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

Replies To Exceptions To The Proposal For Decision Of
Raul Figueroa

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES AND COMMISSION:

I, pro-se intervenor, Raul Figueroa, file my replies to exceptions to the Proposal for Decision (PFD). In a memorandum dated September 17, 2021, The Public Utility Commission of Texas (Commission) set the deadline for filing Replies to Exceptions as October 15, 2021. My exceptions are timely filed.

REPLIES TO THE COMMISSION STAFF'S EXCEPTIONS

The Commission Staff re-urges its recommendation that Route P is the best route when weighing as a whole the factors set forth in PURA § 37.056(c) and 16 Texas Administrative Code (TAC) § 25.101.¹ The Staff submitted clarifications to the PFD and requests that the Commission approve Route P instead of Route Z2. I am in favor of the Staff's request.

¹ See Commission Staff's Exceptions at page 1 of 3

**REPLIES TO THE SAN ANTONIO ROSE PALACE INC, AND STRAIT
PROMOTIONS INC, BRAD JAUER AND BVJ PROPERTIES, LLC, AND
ANAQUA SPRINGS HOA.**

I strongly support San Antonio Rouse Palace Inc, and Strait Promotions Inc, Brad Jauer, and BVJ Properties, LLC, and Anaqua Springs HOA's request that the Commission approve Route P or R1 instead of the recommended Route Z2 in the PFD. Their exceptions express the errors found in the PFD, including the failure of the ALJ's to analyze the "nature of the impact" Route Z2 will have on my home that would be surrounded on three sides by Segment 46b.² Due to their findings, they urge the Commission to reject recommended transmission line Route Z2 and instead approve either Route P or R1. I support their request because Route P has 15 and Route R1 has 19 fewer habitable structures within 300 feet of centerline than Route Z2. Furthermore, Route P or R1 will not impact Dr. Sarah B. McAndrew Elementary School, nor the residences along Toutant Beauregard.

**REPLIES TO TOUTANT RANCH, LTD, AND ASR PARKS, LLC'S
EXCEPTIONS TO THE PFD.**

The developers of Pecan Springs, Toutant Ranch, LTD, ASR Parks, LLC, and Crighton Development Co. (Collectively "Companies") state in their exceptions to the PFD that while any path that crosses their properties would have significant financial consequences, Route Z2 follows the path that would be the least harmful from the companies' perspective.³ I oppose their opinion because this route would only minimize the financial impact on their ongoing development. Route Z2's Segment 46b will have a major impact on my home and family's quality of life. If a northern route must be selected, then AA1 or any route that includes 49a is preferable because it minimizes the impact to neighborhoods, such as Hight Country Ranch (HCR), outside their development.

² See San Antonio Rose Palace Inc, and Strait Promotions Inc, Brad Jauer, and BVJ properties, LLC, and Anaqua Springs HOA Exceptions to PFD at 8 – 9

³ Toutant Ranch, LTD, and ASR Parks, LLC's Exceptions To the PFD at

**REPLIES TO PATRICK CLEVELAND'S EXCEPTIONS TO THE PFD AND
STEPHEN ROCKWOOD'S REPLIES**

I support Patrick Cleveland's exceptions regarding recommended Route Z2 in the PFD and his statement that Route P or R1 are more favorable with respect to how many properties the routes affect.⁴ However, I take exception to his statement that he is thankful the ALJ's chose Z2 instead of a route that goes through the middle of High Country Ranch. Furthermore, Patrick Cleveland omits from his exceptions the affects Route Z2 will have on my home in HCR. As it can be clearly seen on the CPS Inventory Map, my home, habitable structure #16, is surrounded by TL Z2's Segment 46b on three sides with the closet point being 162 feet from the centerline and the farthest being approximately 300 feet. My water well and propane gas tank would be strongly impacted as both would be in very close proximity to the centerline of Segment 46b. Patrick Cleveland is trying to protect the aesthetics of undeveloped land whereas I am trying to avoid the impact the transmission lines would have on my permanent home and my and my family's health.

I concur with Stephen Rockwood's statement in his replies to my exceptions that Route P, Q1, N1, and R1 encounter fewer habitable structures and are better alternatives. However, I strongly disagree with his opinion that Route Z2 is more favorable than Route AA1 because it does not disrupt the recreational and aesthetic values of High Country Ranch.⁵ The house he co-owns in HCR is not his permanent residence, and it is approximately 600 feet from the center line of Route Z2's segment 46b. Naturally, he would favor Route Z2 of the northern routes because he would not be impacted by it. In his replies to my exceptions, Stephen Rockwood fails to consider the impact Route Z2, or any route that includes Segment 46b, will have on my home and family in HCR. Route Z2's Segment 46b also cuts across the HCR neighborhood.

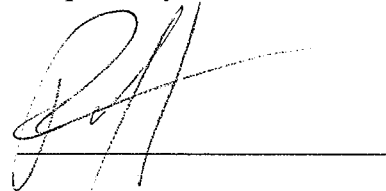
⁴ Patrick Cleveland's Exceptions to the PFD at 4

⁵ Stephen Rockwood's Reply To Raul Figueroa at 1

CONCLUSION

To conclude, I strongly support the exceptions to the Proposal for Decision regarding the recommended Route Z2 by those intervenors who provide clear evidence that southern routes such as Routes P or R1 have less impact on habitable structures, and therefore, are a better alternative. However, if a northern route must be selected, then Route AA1 or any route that includes Segment 49a is the best solution. I recognize and appreciate the difficulty and hard work by the ALJs in composing a PFD. Nevertheless, the PFD has errors that need to be addressed. Recommended Route Z2's Segment 46b will surround my home on three sides and would have detrimental effects on my and my family's way of life and very possibly our health. I respectfully request that the Commission give greater weight to the positions of directly affected homeowners in High Country Ranch such as myself, Dr. Carrie Jo Braden, and those homeowners along Toutant Beauregard.

Respectfully submitted

A handwritten signature in black ink, appearing to read 'R. Figueroa', is written over a solid horizontal line.

Raul Figueroa
26670 Karsch Rd
Boerne, TX, 78006