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Received - 2021-10-08 02:18:39 PM

Control Number - 51023

ItemNumber - 885

THE TEXAS STATE OFFICE OF ADMINISTRATIVE HEARINGS

In re 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 Project
in Bexar County, Texas

Docket Number: 51023

SOAH Docket No. 473-21-0247

EXCEPTIONS TO THE PROPOSAL FOR DECISION

I, Ronald Schappaugh, a resident of Anaqua Springs Ranch (11210 Cimarron Crest, Boerne, TX 78006) will be negatively impacted by the Administrative Law Judges Proposal for Decision in the above captioned case and **herein file my Exception to the Proposal for Decision.**

The Proposal for Decision shows a lack of consideration and/or understanding of the recommendation of the Public Utilities Commission's own staff. This case is very complex and as an engineer participating in the various zoom hearings I understood the difficult task the PUC staff faced in sifting through the enormous amount of evidence presented and weighing it against the varying interest of the parties involved. Several of the reasons cited in the ALJ's Proposal for Decision mispresent facts and show a lack of understanding of the issues and the recommendations presented by the professional staff. Specific examples regarding the selected Route Z2 follow:

- 1. Impact on homes and people's lives.** Route Z2 affects more homes than any of the alternative routes seriously considered. It is also the only route that literally runs thru the front yards of private homes and impacts one homeowner with transmission lines on three sides of their property.
- 2. Flood plain considerations.** Route Z2 crosses two 100-year flood plains and involves more flood plain, 2,000 linear feet, than and any other route,
- 3. Potential impact on school children.** Route Z2 is the only route that passes within 280 feet of a school. Sara McAndrews Elementary school will literally be in the shadow of the powerline.

4. **Cost estimate for procuring ROW.** Segment 46 of Route Z2 should not have been characterized as undeveloped land because it had been platted as part of the ongoing Pecan Springs housing development.

In Summary, I believe that an impartial outsider might well see the ALJs Proposal for Decision as an example of political appointees making decisions that benefit the few, while overruling carefully considered recommendations that benefit the many made by professionals well versed in the issues.

CERTIFICATE OF SERVICE

I certify that notice of the filing of this document was provided to all parties of record via electronic mail on October 8, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

Ronald Schappaugh