



Control Number: 38597



Item Number: 1523

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PUC DOCKET NO. 38597
SOAH DOCKET NO. 473-11-0072

APPLICATION OF ONCOR ELECTRIC §
DELIVERY COMPANY LLC TO §
AMEND A CERTIFICATE OF §
CONVENIENCE AND NECESSITY FOR §
THE KRUM WEST TO ANNA 345-KV §
CREZ TRANSMISSION LINE IN §
COLLIN, COOKE, DENTON AND §
GRAYSON COUNTIES §

PUBLIC UTILITY COMMISSION

OF TEXAS

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REGISTRATION DEPARTMENT

RESPONSE OF
TO COMMISSION STAFF'S FIRST SET OF REQUESTS FOR
INFORMATION/ADMISSIONS FROM INTERVENORS

I, Mark H. Atkins, hereby file the following response to the First Set of Requests for Information (RFIs) and Requests for Admission (RFAs) from Commission Staff.

Respectfully submitted,


Signature

Mark Howard Atkins
Print Name

10/18/2010
Date

1523

STAFF RFI 1-1. Do you have a habitable structure, as defined by P.U.C. Subst. R. 25.101(a)(3), near one or more of the segments of the proposed transmission line? If so, describe the structure, identify the segment(s) and estimate how far the segments are from the habitable structure. P.U.C. Subst. R. 25.101(a)(3) defines "habitable structures" as follows: "Structures normally inhabited by humans or intended to be inhabited by humans on a daily or regular basis. Habitable structures include, but are not limited to, single-family and multi-family dwellings and related structures, mobile homes, apartment buildings, commercial structures, industrial structures, business structures, churches, hospitals, nursing homes, and schools."

RESPONSE: Yes. ~~guy~~ I have a 3,000 sq. Ft. house, a 300 sq. Ft. detached garage, and a ~~200~~¹⁰⁰ sq. Ft. work shed on my property. I am designated as tract # 3269 and habitation # 533 and am directly in the path of the proposed OWCOR transmission line alternative route G-22. Ask

STAFF RFI 1-2. Does one or more of the segments of the proposed transmission line cross your property? If so, identify the segments and any features including but not limited to a property line, pipeline, power line, or road that the segments follow through your property.

RESPONSE: Yes. G-22 segment. I am in sight of the G-5 alternative route as well. There is also a large natural gas pipeline that bisects the eastern portion of my 10 acre property. There are at least two exposed taps on that line that touch my property.

STAFF RFI 1-3. Do any existing transmission or distribution lines cross your property? If so, please describe how and where they cross your property.

RESPONSE: Yes. The Cosew distribution line that provides electricity to my house is on the west side of my property. This line runs underground.

STAFF RFI 1-4. Are any existing transmission or distribution lines visible from your property? If so, please describe from where the lines are visible, approximately how far away the lines are located and how the current lines affect your property, if at all.

RESPONSE: Yes. The Boazos Transmission lines are approximately 300' ~~nearer~~ south of my property.

STAFF RFI 1-5. Do you currently have any windmills located on your property? If so, please describe the location of the windmills and how many are located on your property.

RESPONSE: No.

STAFF RFI 1-6. Are you aware of any directly affected landowner that did not receive notice of the proposed transmission line project from Oncor? If so, please identify the landowner and describe as best possible the location of the property affected. A directly affected landowner is any landowner from which Oncor would need to obtain an easement or other property interest if it built the transmission line using one or more of the segments of the proposed transmission line, or whose land contains a habitable structure that is within 500 feet of the centerline of one or more of the segments or the proposed transmission line.

RESPONSE: Yes. My neighbor to the north, Greg Esner, never received notification. His property borders mine and therefore would be well within the 500' requirement for notification + an Alternative route G-22 and G-5 as well.

STAFF RFI 1-7. Have you discussed any modifications to the proposed transmission line route on your property with a representative of Oncor? If so, what were the modifications to the proposed route that you suggested and what was the response of Oncor?

RESPONSE: No. Numerous voice mails were left for a Mr. Travis Bieser early on in the process (May + June 2010) and not a single response was ever received.

STAFF RFI 1-8. What are your specific concerns about the proposed transmission line?

RESPONSE: (1) It will destroy the value of my property
(2) I could lose my property in condemnation hearings
(3) It will destroy the unique ecology of the area known as the GreenBelt (4) It will negatively effect the health and safety of people, pets, and farm animals throughout the area. (5) It will disrupt and destroy the lives of my neighbors and friends who ever live within ~~any~~ proximity of this project. (6) It is completely incompatible with the prevailing development patterns of this area.

STAFF RFI 1-9. Did you attend any open houses presented by Oncor concerning this proposed transmission line? If so, when and where? Did you provide written comments to Oncor at or after the open house? If so, please provide them.

RESPONSE: Yes. I believe it was the Aubrey ONCOR presentation in of May of 2010. Yes, I provided written comments. I don't have a copy of those comments. You can get them from ONCOR.

STAFF RFI 1-10. Are your property boundaries for the property you own represented accurately on the maps provided by Oncor in its Application at Attachment No. 5? If not, please explain any discrepancies and provide a modified Oncor map or drawing to indicate the discrepancies.

RESPONSE: Possibly. They appear to be accurately represented.

STAFF RFI 1-11. What is the primary use for your property and, in your opinion, will this use be impacted by the proposed transmission line? If so, please explain.

RESPONSE: My property is my primary residence and sanctuary from the urban sprawl that prevails in the metroplex

STAFF RFI 1-12. In your opinion, is there any feature about your land that you believe should be considered when routing a transmission line on your property? If so, please explain.

RESPONSE: Yes. There are certain natural values to my property; geothermal springs, native grasses, and numerous ~~and~~ species of wildlife that use my property and would be ~~quite~~ obliterated by this industrial size project.

In addition, because of the numerous springs, there are exceptionally high incidents of lightning strikes ^{at this} property. I can provide evidence at this if requested. Steel towers would make it worse!!!

STAFF RFI 1-13. Please identify all persons with an ownership interest in your property.

RESPONSE: Just myself.

STAFF RFI 1-14. If the transmission line is routed on your property, please identify specifically the location that you would prefer for the right-of-way of the line. Use a map to show the location.

RESPONSE: The transmission line proposed by ONCOR should go north of late Ray Roberts and not be located anywhere near the state park, the greenbelt preserve, ~~or~~ on my property.

STAFF RFA 1-1. Admit or deny that you do not own or reside in a habitable structure within 500 feet of the centerline of any proposed transmission line route in this docket.

RESPONSE: ~~I live within~~ I reside within a habitable structure within 500' of the proposed transmission line route G-22. In fact, it appears to go right through my house!

STAFF RFA 1-2. Admit or deny that the property boundaries for the property(ies) you own are accurately represented on the maps provided by Oncor.

RESPONSE: The property boundaries for my property, as presented by ONCOR, appear to be accurate.