

15. Route 10, as modified by the Unanimous Stipulation filed by the parties in this docket, also conforms to the Commission's routing criteria, as well as the routing criteria found in PURA.
16. Consistent with the Unanimous Stipulation filed in this docket by the parties, the Application is reasonable, and should be approved.

### **III. Ordering Paragraphs**

1. LCRA TSC's Application to amend its certificate of convenience and necessity is hereby approved.
2. LCRA TSC's CCN No. 30110 is amended to include construction of the Proposed Project requested and described in the Application, and subsequently modified by the Unanimous Stipulation filed by the parties in this docket. LCRA TSC will use Route 10 comprised of Segments A, Q1, C, M, N, S, C1, O1, N1, and L1. Segments L1, N1, O1 and C1 will be constructed double-circuit capable.
3. As ordered by the Commission, LCRA TSC shall implement the following adjustments to the selected route: the adjustment to Segment M of Route 10 requested by the SCUCISD, as conditioned on the granting of an easement without charge, and as otherwise agreed to as part of the Unanimous Stipulation filed by the parties in this docket.
4. In the event LCRA TSC or its contractors encounter any artifacts or other cultural resources during project construction, work shall cease immediately in the vicinity of the resource and the discovery shall be reported to the Texas Historical Commission (THC). The utility will take action as directed by the THC. In the event that disagreement arises between THC and LCRA TSC as to the scope or details of such direction, LCRA TSC shall immediately consult with Commission technical and legal staff for further direction.
5. LCRA TSC shall follow the procedures outlined in the following publication for protecting raptors: *Suggested Practices for Raptor Protection on Power Lines, the State of the Art in 2006*, Avian Power Line Interaction Committee (APLIC), 2006 and the Avian Protection Plan Guidelines published by the APLIC in April, 2005.
6. LCRA TSC shall use best management practices to minimize the potential impact to migratory birds and threatened or endangered species.

7. LCRA TSC shall exercise extreme care to avoid affecting non-targeted vegetation or animal life when using chemical herbicides to control vegetation within the ROW, and shall ensure that such herbicide use complies with rules and guidelines established in the Federal Insecticide, Fungicide and Rodenticide Act and with the Texas Department of Agriculture regulations.
8. LCRA TSC shall minimize the amount of flora and fauna disturbed during construction of the transmission line, except to the extent necessary to establish appropriate ROW clearance for the transmission line. In addition, LCRA TSC shall re-vegetate using native species and shall consider landowner preferences in doing so. Furthermore, to the maximum extent practicable, the utility shall avoid adverse environmental impacts to sensitive plant and animal species and their habitats as identified by TPWD and USFWS.
9. LCRA TSC shall implement erosion control measures as appropriate. LCRA TSC shall return each affected landowner's property to its original contours and grades unless otherwise agreed to by the landowner or landowner's representatives. LCRA TSC shall not be required to restore original contours and grades where a different contour or grade is necessary to ensure the safety or stability of the project's structures or the safe operation and maintenance of the line.
10. LCRA TSC shall cooperate with directly affected landowners to implement minor deviations in the approved route to minimize the impact of the project. LCRA will only implement technically feasible, minor route modifications or alternative line configurations that will not add significant cost to the project, will not lengthen the project schedule, and will not introduce or directly affect (as defined by the Commission's notice rules) landowners not previously noticed in this CCN proceeding who have not otherwise agreed to a waiver of notice.
11. LCRA TSC shall be permitted to deviate from the approved route in any instance in which the deviation would be more than a minor deviation, but only if the following two conditions are met. First, LCRA TSC shall receive consent from all landowners who would be affected by the deviation regardless of whether the affected landowner received notice of or participated in this proceeding. Second, the deviation shall result in a reasonably direct path towards the terminus of the line and not cause an unreasonable increase in cost or delay the project. Unless these two conditions are met, this paragraph

does not authorize LCRA TSC to deviate from the approved route except as allowed by the other ordering paragraphs in this Order.

12. LCRA TSC shall update the reporting of this project on their monthly construction progress report prior to the start of construction to reflect final estimated cost and schedule in accordance with P.U.C. SUBST. R. 25.83.
13. All other Motions, request for entry of specific findings of fact or conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are denied.