



Control Number: 38597



Item Number: 1576

Addendum StartPage: 0

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

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

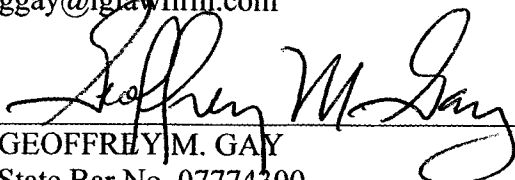
FILED
OCT 25 PM 1:41
COURT CLERK

PROSPER INDEPENDENT SCHOOL DISTRICT RESPONSE TO
COMMISSION STAFF'S FIRST SET OF REQUESTS FOR INFORMATION
AND FIRST SET OF REQUESTS FOR ADMISSION

The Prosper Independent School District ("Prosper ISD") hereby files its response to the First Set of Requests for Information ("RFIs") and First Set of Requests for Admission ("RFAs") to Intervenors filed by the Commission Staff ("Staff"). Staff's First Set of RFIs and First Set of RFAs was filed at the Commission and received by Intervenors on October 13, 2010. Pursuant to P.U.C. PROC. R. 22.144(c)(2)(F), these responses may be treated as if they were filed under oath.

Respectfully submitted,

LLOYD GOSSELINK ROCHELLE
& TOWNSEND, P.C.
816 Congress Avenue, Suite 1900
Austin, Texas 78701
(512) 322-5800
Fax: (512) 472-0532
ggay@lglawfirm.com

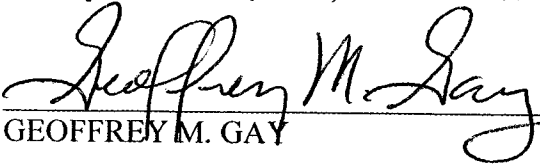


GEOFFREY M. GAY
State Bar No. 07774300

ATTORNEYS FOR PROSPER ISD

CERTIFICATE OF SERVICE

I, Geoffrey M. Gay, attorney, certify that a copy of this document was served on all parties of record in this proceeding on this 25th day of October, 2010, in accordance with Order No. 1.


GEOFFREY M. GAY

**Prosper ISD Response to Staff's 1st RFI
Question No. 1**

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."

Response

No. Prosper ISD owns land that would be crossed by proposed Link T5. This land is the site for a future elementary school.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 2**

Staff-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. Please see Prosper ISD's response to Staff RFI 1-1.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 3**

Staff-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. A current transmission line crosses the Prosper ISD property on the west side of the property.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 4**

Staff-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. See response to 1-3. Additionally, distribution lines are or will be located on or are visible from the property.

Prepared By: Drew Watkins
Sponsored By: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 5**

Staff-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.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 6**

Staff-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 of the proposed transmission line.

Response

Not to the preparer's knowledge.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 7**

Staff-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

Not to the preparer's knowledge.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 8**

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

Response

The proposed Link T5 (including easement) will absorb approximately 30% of our small 10-acre site rendering the entire site unusable for the planned elementary school.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 9**

Staff-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

No.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 10**

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

Response

Yes, to the best of the preparer's knowledge.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

¹ These maps can be viewed at the following locations: (1) Collinsville City Hall, 101 N. Main St., Collinsville, TX 76233; (2) City of Gainesville Community Services Dept., 200 S. Rusk, Gainesville, TX 76240; (3) Stephen Copeland Government Center, 1400 FM 424, Cross Roads, TX 76227; and (4) Celina City Hall, 142 N. Ohio St., Celina, TX 75009.

**Prosper ISD Response to Staff's 1st RFI
Question No. 11**

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?

Response

The ONLY use for this property is that of an elementary school site. The impact of proposed Link T5 will render the site unusable for PISD because the right-of-way width will use so much space on the property.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 12**

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.

Response

Yes. The property is very small to begin with – PISD needs every available square foot for the property to be an effective school site. Routing the proposed transmission line along Link T5 will render our property useless for its intended use as a future school site.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 13**

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

Response

Prosper Independent School District is the sole owner of its property.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFI
Question No. 14**

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.

Response

There are no alternative configurations along Link T5 that would alleviate Prosper ISD's concerns.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFA
Question No. 1**

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

Admit. However, an elementary school is scheduled to begin construction on this property in June 2011 or no later than June 2012 and will be located within 500 feet of Link T5.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins

**Prosper ISD Response to Staff's 1st RFA
Question No. 2**

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

Admit.

Prepared by: Drew Watkins
Sponsored by: Drew Watkins