S., authorizes the Commission to grant temporary authority when there appears to be ". . . an immediate and urgent need to any point or within a territory having no carrier service capable of meeting such need."

5. The support filed on behalf of this application indicates that Applicant apparently is the low bidder on a project by the U.S. Bureau of Reclamation for remediation at the Wastewater Treatment

Plant of Dolores, Colorado. There is an estimated quantity of sludge to be removed and transmitted to the Montezuma County Land Fill, South of Cortez, Colorado.

The effective starting date has not been set, but it is anticipated the project will start in the next few weeks, and as the sludge disposal must be one of two first priority items, it can reasonably be expected transportation will need to commence in or about March, 1992.

6. The Commission finds due to the facts stated in paragraph (5) above, that there is an immediate and urgent need and therefore, the Commission will grant the application.

7. The Applicant has adequate equipment and financial resources to begin immediate service within the scope of the authority sought and is willing, ready and able to operate under all Commission rules and regulations governing carriers by motor vehicle.

8. This application for temporary authority is in the public interest and should be granted.

9. The Applicant is advised that the granting of a temporary authority makes no presumption that a permanent authority will be granted.

THEREFORE THE COMMISSION ORDERS THAT:

1. Mountain Gravel & Construction Co. is granted temporary authority to conduct operations as a common carrier for a period of 180 days commencing from the mailed date, with authority as set forth in the attached appendix.

2. Mountain Gravel & Construction Co. shall not commence operations until all requirements have been met, including the proper filing of insurance, tariffs and payment of required fees. Operations cannot begin until these requirements have been met, and the Applicant has been notified by the Commission that operations may begin.

3. Unless Mountain Gravel & Construction Co. meets all the requirements indicated within 30 days of the mailed date of this order, the authority granted will be void.

4. The 20-day time period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the Commission mails or serves this decision.

ADOPTED IN OPEN MEETING on March 4, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

COMMISSIONER GARY L. NAKARADO
ABSENT.

ORDER-DE

Appendix A
Page 1 of 1 page
Decision No. C92-345
Docket No. 92A-061CY-TA
March 4, 1992

Transportation of sludge
between all points in the County of Montezuma, State of Colorado.

ORDER-DE

APPLICANT:

Mountain Gravel & Construction Co.
601 Central Avenue
P. O. Box 788
Dolores, CO 81323

MISCELLANEOUS:

Brad Mallon, Director
Office of Policy & Reform
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