

Control Number: 38597



Item Number: 1534

Addendum StartPage: 0

SOAH DOCKET NO. 473-11-0072

PUC DOCKET NO. 38597

COMMISSION STAFF'S FIRST SET OF REQUESTS FOR INFORMATION  
TO INTERVENORS

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Staff-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."

**Yes, my husband and I own and live in a habitable structure located 130 ft from the proposed 345kV transmission line on alternate route G6. It is a single family one story dwelling. We also own a 40 X 30 work shop/barn metal building that is 110 ft from the proposed 345kV transmission line. This is used for business and farming purposes and both structures are inhabited on a daily basis.**

Staff-1-2 Does one or more of the segments of the proposed transmission line cross your property? **Yes.** 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.

**The proposed transmission line G6 route enters on the southwest corner property parallel to the north side of Duck Creek Rd. It immediately makes a 90 degree turn north following our entire western property line between our home and our neighbors driveway.**

Staff-1-3 Do any existing transmission or distribution lines cross your property? **Yes. Multiple.**

If so, please describe how and where they cross your property.

**There is an existing Oncor Easement that is located on the East side of our home approximately 600 feet away. This transmission line runs north and south dividing the entire length of our property. This existing Oncor Transmission line would parallel the proposed Oncor 345kv transmission lines. Our home and shop would be in between and we could be an Encor sandwich if the proposed G6 route is selected. We are also home to CoServ Electric Cooperative's transmission poles and attached lines. These poles are located: 1 service pole- directly in front of our home. 3 poles along the west side running north/south directly underneath the proposed Oncor lines, and 3 more across the far north side of our property.**

1534

Staff-1-4 Are any existing transmission or distribution lines visible from your property? **Yes. Multiple** 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.

**We can see powerlines and/or poles from every room in our home except North. The CoServ service pole in the front of our home – south view is about 50 feet away. We also see the poles across the road from our windows facing south approximately 200 ft away. From our Windows facing east we see the existing Oncor line approx 600 ft away –especially during with winter when the leaves are gone. Our shop blocks the view from our north facing windows, however once outside the Co-serv poles and lines are seen to the west and north. Our windows facing west also have a great view of the same poles and lines.**

Staff-1-5 Do you currently have any windmills located on your property? **No**

Staff-1-6 Are you aware of any directly affected landowner that did not receive notice of the proposed transmission line project from Oncor? **No**

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

**Our suggestion was to parallel the existing Oncor line but the Oncor representative said it could not be done due to an oil pump head, an airstrip and a mobile home in the way.**

**Staff-1-8** What are your specific concerns about the proposed **transmission line?**

**Two major concerns:**

- 1. Our quality of life from living in between 2 parallel Oncor high power transmission lines.**
- 2. Loss of use of our property with 2 Oncor easements.**

#### **OTHER CONCERNS**

- 1. We raise cattle and putting the 160 feet or more out of production during construction would drastically reduce the number of cows our land could support.**
- 2. We use the location of the proposed lines as a play area with our Grandchildren – Baseball, Kite flying (if the wind is blowing away from the existing power lines)**

**3. We use a gate at the corner of our property where the tower would be as access for oversize vehicles – Farm equipment, hay deliveries that can't make it through our gate.**

**4. The 160 ft easement required would interfere with the driveway/access to our home**

**5. Dividing our community physically by transmission lines**

**Community Values/Property Values – Most of us have small acreages so there will be a lot of homeowners affected even though the lines will not be directly on their property. 7 homeowners will be within 150 feet of the proposed lines! All property values will fall in our neighborhood – Huge ugly towers would affect all of our property values. They would be difficult to sell even at a discounted price because they could be seen from many homes outside of the 500 ft range.**

Staff-1-9 Did you attend any open houses presented by Oncor concerning this proposed transmission line? **No, but my husband did** If so, when and where? **In June-Gainesville, TX** Did you provide written comments to Oncor at or after the open house? **Yes**  
If so, please provide them. **Attached**

**Staff-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? **Yes** 1 If not, please explain any discrepancies and provide a modified Oncor map or drawing to indicate the discrepancies.

**The property boundaries are correct however our 40 X 30 work shop/barn metal building completed in April 2010 is not on Oncor maps.**

**Staff-1-11** What is the **primary use** for your property and, in your **opinion, will this use be impacted** by the **proposed transmission line**?

**The primary use of our property is for our home and raising cattle. It was purchased 18 years ago for this purpose.**

**Absolutely the use of our property will be impacted – it will be devastated and rendered useless by us. Who wants to live in a home located so close to AND in between 2 Oncor easements with high power transmission lines?**

**Staff-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**.

**Yes, Erosion where the proposed line is routed. The land has moved a lot in the past 18 years since we have been here. Our home is on the top of a hill.**

**Staff-1-13** Please identify **all persons** with an ownership **interest** in your property.

Staff-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.

**There is no location on our property other than the existing Oncor easement that would be suitable for the project. H poles could be used for this as described for the Green Belt crossing.**

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COMMISSION STAFF'S FIRST SET OF REQUESTS FOR ADMISSIONS  
TO INTERVENORS

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.

**We do reside in a habitable structure within 500 ft. of the centerline of the G6 proposed transmission line route.**

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.2

**The property boundaries for the property we own are accurately represented according to the maps provided by Oncor in the packet we received.**

**I certify that the above questions we answered to the best of my knowledge.**



**Marilyn M. Harris  
4941 Duck Creek Rd  
Sanger, TX 76266**

July 16, 2010

Travis Besier  
Oncor Electric Delivery Co LLC  
1601 Bryan St. Ste 23  
Dallas, TX 75201

RE: KRUM West – Anna  
345kV Transmission Line Project  
Route G6 Tract #3097

Dear Mr. Besier,

We are late in sending our written voice of concern because we have been on vacation; however please understand that since Danny attended the open house in Gainesville that this has been on our minds constantly.

First, we were disappointed in the meeting locations. You should have offered a meeting in the Krum/Sanger area so more persons would have been able to attend.

Second, we are disappointed in the maps provided. Apparently the maps at the open house were much better than the maps sent in the mail; however not everyone who would be affected were able to view them because they could not attend.

Third, we are discovering that many people in our area were never notified by Oncor.

The concerns that you may not have considered or been aware of when selecting Route G6:

- There is a private airstrip located parallel to Sam Bass Road. These pilots purchased their homes because of this airstrip and they could no longer utilize this with these lines so close by

- Care flight uses the flight pattern of the proposed G6 route for emergency situations which follows the west side of I35 - many times they pass over our home.

- The G6 route is too close to the western border of the Sanger city limits. This could stifle growth of the city and the land use for this area.

Personal Concerns:

- LOSS OF ACCESS to our property: The tower proposed on the corner of our property is in conflict with our access for oversize vehicles. Hay deliveries and other oversize loads are too large for our main entrance. We have cattle and have a gate and 'road' right where the tower would be. There is no alternative place for this due to the topography of our property which drops off – making safe access impossible.
- LOSS OF USE: We or any future owner would never be able to build anything else on our property because the only useable section would be directly under the power lines, the remainder of our property is on steep grade or flood plain. The tower would be located too close to our home plus 2 other homes.
- The tower and power lines would be located too close to our home – within <sup>3</sup>160 feet of our home and 113 feet of our shop. There are known health hazards to humans

attachment: HMERIS  
Docket 38597

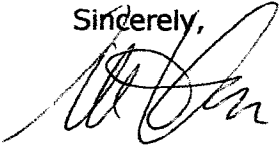
and cattle that are within such a close proximity of high voltage lines and this is a huge concern for us.

- There are **6** other families that are also very close to the line as it zig zags across Duck Creek road. **This route, G6 at the Duck Creek Road area was carefully designed by the engineers to ensure that every one of our close neighbors would be directly affected.**
- Outside of the 500 ft area lives 9 more families who are all on Duck Creek Road within 6 tenth of a mile of this proposed route. They are equally concerned about this proposed route for your power lines. That makes a total of 15 families.

The 6 families living within the 500 ft area are Harris, Sprabary, Yeatts, Kessler, Vargo, and Fasano. The 9 other families are Tindle, Houchin, Burton, LeGear, Bartz, Boone, plus 3 more. We find it very disturbing that this route was selected when it affected so many families in such a small area. There are other routes that would have affected far fewer people.

We are prayerfully hoping that route G6 is dropped from consideration due to the above reasons and that our way of life will not be ruined forever by this project.

Sincerely,



Danny & Marilyn Harris  
4941 Duck Creek Rd.  
Sanger, TX 76266  
940-458-7855  
[mdharris52@msn.com](mailto:mdharris52@msn.com)

Since this was written, we have now learned that not only 1 but 2 towers are required to make the 90 degree turn right in our front yard and directly in front of our neighbor's home. How crazy is that? I am attaching to the e-mail version of this a photo where the towers will be on our property.

attachment: Harris  
Docket 38597