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UTILITY COMMISSION
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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 SCENIC LOOP 138-KV TRANSMISSION LINE IN BEXAR COUNTY, TEXAS § BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS

NORTHSIDE INDEPENDENT SCHOOL DISTRICT’S OBJECTIONS TO THE REBUTTAL TESTIMONY OF CYNTHIA GRIMES, DAVID CLARK, AND JERRY RUMPF ON BEHALF OF SAVE HUNTRESS LANE AREA ASSOCIATION AND MOTION TO STRIKE

COMES NOW, Northside Independent School District (“NISD”) and files the following objections and moves to strike the rebuttal testimony of Cynthia Grimes, David Clark, and Jerry Rumpf offered on behalf of Save Huntress Lane Area Association (“SHLAA”),¹ would show the following:

NISD objects to the following testimony on Page 22-25:

As discussed above, the playground in the back of the school is also beyond 300 feet from Segment 42a, and only the grassy edge of a sports field is a little less than 300 feet from Segment 42a.

NISD objects to the foregoing statement on the grounds that the testimony lacks foundation, is speculative, and misstates the facts.

One can use Google Earth to see that the western point of the school building is approximately 549 feet from Segment 42a, and that the eastern point of the school building is approximately 243 feet from Segment 35:

¹ Interchange Item No. 672

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NISD objects to the foregoing statement on the grounds that it the testimony lacks foundation, is speculative, and misstates the facts.

In contrast, the NISD testimony indicates that its concern regarding Segment 42a is because using that segment would not take into account the "outdoor recreation area of the school" As a result, it appears that NISD ranks Segments 41 and 35 as the lines segments of most concern to it and ranks Segment 42a as the lessor one of concern.

NISD objects to the foregoing statement on the grounds that the testimony lacks foundation, is speculative, and misstates the facts.

It is a disappointment to those SHLAA members that their school district would take a position that could result in the placement of high-voltage transmission lines on or along SHLAA member properties, with all the same concerns as other intervenors including NISD about EMF, aesthetic impacts, etc. In short, the school district appears to have taken sides in a dispute between different constituents, and the NISD position that there should be no transmission lines anywhere near the school should be discounted accordingly.

NISD objects to the foregoing statement on the grounds that the testimony is speculative at best, and it assumes facts not in evidence. It is unfortunate that the witness has not been advised or recognized that NISD has not "taken sides" in this dispute, NISD has not supported a particular route that impacts impact the community. NISD does oppose segments that directly impact the school district properties.

Segment 42a in the far back of the school area, such as in Routes Z1 and AA1, essentially eliminates the EMF concern about the school.

NISD objects to the foregoing statement on the grounds that it is speculative, lacks foundation, and is an attempt to provide an unqualified expert opinion.

Respectfully Submitted,

By: 
J Pete Laney

State Bar No: 24036942

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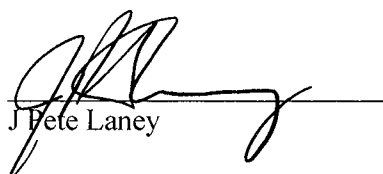
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ATTORNEY FOR NORTHSIDE

INDEPENDENT SCHOOL DISTRICT

CERTIFICATE OF SERVICE

I certify hereby that a true and correct copy of the foregoing has been filed with the Commission and served on all parties of record via PUC Interchange on this the 29th day of March 2021, pursuant to the Orders issued in this docket.


J. Pete Laney