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SOAH DOCKET NO. 473-15-1589

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APPLICATION OF LCRA TRANSMIS- §
SION SERVICES CORPORATION TO §
AMEND ITS CERTIFICATE OF CON- §
VENIENCE AND NECESSITY FOR THE §
PROPOSED BLUMENTHAL SUBSTA- §
TION AND 138-KV TRANSMISSION §
LINE PROJECT IN BLANCO, §
GILLESPIE, AND KENDALL COUN- §
TIES

BEFORE THE STATE OFFICE
OF PUBLIC UTILITY COMMISSION
FILING CLERK

OF

ADMINISTRATIVE HEARINGS

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
JAMES P. HEARD, JR.'S FIRST REQUEST FOR INFORMATION**

COMES NOW LCRA Transmission Services Corporation (LCRA TSC) and files this, its Response to James P. Heard, Jr.'s First Request for Information, which was filed with the PUC on January 26, 2015 and served on LCRA TSC on January 21, 2015. This Response is timely filed. LCRA TSC agrees and stipulates that all parties may treat these responses as if the answers were filed under oath.

Respectfully submitted,

BICKERSTAFF HEATH DELGADO

ACOSTA LLP

R. Michael Anderson

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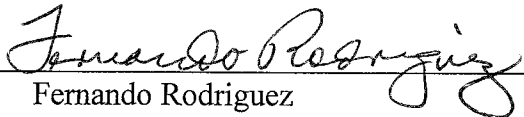
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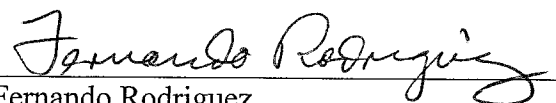
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By: 
Fernando Rodriguez

ATTORNEYS FOR LCRA TRANSMISSION
SERVICES CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on all parties of record in this proceeding on this the 10th day of February, 2015, by facsimile, First-class U.S. Mail, or by hand delivery.


Fernando Rodriguez

**SOAH DOCKET NO. 473-15-1589
PUC DOCKET NO. 43599**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE PROPOSED BLUMENTHAL SUBSTA- TION AND 138-KV TRANSMISSION LINE PROJECT IN BLANCO, GILLESPIE, AND KENDALL COUN- TIES	§ § § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
JAMES P. HEARD, JR.'S FIRST REQUEST FOR INFORMATION**

Question No. 1-1:

Regarding the property identified in LCRA's Application as Y1-001, please confirm whether the structure shown on Exhibit 1, and circled thereon, a working barn used to support ranch operations on the property, was counted as a Habitable Structure in LCRA's Application and included in Table 5-1 to the Application. If it was not counted as a Habitable Structure, please answer the following questions:

- (1) Does LCRA contend that this structure fails to meet the definition of Habitable Structure, as defined by PURA § 25.101(a)(3)? If so, why?
- (2) Does LCRA contend that this structure meets the definition of Habitable Structure, as defined by PURA § 25.101(a)(3)? If so, why?
- (3) What is the approximate distance, in feet, between the identified structure and the center-line of the closest noticed Link?

Response No. 1-1:

No, the structure circled on Exhibit 1 was not counted as a Habitable Structure. POWER's opinion is based on review of aerial photography and other observation from publicly accessible places; in most cases, LCRA TSC and POWER have not had access to these types of structures when located on private property.

1. The structure within the circled area on Exhibit 1 appears to be a barn/shed, therefore, LCRA TSC and POWER contend that it does not meet the definition of a Habitable Structure, as defined by PUC Substantive Rule 25.101(a)(3). As stated in the EA on page 2-39, the PUC's Substantive Rule 25.101(a)(3) defines a habitable structure as "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.”

2. We contend that structure on Exhibit 1 identified by Heard as a “working barn used to support ranch operations” does not meet the definition of a Habitable Structure, as defined by PUC Substantive Rule 25.101(a)(3). However if additional information demonstrates that the structure has electricity, plumbing/bathroom facilities and/or sleeping quarters and potentially kitchen facilities, then we believe that the structure could meet the definition of a Habitable Structure, as defined by PUC Substantive Rule §25.101(a)(3).
3. The approximate distance between the structure on Exhibit 1 and the centerline of the closest segment is 37 feet.

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Co-Prepared By: Lisa Barko Meaux
Co-Sponsored By: Rob Reid
Co-Sponsored By: Lance Wenmohs

Title: Vice President, Power Engineers, Inc.
Title: Project Manager III, Power Engineers, Inc.
Title: Vice President, Power Engineers, Inc.
Title: Manager, Siting and Certification

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APPLICATION OF LCRA TRANSMISSION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY FOR THE PROPOSED BLUMENTHAL SUBSTATION AND 138-KV TRANSMISSION LINE PROJECT IN BLANCO, GILLESPIE, AND KENDALL COUNTIES	§ § § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
JAMES P. HEARD, JR.'S FIRST REQUEST FOR INFORMATION**

Question No. 1-2:

Regarding the property identified in LCRA's Application as Y-002, please confirm whether the structure shown on Exhibit 2 and circled thereon, a garage used to store classic cars, was counted as a Habitable Structure in LCRA's Application and included in Table 5-1 to the Application. If it was not counted as a Habitable Structure, please answer the following questions:

- (1) Does LCRA contend that this structure fails to meet the definition of Habitable Structure, as defined by PURA § 25.101(a)(3)? If so, why?
- (2) Does LCRA contend that this structure meets the definition of Habitable Structure, as defined by PURA § 25.101(a)(3)? If so, why?
- (3) What is the approximate distance, in feet, between the identified structure and the centerline of the closest noticed Link?

Response No. 1-2:

No, the structure circled on Exhibit 2 was not counted as a Habitable Structure. POWER's opinion is based on review of aerial photography and other observation from publicly accessible places; in most cases, LCRA TSC and POWER have not had access to these types of structures when located on private property.

1. The structure within the circled area on Exhibit 2 appears to be a barn/shed, therefore, LCRA TSC and POWER contend that it does not meet the definition of a Habitable Structure, as defined by PUC Substantive Rule 25.101(a)(3).

2. We contend that the structure on Exhibit 2 identified by Heard as a “garage use to store classic cars” does not meet the definition of a Habitable Structure, as defined by PUC Substantive Rule 25.101(a)(3).
3. The approximate distance between the structure on Exhibit 2 and the centerline of the closest segment is 83 feet.

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