



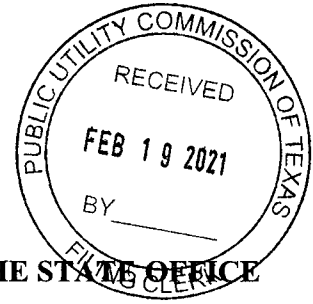
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Addendum StartPage: 0

SOAH DOCKET NO. 473-21-0247
PUC DOCKET NO. 51023



APPLICATION OF THE CITY OF SAN §
ANTONIO ACTING BY AND THROUGH §
THE CITY PUBLIC SERVICE BOARD §
(CPS ENERGY) TO AMEND ITS §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY FOR THE PROPOSED §
SCENIC LOOP 138-KV TRANSMISSION §
LINE IN BEXAR COUNTY §

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

DIRECT TESTIMONY OF CASEY KECK AND MOLLY KECK
ON BEHALF OF CLEARWATER RANCH POA

Intervenors, Casey Keck and Molly Keck on Behalf of Clearwater Ranch POA ("Clearwater Ranch") files this Direct Testimony, which is attached. Clearwater Ranch stipulates that this Direct Testimony can be treated by all parties as if the answers were filed under oath.

Respectfully submitted,

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ATTORNEYS FOR CLEARWATER RANCH

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 19, 2021, in accordance with Public Utility Commission Procedural Rule 22.74.

/s/Patrick L. Reznik

Patrick L. Reznik

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1
2
3
4 **I. INTRODUCTION**

5 QUESTION: PLEASE STATE YOUR NAME AND CURRENT ADDRESS FOR THE
6 RECORD.

7 ANSWER: Casey and Molly Keck, 24510 Clearwater Run, San Antonio, TX 78255.
8
9

10 QUESTION: ARE YOU AN INTERVENOR IN SOAH DOCKET NO. 473-21-0247 AND PUC
11 DOCKET NO. 51023 AND ON WHOSE BEHALF ARE YOU TESTIFYING?
12

13 ANSWER: Yes. We are testifying on behalf of ourselves, Casey and Molly Keck, and Clearwater
14 Ranch POA, which we fully support.
15
16

17 QUESTION: HAVE YOU EVER TESTIFIED IN A PUBLIC UTILITY COMMISSION OF
18 TEXAS (“PUC” OR “COMMISSION”) PROCEEDING?
19

20 ANSWER: No.
21
22

23 QUESTION: BRIEFLY DESCRIBE YOUR OCCUPATION, EDUCATIONAL AND WORK
24 HISTORIES.
25

26 ANSWER: Casey is a graduate of Texas Tech University with a Bachelor of Arts degree in
27 History. He is an electrical contractor and Vice President of Keck Electric LLC. Molly is a graduate
28 of Texas A&M University with a Bachelor of Science dual degree in Biology and Entomology and
29 a Master of Science degree in Entomology. She is an Entomologist with Texas A&M AgriLife
30 Extension Service since 2005 and an adjunct professor at St. Philips College in Biology since 2005.
31
32

33 QUESTION: WHERE IS YOUR PROPERTY LOCATED?
34

35 ANSWER: Our property is located at 24510 Clearwater Run, San Antonio, TX 78255. Lot 1A
36

See Exhibit A.
37
38

39 QUESTION: HOW LONG HAVE YOU OWNED THE PROPERTY?
40

41 ANSWER: We have owned the property since 2014.

1
2
3 QUESTION: ARE YOU FAMILIAR WITH THIS AREA OF BEXAR COUNTY, TEXAS?
4

5 ANSWER: Yes, we are San Antonio natives.
6

7
8 **II. PURPOSE AND SCOPE OF TESTIMONY**
9

10
11 QUESTION: WHAT IS THE PURPOSE AND SCOPE OF YOUR TESTIMONY?
12

13 ANSWER: The purpose of our testimony is to (a) describe our property; (b) describe the expected
14 impact of the proposed transmission line on our property; (c) voice our opposition against The City
15 of San Antonio, acting by and through the City Public Service Board (“CPS Energy”), using
16 Segments 25, 26a, 32, 37, 38, 39, and 43 and Routes F1, K, L, N1, P, Q1, R1, T1, U1, BB, and CC
17 which utilize these Segments; and (d) voice our support for Routes Z1 and AA1.
18

19
20 QUESTION: WHAT IS CLEARWATER RANCH POA’S CONCERNS ABOUT THE
21 PROPOSED TRANSMISSION LINE USING CPS ENERGY’S SEGMENTS 25, 26a, 37, 38, 39
22 AND 43 AND ROUTES F1, K, L, N1, P, Q1, R1, T1, U1, BB, AND CC?
23

24 ANSWER: In general, Clearwater Ranch is opposed to the construction of CPS Energy’s
25 transmission line through their community because of the following: (1) a 138-kV transmission
26 line will severely depreciate the value of the Clearwater Ranch properties; (2) a 138-kV
27 transmission line will severely detract from the scenic beauty and aesthetic values of the
28 Clearwater Ranch properties and area; (3) a 138-kV transmission line would negatively impact
29 community, economic, and historical values and the character, ecology, and biology of Clearwater
30 Ranch’s properties and area; (4) the Clearwater Ranch residents and visitors will have to drive
31 under or near a 138-kV transmission line on a regular basis; (5) for transmission lines crossing a
32 Clearwater Ranch property, they would be required to give third parties access to their properties,
33 which limits the privacy and control over our properties; (6) Clearwater Ranch has general
34 concerns about any buzzing of the 138 kV transmission line and general health and safety concerns
35 and concerns about living and being close to a 138 kV transmission line; and, (7) we have gone to
36 great lengths to preserve native Texas Hill Country and have established guarantees to preserve

1 the natural native flora and fauna of the Texas Hill Country. A 138 kV transmission line would
2 utterly destroy the protections that we have established and destroy this portion of undeveloped
3 Hill Country.

4
5
6 **III. DESCRIPTION OF PROPERTY AND THE LINE'S IMPACT**
7

8
9 QUESTION: ARE THERE ANY HABITABLE STRUCTURES ON THE PROPERTY?
10

11 ANSWER: Yes, our home and barn that contains our living quarters.
12

13
14 QUESTION: PLEASE DESCRIBE YOUR PROPERTY'S TERRAIN AND ITS
15 ECOLOGICAL OR BIOLOGICAL FEATURES.
16

17 ANSWER: Our property is a fully developed residential property. It contains areas of dense
18 foliage of oak, cedar elm, various native shrubby trees, Persimmon, Mountain Laurel, juniper
19 (cedar), etc.
20

21
22 QUESTION: PLEASE DESCRIBE YOUR PROPERTY'S CURRENT USES.
23

24 ANSWER: This is our permanent residence for our family of 4. We use this property for all the
25 things residential properties are normally used for. We chose this amount of land to be able to play
26 outdoors, enjoy nature, garden, feed wildlife and birds, allow our pets to have space to run, and
27 maintain small livestock. Our property is also used for beekeeping. We have 10 hives on the
28 property for pleasure and an Ag tax exemption.
29

30
31 QUESTION: HAVE YOU OR YOUR FAMILY UNDERTAKEN ANY EFFORTS TO
32 RESTORE THE LAND OR THE ENVIRONMENTAL QUALITY OF THE PROPERTY?
33

34 ANSWER: Yes, we continually watch for signs of oak wilt, water trees and vegetation in distress,
35 remove invasive species from the property that choke out native species. We make all efforts to
36 maintain a natural property.
37

1 QUESTION: ARE THERE ANY WATER WELL SITES ON THE PROPERTY? IF SO,
2 DESCRIBE THE GENERAL LOCATION.

3
4 ANSWER: Yes, east of the house.
5

6
7 QUESTION: ARE THERE ANY GAS WELLS ON THE PROPERTY? IF SO, DESCRIBE
8 THE GENERAL LOCATION.

9
10 ANSWER: No.
11

12
13 QUESTION: ARE THERE ANY PIPELINE EASEMENTS ON THE PROPERTY? IF SO,
14 DESCRIBE THE GENERAL LOCATION.

15
16 ANSWER: No.
17

18
19 QUESTION: PLEASE DESCRIBE ANY PLANNED FUTURE USES OF YOUR PROPERTY
20 IF THOSE USES ARE DIFFERENT FROM THE CURRENT USES PREVIOUSLY
21 DESCRIBED.

22
23 ANSWER: We have no intention of using this property differently. It is in the bylaws of our
24 neighborhood covenants that properties in this community are only for residential purposed
25 without subdivision.

26
27
28 QUESTION: DO ANY EXISTING TRANSMISSION OR DISTRIBUTION LINES CROSS
29 YOUR PROPERTY? IF SO, PLEASE DESCRIBE HOW AND WHERE THEY CROSS THE
30 PROPERTY.

31
32 ANSWER: Yes, along the border of our property on the NW side. An underground primary lateral
33 line between ourselves and the neighbor to the west.

34
35
36 QUESTION: ARE THERE CURRENT PLANS FOR OTHER UTILITY FEATURES ON
37 YOUR PROPERTY? IF SO, PLEASE DESCRIBE HOW AND WHERE THEY CROSS THE
38 PROPERTY.

39
40 ANSWER: No.
41

1
2 QUESTION: WOULD THE LINKS THAT MIGHT IMPACT YOUR PROPERTY RUN
3 ALONG ANY BOUNDARY LINES OF YOUR PROPERTY?
4

5 ANSWER: No.
6
7

8 QUESTION: HOW WOULD A 138-KV ELECTRIC TRANSMISSION LINE IMPACT YOUR
9 PROPERTY AND ITS OPERATIONS?
10

11 ANSWER: It would affect the wildlife and landscape, affecting harborage and nesting sites for
12 the endangered Golden Cheek Warbler, known to forage on our property and within this
13 community. It would impact the vegetation our honey bees forage on. It would impact the view of
14 our home, no matter which segment or route, if constructed within the Clearwater Ranch
15 community, it would impact and impede the view from any vantage point on our property.
16
17

18 QUESTION: WOULD YOU HAVE TO REGULARLY DRIVE UNDER THE
19 TRANSMISSION LINE IF INSTALLED ON YOUR PROPERTY.
20

21 ANSWER: No, but when running or walking in the community, driving to neighbors' homes we
22 would have to drive under the lines. When our children ride the school bus, they would have to
23 drive under the lines while the bus picks up other children.
24
25

26 QUESTION: DESCRIBE THE AESTHETIC IMPACT TO YOUR PROPERTY IF CPS
27 ENERGY BUILDS A 138-KV TRANSMISSION LINE ON YOUR PROPERTY.
28

29 ANSWER: We would view a transmission line from anywhere on our property.
30
31

32 QUESTION: IF THE TRANSMISSION LINE IS BUILT ON YOUR PROPERTY, DO YOU
33 HAVE ANY CONCERNS ABOUT CPS ENERGY HAVING ACCESS TO YOUR PROPERTY?
34

35 ANSWER: Yes, we have the general concerns of landowners who are required to give third parties
36 access to their property. Also, this would materially affect the use of our property. We hope that
37 CPS will respect my property. At this point, we do have an easement that CPS uses and there are

1 times when they drive off the easement into maintained areas, leave trash, and scare our livestock
2 and pets.

3
4
5 QUESTION: IF THE TRANSMISSION LINE IS BUILT ON YOUR PROPERTY, DO YOU
6 HAVE ANY OTHER CONCERNS?

7
8 ANSWER: We have general safety and health concerns for living around transmission lines and
9 EMF issues. Because potential buyers may be aware of medical studies available on the Internet
10 arguing, correctly or not, a connection between high-powered transmission lines causing health
11 problems and possible cancer, we are concerned about a negative stigma being attached to our
12 property and the possible devaluation of our property value. In addition, the buzzing sounds
13 emanating from high-voltage transmission lines would be bothersome for people living near them.

14
15
16 QUESTION: IS THERE ANYTHING ELSE YOU WOULD LIKE THE ADMINISTRATIVE
17 LAW JUDGE AND THE PUBLIC UTILITY COMMISSION TO CONSIDER IN THIS
18 PROCEEDING?

19
20 ANSWER: We feel we are asked to sacrifice because CPS did not anticipate the obvious growth
21 to this area. They are reacting to years too late and ruining the land that people have saved their
22 lives to afford to be able to offer our children a natural, save and open place to grow up and play.
23 The very reason we moved further away from family, jobs, and the convenience of being in the
24 city was to enjoy nature, have undisturbed land, and not see the effects of people on land. CPS has
25 chosen routes that are careless to the ecosystem, bisect properties, run across the road, run directly
26 over existing homes, and which devalue everyone's property. They have not considered their
27 impact on people, families, wildlife, endangered species, or the land.

28
29 DO YOU HAVE ANY CONCERNS ABOUT SEGMENT 42a THAT IS UTILIZED IN ROUTES
30 Z1 AND AA1?

31
32 ANSWER: No, while our children attend McAndrew Elementary of Northside Independent
33 School District, this segment does not cross the entrances/exit, is the behind the school, and away
34 from where the children play.

1 **IV. CONCLUSION AND RECOMMENDATIONS**

2
3
4 QUESTION: HOW WOULD YOU SUMMARIZE YOUR POSITION IN THIS PROCEEDING
5 REGARDING CPS ENERGY'S PROPOSED ALTERNATIVE ROUTES F1, K, L, N1, P, Q1,
6 R1, T1, U1, BB, AND CC AND CPS ENERGY'S PREFERRED ROUTES Z1 AND AA1?
7

8 ANSWER: We oppose CPS Energy's Alternative Routes F1, K, L, N1, P, Q1, R1, T1, U1, BB,
9 and CC and any Route using Segments 25, 26,a 32, 37, 38, 39, and 43. We support CPS Energy's
10 Routes Z1 and AA1 as the route(s) that best meet(s) the overall community values and PURA §
11 37.056(c)(4) and P.U.C. SUBST. R. 25.101(b)(3)(B).

12
13 QUESTION: DOES THIS CONCLUDE YOUR TESTIMONY?
14

15 ANSWER: Yes.



KECK CASEY L & MOLLY E - Lot 1A
 +/- 11.0380 Acres - Bexar County

