



Control Number: 51023



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

RECORDED  
2021 APR 25 PM 1:53

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

COMMISSION STAFF'S RESPONSE TO CLEARWATER RANCH POA'S  
FIRST REQUEST FOR INFORMATION  
QUESTION NOS. CLEARWATER 1-1 THROUGH CLEARWATER 1-19

The Staff of the Public Utility Commission of Texas (Staff) stipulates that the following response(s) to request(s) for information/production/disclosure may be treated by all parties as if the answers were filed under oath.

Dated: April 26, 2021

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Rachelle Robles  
Division Director

/s/ Rustin Tawater  
Rustin Tawater  
State Bar No. 24110430  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7230  
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**CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on April 26, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664

/s/ Rustin Tawater  
Rustin Tawater

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**CLEARWATER 1-1** Describe your analysis for evaluating paralleling of right-of-way, including whether you distinguish between the different types of ROW (transmission line, roadways, railways, etc.) in your analysis and if paralleling to adjacent to apparent property lines factors differently in your analysis.

**RESPONSE:** Yes, I distinguish the different types of paralleling and paralleling property lines is taken into consideration as described in Commission Rule 16 TAC § 25.101(b)(3)(B).

Prepared by: John Poole  
Sponsor: John Poole

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**CLEARWATER 1-2** Admit or deny that maximizing distance from residences and visibility of structures were ranked highest in the routing criteria in questionnaire responses in CPS Application.

**RESPONSE:** The top-ranked concern was "Impact to Residences" with 108 responses, Visibility of structures was ranked second with 11 responses according to the page 6-2 of the EA.

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**CLEARWATER 1-3** Admit or deny Segment 37 cuts through the Clearwater Ranch neighborhood and does not run along its border.

**RESPONSE:** Admit.

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**CLEARWATER 1-4** Admit or deny Segment 37 is within 300 feet of at least three habitable structures identified in the Application as 197, 135 and 136.

**RESPONSE:** Admit.

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**CLEARWATER 1-5** Admit or deny Segment 37 is visible to neighbors in Clearwater Ranch.

**RESPONSE:** I admit that Segment 37 would likely be visible to some residents of Clearwater Ranch.

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**CLEARWATER 1-6** Admit or deny Segment 25 is visible to neighbors in Clearwater Ranch.

**RESPONSE:** I admit that Segment 25 would likely be visible to some residents of Clearwater Ranch.

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**CLEARWATER 1-7** Admit or deny Segment 37 and Segment 25 cross the Van Wisse property, as identified on CPS maps as K-014.

**RESPONSE:** Admit.

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**CLEARWATER 1-8** Admit or deny Segment 37 crosses roads Clearwater Run and Clearwater Creek.

**RESPONSE:** Admit.

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**CLEARWATER 1-9** Admit or deny Segment 37 and Segment 25 crosses four properties in Clearwater Ranch

**RESPONSE:** Admit, assuming the four properties in question are F-017, K-001, K-014, and K-015.

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**CLEARWATER 1-10** Admit or deny Segment 37 runs along two borders of Alejandro Medina's Lot 10, identified on CPS maps as K-015.

**RESPONSE:** Admit.

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**CLEARWATER 1-11** Admit or deny Segment 38 would be visible to properties in Clearwater Ranch.

**RESPONSE:** I admit that Segment 38 would likely be visible to some residents of Clearwater Ranch

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**CLEARWATER 1-12** Admit or deny Segment 22 would be visible to properties in Clearwater Ranch.

**RESPONSE:** I admit that Segment 22 might be visible to some residents of Clearwater Ranch.

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**CLEARWATER 1-13** Admit or deny Segment 15 would be visible to properties in Clearwater Ranch.

**RESPONSE:** I admit that Segment 15 might be visible to some residents of Clearwater Ranch.

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**CLEARWATER 1-14** Admit or deny Route P crosses 25.11 acres of golden-cheeked warbler modeled habitat designated as "3-Moderate High" and "4-High".

**RESPONSE:** Admit.

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**CLEARWATER 1-15** Admit or deny this is largest amount of any proposed alternative routes in the Application.

**RESPONSE:** Admit.

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**CLEARWATER 1-16** Admit or deny Segment 37 has 3.69 acres of golden-cheeked warbler modeled habitat designated as "3-Moderate High" and "4-High".

**RESPONSE:** Admit.

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**CLEARWATER 1-17** Admit or deny that Segment 37 has the 6th highest amount of acres of golden-cheeked warbler modeled habitat designated as "3-Moderate High" and "4- High".

**RESPONSE:** Segment 37 is the 7th highest. Segments 43, 40, 46a, 46, 32, and 49a are higher with 14.89, 11.12, 6.43, 4.23, 3.99, and 3.92 acres respectively.

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**CLEARWATER 1-18** Admit or deny that Segment 25 has 3.54 acres of golden-cheeked warbler modeled habitat designated as "3-Moderate High" and "4-High".

**RESPONSE:** Admit.

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**CLEARWATER 1-19** Admit or deny that Segment 25 has the 8th highest amount acres of golden-cheeked warbler modeled habitat designated as "3-Moderate High" and "4- High".

**RESPONSE:** Segment 25 is the 9th highest. Segments 43, 40, 46a, 46, 32, 49a, 37, and 45 are higher with 14.89, 11.12, 6.43, 4.23, 3.99, 3.92, 3.69, and 3.58 acres respectively.

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