



Control Number: 34611



Item Number: 25

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# City of Baytown

September 12, 2007

Public Utility Commission of Texas  
Central Records  
Attn: Filing Clerk  
1701 N. Congress Ave.  
P.O. Box 13326  
Austin, TX 78711-3326

RECEIVED  
2007 SEP 17 AM 9:52  
FILING CLERK

Re: Request for Intervention  
Kelson Transmission's application for a Certificate of Convenience and Necessity for a Proposed Substation and Transmission Line in Chambers, Hardin, Jasper, Jefferson, Liberty, Newton and Orange Counties, Texas PUC Docket No. 34611


Dear Sir or Madam:

The City of Baytown is in receipt of a notification letter concerning the above-referenced application of Kelson Transmission. Please be advised that the City of Baytown adamantly opposes the transmission line crossing property owned by the City, proposed to be developed as a fire station, and the subject of a called November 2007 bond election. For years, the City has been planning to construct this fire station in order to better and more efficiently protect the health, safety and welfare of its citizens in the area. For such planning and goal to be thwarted by Kelson Transmission's proposed route for its transmission line is both unacceptable and unconscionable. The proposed routing not only renders the City's property virtually valueless but also is contrary to the City's compelling governmental interest in the protection of its citizens, which clearly outweighs whatever interest Kelson Transmission may have in the construction of its line on the City's property.

As such, enclosed please find a Request to Intervene in PUC Docket No. 34611 concerning Kelson Transmission's application for a Certificate of Convenience and Necessity for a proposed substation and transmission line in Chambers, Hardin, Jasper, Jefferson, Liberty, Newton and Orange Counties. Please be advised that the City of Baytown stands ready to assist Kelson Transmission in achieving its goal but cannot accept its line traversing property so instrumental in the protection of the health, safety and welfare of the citizens of Baytown.

Should you have any questions or need anything further, please do not hesitate to contact me.

Sincerely,

  
Ignacio Ramirez, Sr.  
City Attorney

Enclosure

R:\Karen\Files\Legal\Letters\2007\PUCRequest4InterventionReKelsonTransmissionLineRoute.doc

## Request to Intervene in PUC Docket No. 34611

The following information must be submitted by the person requesting to intervene in this proceeding. This completed form will be provided to all parties in this docket. **If you DO NOT want to be an intervenor, but still want to file comments, please complete the "Comments" page.**

Mail this completed form and 10 copies to:

Public Utility Commission of Texas  
Central Records  
Attn: Filing Clerk  
1701 N. Congress Ave.  
P.O. Box 13326  
Austin, TX 78711-3326

City of Baytown  
First Name: \_\_\_\_\_ Last Name: \_\_\_\_\_  
Phone Number: 281-422-8281 Fax Number: 281-420-6586  
Address, City, State: P. O. Box 424, Baytown, TX 77522-0424

**I am requesting to intervene in this proceeding. As an INTERVENOR, I understand the following:**

- ☐ I am a party to the case;
- ☐ I am required to respond to all discovery requests from other parties in the case;
- ☐ If I file testimony, I may be cross-examined in the hearing;
- ☐ If I file any documents in the case, I will have to provide a copy of that document to every other party in the case; and
- ☐ I acknowledge that I am bound by the Procedural Rules of the Public Utility Commission of Texas (PUC) and the State Office of Administrative Hearings (SOAH).

**Please check one of the following:**

- ☐ I own property with a habitable structure located near one or more of the utility's proposed routes for a transmission line.
- ☒ One or more of the utility's proposed routes would cross my property.
- ☐ Other. Please describe and provide comments. You may attach a separate page, if necessary. \_\_\_\_\_

**Signature of person requesting intervention:**

James R. Smith City Attorney

Date: 9/12/07