

2003 Oncor Transmission Line

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2003 Oncor Transmission Line

**Michael Murphy**

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**From:** Mark Smith [msmith@utilitylaw.com]  
**Sent:** Friday, April 04, 2003 9:06 AM  
**To:** John Hill; Michael Murphy; Ron Whitehead  
**Cc:** 'Kay Trostle'  
**Subject:** Oncor Transmission Line Case

I talked to Rebecca Merrill and Allen Nye this morning, and the staff has agreed to the routing along the DART ROW, provided Oncor will agree to a provision in the Commission final Order requiring the transmission line to produce a net reduction in the EMF impact on nearby residences. Oncor is agreeable to the insertion of that language in the order. A stipulation settling the case will be drafted today or early next week at the latest and circulated for execution by the parties. At that point, the case will be, for all intents and purposes, over, as I cannot imagine that the SOAH ALJ or the PUCT Commissioners will have any problem with any aspect of the settlement. I am very glad we were able to get a good result for the city without a lot of litigation expense, and I hope our firm will have the pleasure of working with you on some matter in the future. Mark.

4/4/2003

4-21-03

C: RON  
MIKE  
JOHN

4-24-03

SOAH DOCKET NO. 473-03-2244  
DOCKET NO. 27030

APPLICATION OF ONCOR ELECTRIC § PUBLIC UTILITY COMMISSION  
DELIVERY COMPANY FOR A §  
CERTIFICATE OF CONVENIENCE AND § OF TEXAS  
NECESSITY FOR PROPOSED §  
TRANSMISSION LINE IN DALLAS §  
COUNTY

**ONCOR ELECTRIC DELIVERY COMPANY'S  
REQUEST FOR ABATEMENT OF PROCEDURAL SCHEDULE  
AND FOR EXPEDITED CONSIDERATION THEREOF**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

COMES NOW, Oncor Electric Delivery Company and files this Request for Abatement of Procedural Schedule and for Expedited Consideration Thereof, respectfully showing as follows:

**I.**

Oncor is pleased to announce that the parties have agreed to settle all issues in this docket. As a result of the amicable resolution of this docket, Oncor requests that the procedural schedule be immediately abated for one month, during which Oncor intends to file executed documents resolving all issues in this docket or a status report reflecting the status of such documents. Because Order No. 7 requires Oncor to file its direct testimony on or before April 22, 2003, Oncor respectfully requests expedited consideration of this Request.

WHEREFORE, PREMISES CONSIDERED, Oncor respectfully requests that the procedural schedule be immediately abated for one month, and for such other and further relief to which is shows itself entitled.

**COWLES & THOMPSON**  
A Professional Corporation  
ATTORNEYS AND COUNSELORS



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**F A C S I M I L E C O V E R P A G E**

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Date and Time Faxed: Tuesday, March 18, 2003 9:22:26 AM  
Total Number of Pages (including cover sheet): 04  
Client/Matter #: \

*C: MIKE*

To: Name: Ron Whitehead  
Company:  
Fax Number: 972-450-7043  
Voice Phone:

From: Name: John Hill  
Fax Number: 214-672-2370  
Voice Phone: 214-672-2170

*ONCOR*

Message:

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Just received this.

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DALLAS TYLER

901 MAIN STREET SUITE 4000 DALLAS, TEXAS 75202-3793  
TEL 214.672.2000 FAX 214.672.2020  
WWW.COWLESTHOMPSON.COM

SOAH DOCKET NO. 473-03-2244  
PUC DOCKET NO. 27030

APPLICATION OF ONCOR  
ELECTRIC DELIVERY COMPANY  
FOR A CERTIFICATE OF  
CONVENIENCE AND NECESSITY  
FOR A PROPOSED TRANSMISSION  
LINE WITHIN DALLAS COUNTY

§  
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BEFORE THE STATE OFFICE  
  
OF  
  
ADMINISTRATIVE HEARINGS

ORDER NO. 7  
MEMORIALIZING PREHEARING CONFERENCE  
AND SETTING PROCEDURAL SCHEDULE

On March 17, 2003 a prehearing conference was conducted in this case. The following parties appeared and participated: Oncor Electric Delivery Company (Oncor); Eastgroup Properties, L.P. (Eastgroup); the City of Addison (Addison); and the Staff of the Public Utility Commission (Staff). AGF Addison National II, Ltd. (AGF) is the only party that did not appear nor participate.<sup>1</sup> Notice and jurisdictional issues have previously been addressed by the Commission's Administrative Law Judge (ALJ) prior to the transfer of this case to the State Office of Administrative Hearings, and no parties challenged the prior determination that notice and jurisdiction were properly shown.

At the prehearing conference, the participating parties agreed upon the following procedural schedule, which is hereby adopted and shall govern in this case:<sup>2</sup>

- March 31: Settlement/Technical Conference;
- April 7: Deadline for requests for preliminary hearing on sufficiency of application and proposed alternative routes;
- April 22: Deadline for filing of Oncor's direct testimony;
- April 29: Deadline for filing objections to Oncor's direct testimony;
- May 6: Deadline for filing responses to objections to Oncor's direct testimony;

\* HAVE JA. call  
MAIL ABOUT THEIR  
EXPECTATIONS

\* MAPS of other  
SITES along  
WITH EXISTING  
CORRIDOR.

<sup>1</sup> Eastgroup and AGF were both granted intervenor party status at the prehearing conference.

<sup>2</sup> All dates are in 2003.

Pen is concerned with wording.  
K. S.

1:30 P.U.C. at  
17th Congress

GET photos  
to Pen

1002 W. AVE. SUITE 200

SOAH DOCKET NO. 473-03-2244  
PUC DOCKET NO. 27030


ORDER NO. 7

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- May 30: Deadline for discovery on Oncor's direct testimony;
- July 18: Deadline for filing of intervenors' direct testimony or statements of position;
- July 25: Deadline for filing objections to intervenors' direct testimony;
- August 1: Deadline for filing responses to objections to intervenors' direct testimony;
- August 1: Deadline for filing of Staff's direct testimony or statement of position;
- August 8: Deadline for filing objections to Staff's direct testimony;
- August 15: Deadline for filing responses to objections to Staff's direct testimony;
- August 15: Deadline for all discovery;
- August 18: Deadline for filing of Oncor's rebuttal testimony (objections to be made at the hearing on the merits);
- August 20: Hearing on the merits.

The hearing on the merits shall convene at 9:00 a.m. on August 20, 2003, at the State Office of Administrative Hearings Facility, 300 West 15<sup>th</sup> Street, 4<sup>th</sup> Floor, Austin, Texas, and shall continue day to day thereafter until completed. Currently, the parties anticipate that the hearing will take three days. If necessary, the ALJ shall align parties and assign time limits to the parties at the commencement of the hearing.

**SIGNED AT AUSTIN, TEXAS the 18<sup>th</sup> day of March 2003.**

  
\_\_\_\_\_  
**CRAIG R. BENNETT**  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS

**COWLES & THOMPSON**

A Professional Corporation

ATTORNEYS AND COUNSELORS



---

**F A C S I M I L E C O V E R P A G E**

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C: MAJOR  
MIKE

Date and Time Faxed: Tuesday, March 04, 2003 1:45:58 PM

Total Number of Pages (including cover sheet): 08

Client/Matter #: \

To:           Name:           Ron Whitehead  
              Company:  
              Fax Number:  972-450-7043  
              Voice Phone:

From:         Name:           John Hill  
              Fax Number:  214-672-2370  
              Voice Phone:  214-672-2170

**Message:**

---

Received this morning.

---

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D A L L A S   T Y L E R

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**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

**William P. Clements Building  
300 West Fifteenth Street  
Room 502  
Austin, Texas 78701  
Phone (512) 475-4993  
Facsimile (512) 936-0770**

DATE: March 4, 2003

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 7

SOAH DOCKET NO.: 473-03-2244  
PUC DOCKET NO.: 27030

REGARDING: ORDER NO. 6 - NOTICE OF PREHEARING CONFERENCE

FROM: JUDGE CRAIG R. BENNETT

FAX TO:	FAX NO.
PUC - (LEGAL & ENFORCEMENT DIVISION)	936-7268
E. ALLEN NYE JR (ONCOR ELECTRIC)	214/880/0011
JOHN HILL (TOWN OF ADDISON)	214/672-2370
MARK SMITH (TOWN OF ADDISON)	469-9944
KENNEDY REPORTING	474-6704

NOTE: IF ALL PAGES ARE NOT RECEIVED, PLEASE CONTACT CHRISTINA EISCHENS @ 512-475-1203.

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**SOAH DOCKET NO. 473-03-2244  
PUC DOCKET NO. 27030**

**APPLICATION OF ONCOR § BEFORE THE STATE OFFICE  
ELECTRIC DELIVERY COMPANY §  
FOR A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY § OF  
FOR A PROPOSED TRANSMISSION §  
LINE WITHIN DALLAS COUNTY § ADMINISTRATIVE HEARINGS**

**ORDER NO. 6  
NOTICE OF PREHEARING CONFERENCE**

**I. Prehearing Conference**

On November 27, 2002, Oncor Electric Delivery Company (Oncor) filed an application for a certificate of convenience and necessity (CCN). The proposed project involves the design and construction of the double-circuit 138-kilovolt (kV) "Carrollton Country Club" transmission line and substation. The Commission has jurisdiction and authority over this matter pursuant to the Public Utility Regulatory Act (PURA), TEX. UTIL. CODE ANN §§ 32.001, 37.053, 37.056, and 37.057 and P.U.C. SUBST. R. 25.101.

This matter was initially handled by a Commission Administrative Law Judge (ALJ). However, on February 24, 2003, the Commission referred this matter to the State Office of Administrative Hearings (SOAH), requesting the assignment of a SOAH ALJ to conduct a hearing and issue a proposal for decision, if necessary. SOAH has jurisdiction pursuant to TEX. GOV'T CODE ANN § 2003.049 (Vernon 2000) and PURA § 14.053 over all matters relating to the conduct of a hearing in this matter.

Pursuant to P.U.C. PROC. R. 22.121, the undersigned ALJ will convene a prehearing conference at 1:30 p.m. on Monday, March 17, 2003, at the SOAH hearing rooms located at the William P. Clements Office Building, 300 West 15th, Fourth Floor, Austin, Texas. The parties shall be prepared to discuss the procedural status of this case, any existing scheduling orders or other orders issued by the Commission's ALJ, and any matters listed in P.U.C. PROC. R. 22.121.

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PUC DOCKET NO. 27030

ORDER NO. 6

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The prehearing is open to the public, therefore protestants are welcome to attend. Those persons who have been granted status as intervenors should attend the prehearing conference because the parties will discuss and propose a hearing date and other deadlines that will affect all parties. Also, parties may have questions that may be addressed or discussed at the prehearing conference.

## II. Filing and Service Procedures

### A. Filing

The procedures regarding filing are specified in Subchapter E of the Commission's procedural rules and apply in this proceeding. Parties are expected to know those procedures and comply with them fully. Pleadings and other filings shall be deemed filed when the proper number of legible copies are presented to the Commission filing clerk for filing. **All pleadings must contain both the SOAH and PUC docket numbers to allow for efficient processing.**

### B. Service

A copy of any document filed with the Commission must also be served on all parties as provided by P.U.C. PROC. R. 22.74(a). Documents hand-delivered to the SOAH ALJ must be served on all parties and filed with the Commission filing clerk. Any document that requires immediate attention must be filed and either hand-delivered to the ALJ at the William P. Clements Building, Room 504, 300 West 15th Street, Austin, Texas, or faxed to her at 512-936-0730.

All mail sent to the parties by the ALJ will be sent by first class mail, unless the party requests express mailing and provides an express mail account number. Parties seeking to arrange express mailing should contact Ms. Christina Eischens at (512) 475-1203. The ALJ will fax time-sensitive orders to the parties.

All parties shall provide their current telephone and facsimile number, if available, to all other parties and the Commission by filing and serving all parties with such numbers. Each party is responsible for providing the Commission and all parties with current address, telephone, and

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PUC DOCKET NO. 27030

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facsimile information if such information changes. Parties are responsible for updating their own service lists to reflect changed information and the addition of other parties, if any.

Only one address per party will be included on the official service list maintained by SOAH. This service list is attached to this order, for the parties convenience. The parties may agree to serve more than one representative per party. Corrections to the service list should be directed to Ms. Eischens.

**C. Filing Deadline Procedures**

Filings at the Commission shall occur by 3:00 p.m. on the date in question unless otherwise specified. P.U.C. PROC. R. 22.71(i). Parties are encouraged to engage in negotiations. The conduct of negotiations, however, does not relieve the parties of their obligation to meet filing deadlines. Failure to meet such deadlines may subject a party to sanctions specified in P.U.C. PROC. R. 22.161.

**D. Assumptions Regarding Time of Receipt**

Under P.U.C. PROC. R. 22.74(b), service on a party by mail shall be complete upon deposit of the document, enclosed in a wrapper properly addressed, stamped, and sealed, in a post office or official depository of the United States Postal Service. Service on a party by agent or by courier receipted delivery shall be complete upon delivery to the agent or courier. Service on a party by facsimile transmission shall be complete upon actual receipt by the recipient's telecopier or facsimile transfer machine.

Under P.U.C. PROC. R. 22.74(c), a return receipt or affidavit of any person having personal knowledge of the facts shall be prima facie evidence of the facts shown thereon relating to service.

1. **Hand Delivery:** If a document has been served in person or by agent, the ALJ will assume that the document was received on the date of filing.
2. **Courier Receipted Delivery:** If a document has been served by courier receipted delivery, the ALJ will assume that the document was received on the date after filing.

SOAH DOCKET NO. 473-02-2356  
PUC DOCKET NO. 25321

ORDER NO. 6

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3. Regular Mail, Certified Mail, or Registered Mail: If a document has been served by regular mail, certified mail, or registered mail, the ALJ will assume that the document was received no later than three days after filing.
4. Facsimile Transmission: If a document has been served by facsimile transmission before 3:00 p.m., on a work day, the ALJ will assume that the document was received on that day; otherwise, the ALJ will assume that the document was received the next work day after filing.

**E. Motions for Continuance/ Cancellation of a Proceeding/ Extension of a Deadline**

Motions for continuance shall be governed by the requirement of P.U.C. PROC. R. 22.79. If a continuance or extension of a deadline is sought, the motion shall propose a new date or dates and shall indicate whether the parties contacted agree on the new date or dates. Because the ALJ and/or hearing room may not be available on a given day, a proposed range of dates would be preferable.

The ALJ will not contact parties to ascertain their position or to negotiate dates. In the absence of a ruling by the ALJ, a contested motion for continuance, cancellation, or extension is not granted and the existing schedule remains in place.

**F. Responses to Motions and Other Pleadings**

Unless otherwise specified, responses to any motion or other pleading shall be filed within five working days from receipt of the pleading to which the response is made. Such responsive pleadings shall state the date of receipt of the pleading to which a response is made. Failure to file a timely response will be considered acquiescence to the relief requested.

**SIGNED AT AUSTIN, TEXAS the 4th day of March, 2003.**



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**CRAIG R. BENNETT**  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS

**STATE OFFICE OF ADMINISTRATIVE HEARINGS  
WILLIAM P. CLEMENTS BUILDING  
300 West Fifteenth Street  
Austin, Texas 78701  
Phone (512) 475-4993  
Facsimile (512) 936-0770**

**SERVICE LIST**

**AGENCY: PUBLIC UTILITY COMMISSION OF TEXAS**  
**STYLE/CASE: APPLICATION OF ONCOR ELECTRIC DELIVERY COMPANY  
FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY  
FOR A PROPOSED TRANSMISSION LINE WITHIN DALLAS  
COUNTY**

**SOAH DOCKET NUMBER: 473-03-2244  
PUC DOCKET NUMBER: 27030**

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**ADMINISTRATIVE COURT**

**STATE OFFICE OF ADMINISTRATIVE  
HEARINGS**

**CRAIG R. BENNETT  
PRESIDING ADMINISTRATIVE LAW JUDGE**

---

**PARTIES**

**REPRESENTATIVE/ADDRESS**

**PUBLIC UTILITY COMMISSION OF TEXAS**

**LEGAL & ENFORCEMENT DIVISION  
PUBLIC UTILITY COMM. OF TEXAS  
WILLIAM B. TRAVIS BUILDING  
1701 N. CONGRESS, 7TH FLOOR  
AUSTIN, TX 78701  
512/936-7260  
512/936-7268 (FAX)**

**ONCOR ELECTRIC**

**E. ALLEN NYE JR  
HUNTON & WILLIAMS  
1601 BRYAN STREET, 30<sup>TH</sup> FLOOR  
DALLAS, TEXAS 75201-3402  
214/979-3000  
214-880-0011 (FAX)**

**TOWN OF ADDISON**

**JOHN HILL  
901 MAIN STREET, STE 4000  
DALLAS, TEXAS 75202  
214/672-2170  
214/672-2370 (FAX)**

SOAH DOCKET NO. 473-03-2244  
PUC DOCKET NO. 27030

SERVICE LIST

PAGE 2

TOWN OF ADDISON

MARK W. SMITH  
SIFUENTES DRUMMOND & SMITH LLP  
1002 WEST AVENUE, STE 200  
AUSTIN, TEXAS 78701  
512/469-9933  
512-469-9944 (FAX)

---

xc: Docket Clerk, State Office of Administrative Hearings  
Angie Sell; PUC

PUC DOCKET NO. 27030

C: ROW  
MIKE  
JOHN H.

APPLICATION OF ONCOR ELECTRIC	§	
DELIVERY COMPANY FOR A	§	PUBLIC UTILITY COMMISSION
CERTIFICATE OF CONVENIENCE AND	§	
NECESSITY FOR A PROPOSED	§	OF TEXAS
TRANSMISSION LINE IN DALLAS COUNTY	§	

**RESPONSE OF ONCOR ELECTRIC DELIVERY COMPANY  
TO STAFF'S  
THIRD REQUEST FOR INFORMATION**

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

Oncor Electric Delivery Company ("Oncor") files this its Response to the  
aforementioned requests for information.

I.  
Written Responses

Attached hereto and incorporated herein by reference are Oncor's written responses  
to the aforementioned requests for information. Each such response is set forth on or  
attached to a separate page upon which the request has been restated. Such responses  
are made in the spirit of cooperation without waiver of Oncor's right to contest the  
admissibility of any such matters upon hearing. Oncor hereby stipulates that its responses  
may be treated by all parties exactly as if they were filed under oath.


II.  
Inspections

In those instances where materials are to be made available for inspection by  
request or in lieu of a written response, the attached response will so state. For those  
materials that a response indicates may be inspected at the Austin voluminous room,  
please call in advance for an appointment in order to assure that there is sufficient space  
to accommodate your inspection. To make an appointment at the Austin voluminous room,  
located at 1005 Congress, Suite B-50, Austin, Texas, or to review those materials that a  
response indicates may be inspected at their usual repository, please call Teri Smart at

(214) 812-4832. Inspections will be scheduled so as to accommodate all such requests with as little inconvenience to the requesting party and to company operations as possible. Oncor will be as cooperative as possible in making the requesting party's time as productive as possible and appreciates the requesting party's understanding of the logistical problems faced by Oncor.

**HUNTON & WILLIAMS**


By: \_\_\_\_\_

  
E. Allen Nye, Jr.  
State Bar No. 00788134  
Kirk D. Rasmussen  
State Bar No. 24013374  
1601 Bryan Street, 30th Floor  
Dallas, Texas 75201  
Telephone: 214-979-3000  
Fax: 214-880-0011

**ATTORNEYS FOR ONCOR  
ELECTRIC DELIVERY COMPANY**

**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing, together with all attachments hereto, has been either hand delivered or mailed by U.S. mail, postage prepaid, to PUC Legal Division and to all other parties herein, all on this 28<sup>th</sup> day of March, 2003.

 \_\_\_\_\_



REQUEST:

Please refer to the Environmental Assessment (EA) page 6-10 and Table 6-2a: The same facility is referenced by two different names: "Lakeside Townhomes" is used on Page 6-10 and "Lakehill Townhomes" is used in Figure 6-2a. Which of the two is correct?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The sign at the entrance to the property reads, "Lakehill Townhomes, Exclusive Rental Community, 2610 Lakehill Ln." "Lakehill Townhomes" is used several times within the EA to correctly describe the property. The references to "Lakeside Townhomes" found on line 3 and line 6, page 6-10, line 33, page 7-1 and line 2, page 7-2, are errors.

REQUEST:

In the EA on page 6-10 and Figure 6-2a, the Lakeside/Lakehill Townhomes (Townhomes) is described as a leasing office and 36 units. How many of the 36 units are owned by separate individuals?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

Based on information obtained prior to the filing of the CCN Application, from Dallas Central Appraisal District, Commercial Accounts Summary and the Dallas County deed records, the property in question is assessed to a single entity, "2610 Lakehill LTD.", a Texas limited partnership.

REQUEST:

In the EA on page 6-10 and Figure 6-2a, the distance from alternate route 1 to the Townhomes is stated to be 105 feet. Is 105 feet the distance from the project centerline only to the closest individually owned unit within the Townhomes?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The 105 feet referenced is the approximate distance, as determined by PBS&J during ground reconnaissance activities utilizing a Bushnell Yardage Pro Laser Ranging System, from the centerline of the alternate route to the closest habitable structure on the property. As stated in the response to Question No. ASB-14, according to information obtained from the Dallas Central Appraisal District, Commercial Accounts Summary and the Dallas County deed records, the property in question is assessed to, a single entity, "2610 Lakehill, LTD.", a Texas limited partnership.

REQUEST:

If the answer to ASB-15 is "yes," what is the approximate distance to the furthest individually owned unit within the Townhomes?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

As stated in the response to Question ASB-14, based on information obtained prior to the filing of the CCN Application from Dallas Central Appraisal District, Commercial Accounts Summary and the Dallas County deed records, the property in question is assessed to, a single entity, "2610 Lakehill, LTD.", a Texas limited partnership.

REQUEST:

In the EA on page 6-10 and Figure 6-2a, the Willow Lane Condominiums (Condominiums) is described as containing 24 units. How many of the 24 units are owned by separate individuals?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The EA is in error; the Willow Lane Condominiums contains 22 individual units. Based on information obtained prior to the filing of the CCN Application from Dallas Central Appraisal District, Commercial Accounts Summary and the Dallas County deed records, each of the units is individually owned.

REQUEST:

In the EA on page 6-10 and Figure 6-2a, the distance from alternate route 1 to the Condominiums is stated to be 129 feet. Is 129 feet the distance from the project centerline only to the closest individually owned unit with the Condominiums?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The referenced 129 feet is the approximate distance from the alternative route centerline and the closest edge of "Building B", 1601 Marsh Ln., obtained by PBS&J during ground reconnaissance activities utilizing a Bushnell Yardage Pro Laser Ranging System. This building contains a total of 12 units.

REQUEST:

If the answer to ASB-18 is "yes," what is the approximate distance to the furthest individually owned unit within the Condominiums?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The Willow Lane Condominiums includes five buildings. Each of the buildings are identified by letter, A, B, C, D, and E. Each building also has a unique address. Building A is designated 1609 Marsh Ln. Building B is designated 1601 Marsh Ln. Building C is designated 1603 Marsh Ln. Building D is designated 1605 Marsh Ln. Building E is designated 1607 Marsh Ln.

Because each of the five buildings within the condominiums are single structures comprised of individual units, it is impossible for Oncor Electric Delivery Company to know where an individual unit ends and the next begins. Building A (1609 Marsh Ln), Building D (1605 Marsh Ln), and Building E (1607 Marsh Ln) are each outside 200 feet of the centerline of Alternative Route 1. Building C (1603 Marsh Ln) is within 200 feet of the centerline of Alternative Route 1. This building contains 10 units. Building B (1601 Marsh Ln) lies partially within 200 feet and partially outside 200 feet of the centerline of Alternative Route 1. This building contains 12 units and some portion of the total number of units lies within, and some portion of the total lies outside, 200 feet of the centerline of Alternative Route 1.

The closest unit in Building C (1603 Marsh Ln) is approximately 137 feet from the centerline of Alternative Route 1. Each of the units within Building C is within 200 feet of the centerline of Alternative Route 1. The closest unit in Building B (1601 Marsh Ln) is estimated to be 129 feet from the centerline of Alternative Route 1 and the furthest, at least partially, lies in excess of 200 feet from the centerline of Alternative Route 1.

REQUEST:

When the second circuit is added to the proposed transmission line project, will circuit phasing techniques be utilized to reduce proximate magnetic fields?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

Both circuits will be installed on the proposed transmission line at the time of construction of the line. It is Oncor Electric Delivery Company policy to use circuit phasing techniques to reduce magnetic fields, where applicable.



REQUEST:

Regarding the magnetic field strengths at the affected landowners' habitable structures north of the DART railway ROW utilized in alternative routes #1 and #4:

Please compare the field strength intensity of the existing distribution line between the DART railway and those habitable structures when the distribution line is loaded to the design maximum with the field strength resulting from the proposed 138 kV transmission line during the Summer 2008 contingency loading. An alternate comparison method may be used if more appropriate. Please explain assumptions.

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The following information is provided in accordance with the agreement of the requesting party in lieu of the requested information.

In order to accommodate the requesting party's schedule in anticipation of settlement discussions, information responsive to the foregoing requests have been provided on an expedited basis and as soon as information has become available. Information responsive to this specific request will be provided when it is available.

**COWLES & THOMPSON**  
A Professional Corporation  
ATTORNEYS AND COUNSELORS



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**F A C S I M I L E C O V E R P A G E**

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Date and Time Faxed: Thursday, February 27, 2003 10:56:08 AM  
Total Number of Pages (including cover sheet): 08  
Client/Matter #: \

C: MAYOR  
MIKE

To: Name: Ron Whitehead  
Company:  
Fax Number: 972-450-7043  
Voice Phone:

From: Name: John Hill  
Fax Number: 214-672-2370  
Voice Phone: 214-672-2170

Message:

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Just received re PUC Docket No. 27030.

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# FAX

**To: John Hill**  
Company: Attorney  
Fax: (214) 672-2370  
Phone:

**From: Sell, Angie**  
Fax: (512) 936-7208  
Phone: (512) 936-7219  
E-mail: Angie.Sell@puc.state.tx.us

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## NOTES:

27030 Order of Referral

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**Date and time of transmission:** Thursday, February 27, 2003 10:37:30 AM  
**Number of pages including this cover sheet:** 05

P.U.C. DOCKET NO. 27030  
SOAH DOCKET NO. 473-03-2244

APPLICATION OF ONCOR § PUBLIC UTILITY COMMISSION  
ELECTRIC DELIVERY COMPANY §  
FOR A CERTIFICATE OF § OF TEXAS  
CONVENIENCE AND NECESSITY §  
(CCN) FOR PROPOSED §  
TRANSMISSION LINE WITHIN §  
DALLAS COUNTY §

ORDER OF REFERRAL  
AND PRELIMINARY ORDER

On November 27, 2002, ONCOR Electric Delivery Company, (Oncor) filed an application with the Public Utility Commission of Texas (Commission) to amend its certificate of convenience and necessity (CCN) for a 138 kilovolt (kV) transmission line in Dallas County.

I. Procedural History

The proposed project involves the design and construction of the Carrollton Country Club 138 kV transmission line. The proposed 138 (kV) double-circuit transmission line and the Carrollton Country Club Substation are planned for installation prior to the summer load season of 2006 to prevent the overloading of substation and distribution facilities due to the projected 2.4 percent annual growth over the next seven years. Three short feeders will be built to transfer about 28,000 kW of load to Carrollton Country Club Substation from the two overloaded substations and four overloaded feeders, thereby elimination the projected overloads.

Notice was published in the *Texas Register* on December 13, 2002. Oncor has filed affidavits of notice to all cities, counties, neighboring utilities and landowners within five miles of the requested facilities. The deadline for intervention is established as January 13, 2003. A number of local landowners filed letters protesting the CCN application.

P.U.C. Docket No. 27030  
SOAH Docket No. 473-03-2244  
Order of Referral and Preliminary Order

Page 2

## II. Discussion

Pursuant to P.U.C. SUBST. R 25.101(c)(4), the Commission must render a decision approving or denying an application for a certificate within one year of the date of filing of a complete application for such certificate. A Commission decision must be issued by November 27, 2003.

## III. Issues to be Addressed

Pursuant to TEX. GOV'T CODE ANN. § 2003.049(e) (Vernon 2000 & Supp. 2003), the Commission must provide to the ALJ a list of issues or areas to be addressed in any proceeding referred to the SOAH. After reviewing the pleadings submitted by the parties, the Commission identifies the following issues that must be addressed in this docket:

### Application

1. Is Oncor's application to amend its CCN adequate? Does the application contain an adequate number of alternative routes to conduct a proper evaluation? If not, the ALJ shall allow Oncor to amend the application and to provide proper notice to affected landowners; if Oncor chooses not to amend the application, the ALJ may dismiss the case without prejudice.
2. Has Oncor complied with P.U.C. SUBST. R. 25.101 in its application to amend its CCN?

### Need

3. Are the proposed facilities necessary for the service, accommodation, convenience, or safety of the public within the meaning of PURA<sup>1</sup> § 37.056(a) taking into account the factors set out in PURA § 37.056(c)? In determining need, the parties shall:

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<sup>1</sup> Public Utility Regulatory Act, TEX. UTIL. CODE §§ 11-001-64.158 (Vernon 1998 & Supp. 2003)(PURA)

P.U.C. Docket No. 27030  
SOAH Docket No. 473-03-2244  
Order of Referral and Preliminary Order

Page 3

- a. Give great weight to the recommendation of the Electric Reliability Council of Texas (ERCOT), if applicable;<sup>2</sup> and
  - b. Consider the needs of the interconnected transmission systems to support a reliable and adequate network and to facilitate robust wholesale competition.
4. Is the transmission project the best option to meet this need when compared to employing distribution facilities? In addition, for utilities that are not subject to the unbundling requirements of PURA § 39.051, is the project the best option to meet the need when compared to a combination of distributed generation and energy efficiency?

Route

5. Which proposed transmission line route is the best alternative weighing the factors set out in PURA § 37.056(c) and the following considerations:
- a. Does the route adhere to the Commission's "prudent avoidance policy"?<sup>3</sup>
  - b. Does the route give adequate weight to factors such as: use of existing right-of-way and transmission line corridors; electrical efficiency; costs; and does the route follow property boundaries to the degree reasonably appropriate?
6. Are there alternative routes or facilities configurations that would have a less negative impact on landowners? What would be the incremental cost of those routes?
7. If alternative routes or facility configurations are considered due to individual landowner preference:
- a) Have the affected landowners made adequate contributions to offset any additional costs associated with the accommodations?
  - b) Have the accommodations to landowners diminished the electric efficiency of the line or reliability?

---

<sup>2</sup> See P.U.C. SUBST. R. 25.101(c), which states that the Commission shall give great weight to the recommendation of ERCOT in determining the need for a proposed transmission line.

<sup>3</sup> See *Application of Central Power and Light Company for a Certificate of Convenience and Necessity for a Proposed Transmission Line in Nueces, San Patricio, Bee and Goliad Counties*, Docket No. 9305, 18 P.U.C. BULL. 16999, 1784-85 (March 11, 1993).

P.U.C. Docket No. 27030  
SOAH Docket No. 473-03-2244  
Order of Referral and Preliminary Order

Page 4

This list of issues is not intended to be exhaustive. The parties and the ALJ are free to raise and address any issues relevant in this docket that they deem necessary, subject to any limitations imposed by the ALJ or by the Commission in future orders issued in this docket. The Commission reserves the right to identify and provide to the ALJ in the future any additional issues or areas that must be addressed, as permitted under TEX. GOV'T CODE ANN. § 2003.049(e).

#### IV. Effect of Preliminary Order

This Order is preliminary in nature and is entered without prejudice to any party expressing views contrary to this Order before the SOAH ALJ at hearing. The SOAH ALJ, upon his or her own motion or upon motion of any party, may deviate from this Order when circumstances dictate that it is reasonable to do so. Any ruling by the SOAH ALJ that deviates from this Order may be appealed to the Commission. The Commission will not address whether this Order should be modified except upon its own motion or the appeal of a SOAH ALJ's order. Furthermore, this Order is not subject to motions for rehearing or reconsideration.

SIGNED AT AUSTIN, TEXAS the \_\_\_\_\_ day of February, 2003.

**PUBLIC UTILITY COMMISSION OF TEXAS**

---

**STEPHEN JOURNEAY, DIRECTOR  
POLICY DEVELOPMENT DIVISION  
PUBLIC UTILITY COMMISSION OF TEXAS**

2-26-03

PUC DOCKET NO. 27030

APPLICATION OF ONCOR ELECTRIC	§	
DELIVERY COMPANY FOR A	§	PUBLIC UTILITY COMMISSION
CERTIFICATE OF CONVENIENCE AND	§	
NECESSITY FOR A PROPOSED	§	OF TEXAS
TRANSMISSION LINE IN DALLAS COUNTY	§	

RON  
C: MIKE  
JOHN H.

**RESPONSE OF ONCOR ELECTRIC DELIVERY COMPANY  
TO STAFF'S  
SECOND REQUEST FOR INFORMATION**

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

Oncor Electric Delivery Company ("Oncor") files this its Response to the aforementioned requests for information.

I.

Written Responses

Attached hereto and incorporated herein by reference are Oncor's written responses to the aforementioned requests for information. Each such response is set forth on or attached to a separate page upon which the request has been restated. Such responses are made in the spirit of cooperation without waiver of Oncor's right to contest the admissibility of any such matters upon hearing. Oncor hereby stipulates that its responses may be treated by all parties exactly as if they were filed under oath.

II.

Inspections

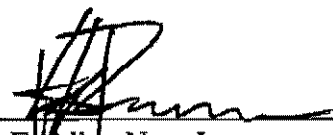
In those instances where materials are to be made available for inspection by request or in lieu of a written response, the attached response will so state. For those materials that a response indicates may be inspected at the Austin voluminous room, please call in advance for an appointment in order to assure that there is sufficient space to accommodate your inspection. To make an appointment at the Austin voluminous room, located at 1005 Congress, Suite B-50, Austin, Texas, or to review those materials that a response indicates may be inspected at their usual repository,



please call Teri Smart at (214) 812-4832. Inspections will be scheduled so as to accommodate all such requests with as little inconvenience to the requesting party and to company operations as possible. Oncor will be as cooperative as possible in making the requesting party's time as productive as possible and appreciates the requesting party's understanding of the logistical problems faced by Oncor.

**HUNTON & WILLIAMS**

By: \_\_\_\_\_

  
E. Allen Nye, Jr.  
State Bar No. 00788134  
Kirk D. Rasmussen  
State Bar No. 24013374  
1601 Bryan Street, 30th Floor  
Dallas, Texas 75201  
Telephone: 214-979-3000  
Fax: 214-880-0011

**ATTORNEYS FOR ONCOR  
ELECTRIC DELIVERY COMPANY**

**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing, together with all attachments hereto, has been either hand delivered or mailed by U.S. mail, postage prepaid, to PUC Legal Division and to all other parties herein, all on this 26<sup>th</sup> day of February, 2003.



REQUEST:

What would be the estimated project cost should Alternative Route 2 be utilized instead of Alternative (preferred) Route 4? Please detail the individual cost components in a table similar to the estimated costs table found on Page 4 of the Application.

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper, the sponsoring witness for this response.

Oncor Electric Delivery Company prepared a preliminary cost estimate for the project that included the use of Alternative Route 2 as the route of the proposed transmission line. The total project cost was estimated to be approximately \$6,645,017. Approximately \$2,856,017 of this amount is associated with the cost of the Substation Facilities and approximately \$3,789,000 is associated with Transmission Facilities. Following is an approximate breakdown similar to that found on Page 4 of the Application.

Right-of-Way (easement and fee)	\$ 1,433,000
Materials and Supplies	780,966
Labor and Transportation (utility)	0
Labor and Transportation (contract)	1,013,442
Stores	31,656
Engineering and Admin. (utility)	289,928
Engineering and Consulting (contract)	240,008
Estimated Total	\$ 3,789,000

REQUEST:

On pages 3-3, 3-38 and 5-1 of the Environmental Assessment, the Town of Addison, the City of Carrollton and the City of Farmers Branch alluded to planned or current projects involving improvements or beautifications along Belt Line Road. Please discuss the possibilities for maximizing the compatibility of the transmission line project with those projects and for improving the aesthetic appearance of the existing electric infrastructure. Please include cost estimates.

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper, the sponsoring witness for this response.

In order to minimize the right-of-way requirements and to reduce perceived aesthetic impacts, Oncor's application proposes to use 138 kV Armless Structure construction for the proposed project. Oncor additionally intends to underbuild existing distribution facilities on the transmission line support structures. These facilities and techniques are discussed in Section 1.3.1 and shown graphically in Figures 1-2, 1-3 and 1-4 of the Environmental Assessment and Alternative Route Analysis for Oncor Electric Delivery Company's Proposed Carrollton Country Club 138 kV Transmission Line Project in Dallas County, Texas, included as Attachment No. 2 to the CCN Application.

The preliminary cost estimate for Alternative Route 2, previously provided in Oncor's response to Docket No. 27030, Staff RFI Set No. 2, Question No. ASB-10, includes the facilities and construction techniques described above.

REQUEST:

Please discuss the effect, if any, on the project schedule should Alternative Route 2 be utilized instead of the Alternative (preferred) Route 4?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper, the sponsoring witness for this response.

The utilization of Alternative Route 2, instead of Alternative Route 4 (Oncor's preferred route), would not be expected to have any material effect on the project schedule.

**COWLES & THOMPSON**

A Professional Corporation

ATTORNEYS AND COUNSELORS



---

**F A C S I M I L E C O V E R P A G E**

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Date and Time Faxed: Wednesday, February 26, 2003 3:27:18 PM

Total Number of Pages (including cover sheet): 05

Client/Matter #: \

To:           Name:           Chris Terry  
              Company:  
              Fax Number:  972-450-2834  
              Voice Phone:

From:         Name:           John Hill  
              Fax Number:  214-672-2370  
              Voice Phone:  214-672-2170

**Message:**

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Chris - received this just now in PUC Docket No. 27030.

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**SIFUENTES, DRUMMOND & SMITH, LLP**

JESÚS SIFUENTES • ERIC DRUMMOND • MIGUEL A. HUERTA • J. KAY TROSTLE • MARK W. SMITH

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**DATE: February 26, 2003**

**CLIENT #: 153.00**

<u>Name &amp; Company</u>	<u>Fax Number</u>	<u>Telephone Number</u>
Allen Nye, Jr. – Oncor Electric	(214) 880-0011	(214) 979-3000
Rochelle Mercier – Fobare Commercial	(972) 458-0267	(972) 458-7585
Walter Humann – Osteomed	(972) 677-4601	(972) 677-4600
John Hill – Town of Addison	(214) 672-2370	(972) 6722170
Puc Legal Division	(512) 936-7268	(512) 936-7260

**FROM: Mark Smith**

**TOTAL PAGES (Including Cover Sheet): 4**

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**Message:**

**Attached:**

***Docket No. Application of Oncor Electric Delivery Company for a Certificate of Convenience and Necessity for Proposed Transmission Line in Dallas County – Responses of the Town of Addison to Staff's First Request for Information, NOS. ASB 1-ASB 2***

**DOCKET NO. 27030**

**APPLICATION OF ONCOR ELECTRIC  
DELIVERY COMPANY FOR A  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY (CCN) FOR A  
PROPOSED TRANSMISSION LINE  
IN DALLAS COUNTY**

**BEFORE THE  
PUBLIC UTILITY COMMISSION  
OF TEXAS**

**RESPONSES OF THE TOWN OF ADDISON TO  
STAFF'S FIRST REQUEST FOR INFORMATION, NOS. ASB 1 – ASB 2**

COMES NOW the Town of Addison (“Addison”) and files this its responses to the Commission Staff’s (“Staff”) of the Public Utility Commission of Texas (“Commission”) First Request for Information (“RFI”), Nos. ASB 1 – ASB 2. The Staff’s RFIs were served on Addison on February 6, 2003. Pursuant to P.U.C. PROC. R. 22.144(c)(1), this response is being timely filed. Addison hereby stipulates that its responses may be treated by all parties as if they were filed under oath.

Respectfully submitted,

*Mark W. Smith*

Mark W. Smith  
State Bar No. 18649200  
SIFUENTES, DRUMMOND & SMITH, L.L.P.  
1002 West Avenue, Suite 200  
Austin, Texas 78701  
(512) 469-9933  
(512) 469-9944 – Fax  
msmith@utilitylaw.com

ATTORNEYS FOR TOWN OF ADDISON

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing document was served upon all parties of record via hand delivery, U.S. Mail, facsimile or overnight courier, on this 26<sup>th</sup> day of February, 2003.

*Mark W. Smith*  
Mark W. Smith

Docket No. 27030  
Addison's Responses to Staff's First RFIs  
Question No. ASB 1

**ASB - 1:** On pages 3-38 and 5-1 of the Environmental Assessment, the Town of Addison alluded to planned or current projects involving improvements or beautifications, including the Belt Line Streetscape Project, along Belt Line Road. Please expand upon those plans, including those which might require integrating the efforts of the Cities of Carrollton and Farmers Branch.

**Response:**

A Bond Election was held February 12, 2000, in which \$11,000,000 was dedicated towards streetscape enhancement efforts for the Belt Line Road Corridor. This funding will only finance the first phase efforts of the overall project and will most likely end at Addison Road, several blocks short of where the Transmission Line project would enter Belt Line at Surveyor Boulevard.

The Town of Addison is currently engaged in the planning process regarding the re-development and beautification of the Belt Line Road Corridor. Because of current funding constraints, this project will consist only of Landscape, Lighting and Pedestrian improvements.

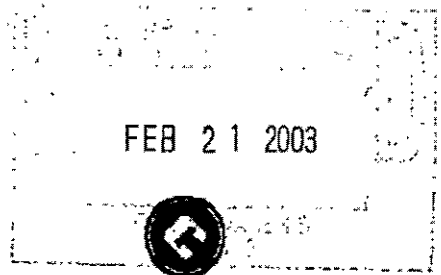


Docket No. 27030  
Addison's Responses to Staff's First RFIs  
Question No. ASB 2

**ASB-2:** The Town of Addison has stated a preference for the proposed transmission line to be built utilizing the DART right-of-way (Alternative Route 1). If that route should not be feasible, please state whether the Town of Addison would prefer this project to be built along Arapaho/Realty Road (Alternative Route 4) or Belt Line Road (Alternative Route 2).

**Response:**

The Town of Addison has stated its preference for Alternate Route #1 which utilizes the existing DART ROW. No other proposed route is acceptable.



**COWLES & THOMPSON**  
A Professional Corporation  
ATTORNEYS AND COUNSELORS

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**F A C S I M I L E C O V E R P A G E**

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C: MIKE 2-21-03

Date and Time Faxed: Thursday, February 20, 2003 3:51:54 PM  
Total Number of Pages (including cover sheet): 03  
Client/Matter #: \

To: Name: Ron Whitehead  
Company:  
Fax Number: 972-450-7043  
Voice Phone:

From: Name: John Hill  
Fax Number: 214-672-2370  
Voice Phone: 214-672-2170

**Message:**

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Ron - just received this from the PUC.

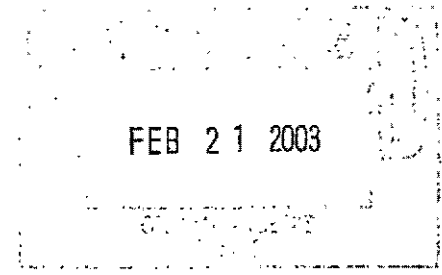
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**DOCKET NO. 27030**

**APPLICATION OF ONCOR ELECTRIC § PUBLIC UTILITY COMMISSION**  
**DELIVERY COMPANY FOR A §**  
**CERTIFICATE OF CONVENIENCE § OF TEXAS**  
**AND NECESSITY (CCN) FOR §**  
**PROPOSED TRANSMISSION LINE IN §**  
**BELL COUNTY §**

**ORDER NO. 5**  
**GRANTING REQUEST FOR TRANSFER TO SOAH**

On November 27, 2002, Oncor Electric Delivery Company (Oncor) filed an application to obtain a certificate of convenience and necessity to construct a double circuit 138-kV transmission line in Dallas County. The name of this project is the Carrollton Country Club 138-kV Transmission Line Project.

On January 10, 2003, the Town of Addison intervened in this proceeding. The Town of Addison's intervention was granted in Order No. 3 on January 22, 2003. On February 14, 2003, the Town of Addison filed a late request to transfer this proceeding to the State Office of Administrative Hearings (SOAH). The Town of Addison stated in the request that Oncor does not oppose referral of this proceeding to SOAH.

Consistent with the request of the Town of Addison, this docket will be referred to SOAH as soon as possible.

**SIGNED AT AUSTIN, TEXAS on the \_\_\_\_\_ day of February 2003.**

**PUBLIC UTILITY COMMISSION OF TEXAS**

\_\_\_\_\_  
**MARK GENTLE**  
**ADMINISTRATIVE LAW JUDGE**  
**POLICY DEVELOPMENT DIVISION**

# FAX

**To: John Hill**  
Company: Attorney  
Fax: 214-672-2370  
Phone:

**From: Silguero, Melissa**  
Fax: (512) 936-7208  
Phone: (512) 936-7213  
E-mail: Melissa.Silguero@puc.state.tx.us

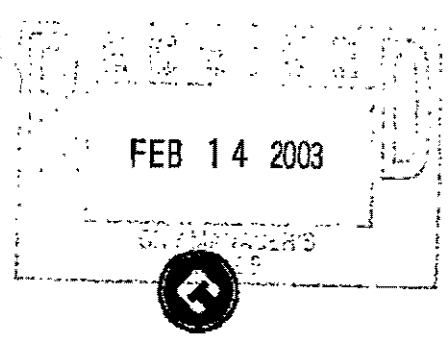
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## NOTES:

PUC D-27030 Order No 5 Granting Request for Transfer to SOAH filed  
2/20/03

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**Date and time of transmission:** Thursday, February 20, 2003 3:44:10 PM  
**Number of pages including this cover sheet:** 02



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COWLES 2-14-03

Date and Time Faxed: Friday, February 14, 2003 3:42:48 PM

Total Number of Pages (including cover sheet): 05

Client/Matter #: \

To: Name: Ron Whitehead  
Company:  
Fax Number: 972-450-7043  
Voice Phone:

From: Name: John Hill  
Fax Number: 214-672-2370  
Voice Phone: 214-672-2170

Message:

---

Ron - attached is the filing in PUC Docket 27030 asking that the matter be transferred to the State Office of Administrative Hearings.

---

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**DATE: February 14, 2003**

**CLIENT #: 143.00**

<u>Name &amp; Company</u>	<u>Fax Number</u>	<u>Telephone Number</u>
Allen Nye, Jr. – Oncor Electric	(214) 880-0011	(214) 979-3000
Rochelle Mercier – Fobare Commercial	(972) 458-0267	(972) 458-7585
Walter Humann – Osteomed	(972) 677-4601	(972) 677-4600
John Hill – Town of Addison	(214) 672-2370	(972) 6722170
Puc Legal Division	(512) 936-7268	(512) 936-7260

**FROM: Mark Smith**

**TOTAL PAGES (Including Cover Sheet): 4**

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**Message:**

**Attached:**

**Docket No. Application of Oncor Electric Delivery Company for a Certificate of Convenience and Necessity for Proposed Transmission Line in Dallas County – Town of Addison’s Motion for Leave to Late File Request for Transfer to SOAH and Request for Transfer**

**DOCKET NO. 27030**

**APPLICATION OF ONCOR ELECTRIC § BEFORE THE  
DELIVERY COMPANY FOR A §  
CERTIFICATE OF CONVENIENCE § PUBLIC UTILITY COMMISSION  
AND NECESSITY (CCN) FOR §  
PROPOSED TRANSMISSION LINE § OF TEXAS  
IN DALLAS COUNTY §**

**TOWN OF ADDISON'S MOTION FOR LEAVE  
TO LATE FILE REQUEST FOR TRANSFER TO SOAH  
AND REQUEST FOR TRANSFER**

**TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:**

The Town of Addison ("Addison") hereby moves for leave from the Public Utility Commission of Texas ("Commission") to late file its request to transfer this docket and respectfully requests that the Commission refer this docket to the State Office of Administrative Hearings ("SOAH") for assignment of an Administrative Law Judge to conduct a hearing on this matter pursuant to P.U.C. PROC. R. 22.207. In support of its requests, Addison would show the following:

On January 10, 2003, Addison requested to intervene in this docket through its Mayor, who acting *pro se*, submitted Addison's request for intervention to the Commission's Customer Protection Division after the procedural schedule had been set and after Order No. 2 had been sent to the parties. On January 15, 2003, Addison's request was filed with Central Records and was granted on January 22, 2003. Addison's Mayor, due the *pro se* nature of his involvement, was not aware of the deadline for filing a request for transfer to SOAH, or its significance, until after the deadline had passed. The undersigned counsel was retained only yesterday, when Addison realized that specialized counsel was needed.

This docket should be transferred to SOAH. There is no question that the legal rights, duties, or privileges of parties to this proceeding, including Addison, will be impacted by this docket. As

such, this is a "contested case" as defined by the Texas Administrative Procedure Act. TEX. GOV'T CODE § 2001.003(1). State law states that except for cases heard by one or more Commissioners, contested cases before the Commission will be heard by SOAH. TEX. GOV'T CODE § 2001.049.

Granting Addison's request will not prejudice any parties, or serve to disrupt the proceeding. The deadline for requesting a transfer to SOAH was January 27, 2003, seven days prior to the original deadline for Staff's Recommendation in this case. The deadline for Staff's Recommendation has been moved to March 7, 2003. Addison's current request for transfer is now 21 days prior to the Staff's Recommendation in this case.

Furthermore, transferring this case to SOAH will serve the public interest. Without foreclosing the possibility of full settlement, Addison believes that a number of issues exist which may require resolution in a contested case proceeding. In addition, transferring this docket to SOAH and establishing a procedural schedule will provide parties the impetus for engaging in meaningful negotiations and will allow the SOAH ALJ to rule on discovery matters which will facilitate gathering information necessary to resolve the issues this docket presents.

The undersigned counsel has discussed this motion with counsel of record for Oncor, Allen Nye, who has authorized Addison to represent herein that Oncor does not oppose the granting of this motion. The undersigned has not ascertained the position of any other parties to the docket with respect to this Motion.

On the basis of the foregoing, Addison respectfully requests that the Commission grant it leave to late file this request for transfer to SOAH and to issue an order to transfer the docket to SOAH.



Respectfully submitted,

**SIFUENTES, DRUMMOND & SMITH, L.L.P.**  
1002 West Avenue, Suite 200  
Austin, Texas 78701  
(512) 469-9933 Telephone  
(512) 469-9944 Facsimile

By: Mark W. Smith  
Mark W. Smith  
State Bar No. 18649200  
msmith@utilitylaw.com

Miguel A. Huerta  
State Bar No. 00787733  
mhuerta@utilitylaw.com

ATTORNEYS FOR THE TOWN OF ADDISON

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing document was served upon all parties of record via hand delivery, U.S. Mail, facsimile or overnight courier, on this 14<sup>th</sup> day of February, 2003.

Mark W. Smith  
Mark W. Smith

C. RON 2-14-03  
CHRIS  
MIKE  
JOHN #.

PUC DOCKET NO. 27030

APPLICATION OF ONCOR ELECTRIC	§	
DELIVERY COMPANY FOR A	§	PUBLIC UTILITY COMMISSION
CERTIFICATE OF CONVENIENCE AND	§	
NECESSITY FOR A PROPOSED	§	OF TEXAS
TRANSMISSION LINE IN DALLAS COUNTY	§	

**RESPONSE OF ONCOR ELECTRIC DELIVERY COMPANY  
TO STAFF'S  
FIRST REQUEST FOR INFORMATION**

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

Oncor Electric Delivery Company ("Oncor") files this its Response to the aforementioned requests for information.

I.  
Written Responses

Attached hereto and incorporated herein by reference are Oncor's written responses to the aforementioned requests for information. Each such response is set forth on or attached to a separate page upon which the request has been restated. Such responses are made in the spirit of cooperation without waiver of Oncor's right to contest the admissibility of any such matters upon hearing. Oncor hereby stipulates that its responses may be treated by all parties exactly as if they were filed under oath.

II.  
Inspections

In those instances where materials are to be made available for inspection by request or in lieu of a written response, the attached response will so state. For those materials that a response indicates may be inspected at the Austin voluminous room, please call in advance for an appointment in order to assure that there is sufficient space to accommodate your inspection. To make an appointment at the Austin voluminous room, located at 1005 Congress, Suite B-50, Austin, Texas, or to review those materials that a response indicates may be inspected at their usual repository, please call Teri Smart at

(214) 812-4832. Inspections will be scheduled so as to accommodate all such requests with as little inconvenience to the requesting party and to company operations as possible. Oncor will be as cooperative as possible in making the requesting party's time as productive as possible and appreciates the requesting party's understanding of the logistical problems faced by Oncor.

**HUNTON & WILLIAMS**


By: 

E. Allen Nye, Jr.  
State Bar No. 00788134  
Kirk D. Rasmussen  
State Bar No. 24013374  
1601 Bryan Street, 30th Floor  
Dallas, Texas 75201  
Telephone: 214-979-3000  
Fax: 214-880-0011

**ATTORNEYS FOR ONCOR  
ELECTRIC DELIVERY COMPANY**

**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing, together with all attachments hereto, has been either hand delivered or mailed by U.S. mail, postage prepaid, to PUC Legal Division and to all other parties herein, all on this 12<sup>th</sup> day of February, 2003.

  
\_\_\_\_\_

**REQUEST:**

In Table 1 of the Application, the summer area electrical load for year 2002 is an estimate. Please prepare a revised table incorporating the historical load for the year 2002.

**RESPONSE:**

The following response was prepared by or under the direct supervision of Michael J. Juricek.

**Table 1**

<b>Year</b>	<b>Area Load (kW)</b>
1998*	457,400
1999*	464,000
2000*	455,400
2001*	439,700
2002*	429,100
2003	475,300
2004	484,900
2005	491,000
2006	500,400
2007	510,300
2008	520,200

\*Historical

REQUEST:

On page 5 of the Application, it was claimed that the area load is projected to grow at "about 2.4 percent annually." Please recalculate the projected load growth utilizing the year 2002 historical load values in Table 1.

RESPONSE:

The following response was prepared by or under the direct supervision of Michael J. Juricek.

The recalculated load growth is approximately 3.3%.

REQUEST:

In Table 1 of the Application, the historical summer area electrical load generally declined between the years 1998 and 2001 and then increased significantly from 2001 to 2002. Please explain the reasons for those trend fluctuations.

RESPONSE:

The following response was prepared by or under the direct supervision of Michael J. Juricek.

The decline in load was primarily due to load transfers and lower than expected ambient air temperature. Load was transferred from the substations included in Table 1 to other substations not included in Table 1. These load transfers were needed to prevent overloading of the substations. The summer ambient air temperature was not the same each year. The load is sensitive to the air temperature, with higher temperatures causing higher load due to the amount of air conditioning load. The load forecast for 2002 was developed assuming expected conditions such as ambient air temperature. Much of the increase was due to 2001 actual conditions being different than the expected conditions, e.g., the actual air temperature in summer of 2001 was lower than expected.

REQUEST:

If the proposed transmission line were to be constructed in Alternative Route 1, would the existing distribution line right-of-way be utilized?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

Yes. If the proposed transmission line were to be constructed along Alternative Route 1, the existing line right-of-way would be utilized. However, an additional easement would need to be obtained for the transmission line. Oncor Electric Delivery Company would underbuild the existing distribution on transmission line support structures. It is anticipated that a distribution support structure would be required between each of the transmission line support structures to support the distribution conductors at mid span.

**REQUEST:**

If the proposed transmission line were to be constructed in Alternative Route 1, what provision would be made for the existing distribution line?

**RESPONSE:**

The following response was prepared by or under the direct supervision of Charles T. Jasper.

The existing distribution line could be underbuilt on the transmission line support structures. It is anticipated that a distribution line support structure would be required at mid span between the transmission line support structures to support the distribution conductors.



REQUEST:

In Segment B of Alternative Route 4, please describe any existing overhead electric distribution lines paralleling and adjacent to Realty Road or Arapaho Road?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

At the present time, no overhead electric distribution lines are parallel and adjacent to Arapaho Road along Segment B of Alternative Route 4.

REQUEST:

What is the estimated project cost should Alternative Route 1 be utilized instead of the Alternative (preferred) Route 4? Please detail the individual cost components in a table similar to the estimated costs table found on Page 4 of the Application.

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

Oncor Electric Delivery Company prepared a preliminary cost estimate for the project which included the use of Alternative Route 1 as the route of the proposed transmission line. The total project cost was estimated to be approximately \$5,589,317. Approximately \$2,856,017 of this amount is associated with the cost of Substation Facilities and approximately \$2,733,300 is associated with Transmission Facilities. Following is an approximate breakdown similar to that found on Page 4 of the Application.

Right-of-Way (easement and fee)	\$ 814,000
Materials and Supplies	716,105
Labor and Transportation (utility)	0
Labor and Transportation (contract)	699,000
Stores	30,349
Engineering and Admin. (utility)	233,838
Engineering and Consulting (contract)	240,008
Estimated Total	\$2,733,300

REQUEST:

Please provide cost estimates associated with moving or underbuilding any distribution lines should Alternative Route 1 be utilized for the project.

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

There are no information or documents responsive to this request.

REQUEST:

Please discuss the effect, if any, on the project schedule should Alternative Route 1 be utilized instead of the Alternative (preferred) Route 4?

RESPONSE:

The following response was prepared by or under the direct supervision of Charles T. Jasper.

Use of Alternative Route 1, instead of Alternative Route 4 (Oncor Electric Delivery Company's preferred route) would not be expected to have any material effect on the project schedule.

FEB-06-2003 15:38

COWLES & THOMPSON

2146722020 P.01/08

*25th Anniversary*  
1978-2003

**COWLES & THOMPSON**  
A Professional Corporation  
ATTORNEYS AND COUNSELORS



FACSIMILE COVER PAGE

Date: February 6, 2003

Time: \_\_\_\_\_

Total Number of Pages (including this sheet): 8

Normal/Rush: Normal

Client/Matter #: 3195/25211

TO: (1) Mike Murphy

FAX: (972) 450-2837

FROM: John M. Hill

Direct Dial #: (214) 672-2170

MESSAGE: RE: PUC Docket No. 27030 - Mike, Chris Terry asked me to send you a copy of the attached previously forwarded to Ron.

**IF YOU HAVE ANY PROBLEMS WITH THIS TRANSMISSION,  
PLEASE CALL**

**Yolanda Rodriguez at (214) 672-2629**

Thank you.

**IMPORTANT/CONFIDENTIAL:** This message is intended only for the use of the individual or entity to which it is addressed. This message contains information from the law firm of Cowles & Thompson which may be privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee, or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number (214) 672-2000. We will be happy to arrange for the return of this message to us, via the United States Postal Service, at no cost to you.

FEB-06-2003 15:38

COWLES & THOMPSON

2146722020 P.02/08

*25th*  
*Anniversary*  
1978-2003

**COWLES & THOMPSON**  
A Professional Corporation  
ATTORNEYS AND COUNSELORS



JOHN M. HILL  
214.672.2170  
JHILL@COWLESTHOMPSON.COM

February 6, 2003

**VIA FACSIMILE 972.450.7043  
AND REGULAR U.S. MAIL**

Mr. Ron Whitehead  
City Manager  
Town of Addison  
P.O. Box 9010  
Addison, TX 75001-9010

**RE: PUC Docket No. 27030**

Dear Ron:

Enclosed is a copy of the Staff's First Request for Information to the Town of Addison in Docket No. 27030 which I received by fax this morning. The Town's answer is due within twenty (20) days after receipt of the Request (February 26); any objection to the Request must be filed and served within 10 days of receipt.

Also, enclosed is a copy of the Staff's Second Request for Information to Oncor Electric Delivery Company.

Very truly yours,

John M. Hill

JMH/yjr  
Enclosures

cc: Mr. Ken Dippel

FEB-06-2003 15:38

JOWLES & THOMPSON

2146722020 P.03/08

Feb-06-03 10:37 From-

T-300 P.02/07 P-500

**DOCKET NO. 27030**

**APPLICATION OF ONCOR  
ELECTRIC DELIVERY COMPANY  
FOR A CERTIFICATE OF  
CONVENIENCE AND NECESSITY  
(CCN) FOR A PROPOSED  
TRANSMISSION LINE IN DALLAS  
COUNTY**

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**PUBLIC UTILITY COMMISSION**  
OF TEXAS  
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**STAFF'S FIRST REQUEST FOR INFORMATION TO THE TOWN OF  
ADDISON**

**QUESTION NOS. ASB 1 - ASB 2**

The Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) requests that the Town of Addison provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide an original and ten copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326.

FEB-06-2003 15:38

COWLES &amp; THOMPSON


2146722020 P.04/08

Feb-06-03 10:07 From-

T-336 P.09/07 F-\$00

DATE: February 6, 2003

Respectfully Submitted,

Thomas S. Hunter  
Division Director - Legal DivisionKeith Rogas  
Director - Legal Division, Electric Section  
Rebecca K. Merrill  
Attorney - Legal and Enforcement Division,  
Electric Section  
State Bar No. 24029724  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P. O. Box 13326  
Austin, Texas 78711-3326  
512/936-7292  
512/936-7258 fax

DOCKET NO. 27030

## CERTIFICATE OF SERVICE

I, Rebecca K. Merrill, Staff Attorney, certify that a copy of this document was served on all parties of record in this proceeding on February 6, 2003 by facsimile.

  
Rebecca K. Merrill



FEB-06-2003 15:38

COWLES &amp; THOMPSON

2146722020 P.05/08

Feb-06-03 10:37 From-

T-995 P.04/07 F-800

**DOCKET NO. 27030****COMMISSION STAFF'S FIRST SET OF REQUESTS FOR  
INFORMATION TO THE TOWN OF ADDISON  
REQUESTS NOS. ASB 1 - ASB 2**

- ASB-1** On pages 3-38 and 5-1 of the Environmental Assessment, the Town of Addison alluded to planned or current projects involving improvements or beautifications, including the Belt Line Streetscape Project, along Belt Line Road. Please expand upon those plans, including those which might require integrating the efforts of the Cities of Carrollton and Farmers Branch
- ASB-2** The Town of Addison has stated a preference for the proposed transmission line to be built utilizing the DART right-of-way (Alternative Route 1). If that route should not be feasible, please state whether the Town of Addison would prefer this project to be built along Arapaho/Realty Road (Alternative Route 4) or Belt Line Road (Alternative Route 2).

FEB-06-2003 15:38

COWLES & THOMPSON

2146722020 P.06/08

Feb-08-03 10:37 From

T-330 P.05/07 F-500

**DOCKET NO. 27030**

**APPLICATION OF ONCOR  
ELECTRIC DELIVERY COMPANY  
FOR A CERTIFICATE OF  
CONVENIENCE AND NECESSITY  
(CCN) FOR A PROPOSED  
TRANSMISSION LINE IN DALLAS  
COUNTY**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

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**STAFF'S SECOND REQUEST FOR INFORMATION TO ONCOR  
ELECTRIC DELIVERY COMPANY**

**QUESTION NOS. ASB 10 - ASB 12**

The Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) requests that Oncor Electric Delivery Company (Oncor) provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide an original and ten copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326.

FEB-06-2003 15:38

JOWLES & THOMPSON

2146722020 P.07/08

Feb-06-03 10:00 From

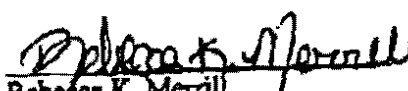
T-996 P.06/07 F-500

DATE: February 6, 2003

Respectfully Submitted,

Thomas S. Hunter  
Division Director - Legal Division

Keith Rogas  
Director - Legal Division, Electric Section

  
Rebecca K. Merrill  
Attorney - Legal and Enforcement Division,  
Electric Section  
State Bar No. 24029724  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P. O. Box 13326  
Austin, Texas 78711-3326  
512/936-7292  
512/936-7268 fax

DOCKET NO. 27030

CERTIFICATE OF SERVICE

I, Rebecca K. Merrill, Staff Attorney, certify that a copy of this document was served on all parties of record in this proceeding on February 6, 2003 by facsimile.

  
Rebecca K. Merrill

FEB-06-2003 15:39

JOWLES &amp; THOMPSON

2146722020 P.08/08

Feb-06-03 10:39 From-

T-336 P.07/07 F-500

**DOCKET NO. 27030****COMMISSION STAFF'S SECOND SET OF REQUESTS FOR  
INFORMATION TO ONCOR ELECTRIC DELIVERY COMPANY  
REQUESTS NOS. ASB 10 - ASB 12**

- ASB-10** What would be the estimated project cost should Alternative Route 2 be utilized instead of Alternative (preferred) Route 4? Please detail the individual cost components in a table similar to the estimated costs table found on Page 4 of the Application.
- ASB-11** On pages 3-3, 3-38 and 5-1 of the Environmental Assessment, the Town of Addison, the City of Carrollton and the City of Farmers Branch alluded to planned or current projects involving improvements or beautifications along Belt Line Road. Please discuss the possibilities for maximizing the compatibility of the transmission line project with those projects and for improving the aesthetic appearance of the existing electric infrastructure. Please include cost estimates.
- ASB-12** Please discuss the effect, if any, on the project schedule should Alternative Route 2 be utilized instead of the Alternative (preferred) Route 4?

2-6-03

DOCKET NO. 27030

APPLICATION OF ONCOR ELECTRIC §  
DELIVERY COMPANY FOR A §  
CERTIFICATE OF CONVENIENCE AND §  
NECESSITY (CCN) FOR PROPOSED §  
TRANSMISSION LINE IN BELL COUNTY §  
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PUBLIC UTILITY COMMISSION  
OF TEXAS

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2003 FEB -6 PM 12:37  
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C: RON  
CHRIS  
MIKE  
John H.

**ORDER NO. 4  
GRANTING REQUEST TO EXTEND STAFF RECOMMENDATION DEADLINE**


On November 27, 2002, Oncor Electric Delivery Company (Oncor) filed an application to obtain a certificate of convenience and necessity to construct a double circuit 138-kV transmission line in Dallas County. The name of this project is the Carrollton Country Club 138-kv Transmission Line Project. The proposed 138-kV double-circuit transmission line and the Carrollton Country Club Substation are planned for installation prior to the summer load season of 2006 to prevent the overloading of substation and distribution facilities. This substation will be located in an area that is remotely surrounded by the existing substations and served by long feeders from these substations.

On February 3, 2003, Commission Staff (Staff) filed a request to extend the deadline for its final recommendation to March 3, 2003 and the deadline for responses to Staff's recommendation to March 10, 2003. Staff and Oncor jointly requested the extension since they will be meeting within the next few weeks to discuss the project and the proposed routes, and Staff is trying to collect more information regarding the various routes before making a final recommendation. Staff stated the Town of Addison concurs with the extension request.

Consistent with the agreement of the parties, the deadline for Staff to file its final recommendation is extended until March 7, 2003. The deadline for responses to Staff's recommendation is extended until March 10, 2003.

SIGNED AT AUSTIN, TEXAS on the 6<sup>th</sup> day of February 2003.

PUBLIC UTILITY COMMISSION OF TEXAS

  
\_\_\_\_\_  
MARK GENTLE  
ADMINISTRATIVE LAW JUDGE  
POLICY DEVELOPMENT DIVISION

Rebecca Klein  
Chairman  
Brett A. Periman  
Commissioner  
Julie Caruthers Parsley  
Commissioner  
W. Lane Lanford  
Executive Director



**Public Utility Commission of Texas**

**FAX COVER SHEET**

*C: Row  
Bill  
Mike  
Janet Hill*

**DATE:** January 27, 2003  
**TO:** R. SCOTT WHEELER **FAX#** 972-450-7043  
**FROM:** REBECCA MERRILL **PHONE:** 512-936-7292  
PUC TX **FAX:** 512-936-7268  
**RE:** Docket No. 27030 – STAFF'S FIRST REQUEST FOR  
INFORMATION TO ONCOR ELECTRIC DELIVERY  
COMPANY

Number of pages including cover sheet: 4

.....  
If there is a problem with this transmission, please call LINDA at 512-936-7299

**DOCKET NO. 27030**

**APPLICATION OF ONCOR  
ELECTRIC DELIVERY COMPANY  
FOR A CERTIFICATE OF  
CONVENIENCE AND NECESSITY  
(CCN) FOR A PROPOSED  
TRANSMISSION LINE IN DALLAS  
COUNTY**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

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2003 JAN 23 PM 1:47  
PUBLIC UTILITY COMMISSION  
FILING CLERK

**STAFF'S FIRST REQUEST FOR INFORMATION TO ONCOR  
ELECTRIC DELIVERY COMPANY**

**QUESTION NOS. ASB 1 - ASB 9**

The Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) requests that Oncor Electric Delivery Company (Oncor) provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

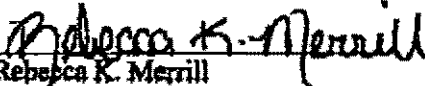
Provide an original and ten copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326.

DATE: January 23, 2003

Respectfully Submitted,

Thomas S. Hunter  
Division Director -- Legal Division

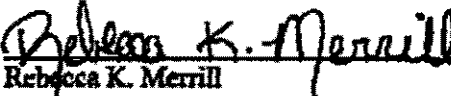
Keith Rogas  
Director -- Legal Division, Electric Section

  
Rebecca K. Merrill  
Attorney -- Legal and Enforcement Division,  
Electric Section  
State Bar No. 24029724  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P. O. Box 13326  
Austin, Texas 78711-3326  
512/936-7292  
512/936-7268 fax

**PUC DOCKET NO. 27030**

**CERTIFICATE OF SERVICE**

I, Rebecca K. Merrill, Staff Attorney, certify that a copy of this document was served on all parties of record in this proceeding on January 23, 2003, by facsimile.

  
Rebecca K. Merrill



**PUC PROJECT NO. 27030****COMMISSION STAFF'S FIRST SET OF REQUESTS FOR  
INFORMATION TO ONCOR ELECTRIC DELIVERY COMPANY  
REQUESTS NOS. ASB 1 - ASB 9**

- ASB-1** In Table 1 of the Application, the summer area electrical load for year 2002 is an estimate. Please prepare a revised table incorporating the historical load for the year 2002.
- ASB-2** On page 5 of the Application, it was claimed that the area load is projected to grow at "about 2.4 percent annually." Please recalculate the projected load growth utilizing the year 2002 historical load values in Table 1.
- ASB-3** In Table 1 of the Application, the historical summer area electrical load generally declined between the years 1998 and 2001 and then increased significantly from 2001 to 2002. Please explain the reasons for those trend fluctuations.
- ASB-4** If the proposed transmission line were to be constructed in Alternative Route 1, would the existing distribution line right-of-way be utilized?
- ASB-5** If the proposed transmission line were to be constructed in Alternative Route 1, what provision would be made for the existing distribution line?
- ASB-6** In Segment B of Alternative Route 4, please describe any existing overhead electric distribution lines paralleling and adjacent to Realty Road or Arapaho Road?
- ASB-7** What is the estimated project cost should Alternative Route 1 be utilized instead of the Alternative (preferred) Route 4? Please detail the individual cost components in a table similar to the estimated costs table found on Page 4 of the Application.
- ASB-8** Please provide cost estimates associated with moving or underbuilding any distribution lines should Alternative Route 1 be utilized for the project.
- ASB-9** Please discuss the effect, if any, on the project schedule should Alternative Route 1 be utilized instead of the Alternative (preferred) Route 4?

Attention I-635 Project Coalition Members:

As discussed during last Tuesday's meeting, attached is the letter to the Dallas area Congressional delegation seeking support for the I-635 Project, including the request for \$50 million for TEA-21 Reauthorization.

Attendees of last Tuesday's meeting agreed that the letter should be signed by all the Mayors of cities that are impacted by the project, as well as County officials. We have designed letterhead, which includes all of the project partners, for this letter and any future correspondence from the coalition. Please sign the letter and fax it back to me at the following:

Attn: Brett Wilkinson  
214/670-5798 – fax

We will then scan your signature and add it to the final letter. Please do not sign over printed type.

Please call me at 214/670-5797 if you have any questions.

Thank you!

Brett Wilkinson  
Intergovernmental Affairs Manager  
City of Dallas



## I-635 Coalition

Mayor Mike Anderson  
City of Mesquite

Mayor Gene Carey  
City of Lewisville

Mayor Bob Day  
City of Garland

Mayor Pat Evans  
City of Plano

Councilmember Sandy Grayson  
City of Dallas

Judge Ron Harris  
Collin County

Judge Mary Horn  
Denton County

Judge Margaret Keltner  
Dallas County

Mayor Laura Miller  
City of Dallas

Mayor Bob Phelps  
City of Farmers Branch

Mayor Joe Putnam  
City of Irving

Mayor Candy Sheehan  
City of Coppell

Mayor Gary Slagel  
City of Richardson

Mayor Mark Slezeks  
City of Carrollton

Mayor Scott Wheeler  
Town of Addison

January 21, 2003

The Honorable «First\_Name» «Last\_Name»  
United States House of Representatives  
Washington, DC 20515

Dear Representative «Last\_Name»:

Transportation mobility in the D/FW Metroplex continues to be a major challenge that affects everyone in our region. Our recent population explosion and the ever-increasing demands on our transportation capacity have resulted in the need for significant investment in our transportation infrastructure. In order to meet this challenge, we are writing today in a spirit of regional cooperation to request your support on a project that, when complete, will significantly improve the region's mobility and air quality.

The I-635 Project is a \$1.7 billion effort led by the Texas Department of Transportation to reconstruct a 21-mile long, extremely congested transportation corridor that runs from west of I-35 to US 80 on the east. The project consists of 4 major sections: I-635/US 75 Interchange (Dallas High Five); Mesquite; East; and West; and includes a variety of improvements such as expansion in the number of main lanes, interchanges, HOV/toll lanes, continuous frontage roads, tunnels, and replacement bridges. The I-635 corridor runs through several cities: Dallas, Farmers Branch, Garland, and Mesquite. In addition to these cities, other project partners include Dallas, Collin and Denton Counties; the North Central Texas Council of Governments (NCTCOG); Dallas Area Rapid Transit (DART); the North Texas Tollway Authority (NTTA); and the North Texas Commission (NTC). Nearby cities will also be impacted by the project since reconstruction of I-635 will affect the flow of traffic throughout much of the Dallas region. Immediately impacted cities include Irving, Plano, Carrollton, Coppell, Richardson, Addison and Lewisville.

We believe that this project is one of the region's most urgent needs. Therefore, we are joining together to convey to our Dallas area Congressional delegation the importance of this project to our entire region. As you know, Congress will begin work soon on reauthorization of TEA-21. We are requesting \$50 million for the I-635 Project as a high priority project in the new legislation. Since projects of this magnitude are often funded with great difficulty, we believe that Congress should consider special treatment in the legislation for addressing very large, complex, and expensive surface transportation projects.

The North Central Texas Council of Governments' Regional Transportation Council is looking at new partnership opportunities to fund projects that are significant from a regional perspective. For example, they are proposing, among other things, to transfer Surface Transportation Program funds away from arterial projects to more significant, larger highway projects that improve mobility throughout the entire D/FW metroplex. I-635 is a perfect example of such a project, and designation of I-635 as a high priority project in the legislation will leverage millions of dollars through this new strategy. Moreover, reconstruction of the bottleneck interchanges at I-35/I-635 and I-30/I-635 will greatly assist NAFTA goods movement through the corridor.

Thank you for your attention to this matter. We would like to visit with you about this project in the very near future and will be in contact with your office. Your support of the I-635 Project is essential to the project moving forward more quickly and will be greatly appreciated. Please feel free to contact any one of us at any time if you have any questions. We look forward to visiting with you soon.

Sincerely,

---

DOCKET NO. 27030

APPLICATION OF ONCOR ELECTRIC § PUBLIC UTILITY COMMISSION  
DELIVERY COMPANY FOR A §  
CERTIFICATE OF CONVENIENCE AND § OF TEXAS  
NECESSITY FOR PROPOSED §  
TRANSMISSION LINE IN DALLAS §  
COUNTY §

2-3-03

C! RON  
MIKE  
RANJOY  
JOHN HILL

RESPONSE OF ONCOR ELECTRIC DELIVERY COMPANY TO ORDER NO. 3

COMES NOW, Oncor Electric Delivery Company ("Oncor"), and files this its Response ("Response") to Order No. 3, Granting Motion to Intervene of the Town of Addison; Requesting Documentation From Fobare Commercial, L.P.; Requiring Oncor To Respond To Osteomed's Letter ("Order No. 3"), respectfully showing as follows:

I.  
INTRODUCTION

On January 13, 2003, Mr. Walter J. Humann, President and C.E.O. of OsteoMed, filed a letter with the Commission ("OsteoMed Letter") alleging that OsteoMed was not timely notified about Oncor's plan to construct the transmission line that is the subject of this docket ("Proposed Project"). More specifically, Mr. Humann claimed that OsteoMed had "at no time been notified about this plan from Oncor Electric Delivery Company or the Public Utility Commission."<sup>1</sup> Order No. 3, issued in this docket on January 22, 2003, requires Oncor to "review the address information and file a response to OsteoMed's allegations regarding the absence of notice"<sup>2</sup> by January 30, 2003. Although Oncor is uncertain as to the source of OsteoMed's confusion, as explained more fully below, OsteoMed has been aware of the Proposed Project since at least July 15, 2002, and likely prior to such date. Furthermore, Oncor has fully complied with the

<sup>1</sup> OsteoMed Letter, p.2.

<sup>2</sup> Order No. 3, p. 2.

requirements of P.U.C. Procedural Rule 22.52. In summary, Oncor respectfully disagrees with allegations contained in OsteoMed's Letter.

## **II. RESPONSE**

- 1. Oncor provided OsteoMed with notice of Oncor's Open House Meeting at the address contained in the records of the Dallas Central Appraisal District.**

On January 29, 2002, Oncor sent a standard "Notice of Open House Meeting" concerning the Proposed Project to all landowners of record with property within 500 feet of any alternative route. The list of recipients included OsteoMed. The address for OsteoMed (3750 Realty Road, Addison, Texas 75001-4311) was obtained from the files of the Dallas Central Appraisal District. OsteoMed's notice was not returned to Oncor as undeliverable.

- 2. No less than 16 representatives of OsteoMed attended a meeting organized by the Town of Addison concerning the Proposed Project.**

Oncor conducted a special meeting on July 15, 2002, at the request of the Town of Addison. The Town of Addison invited property owners along Arapaho and Realty Road to attend. The specific purpose of the meeting was for Oncor to explain the Proposed Project and answer questions from the invitees. No less than 16 persons identifying themselves as representatives of OsteoMed attended the meeting. A true and correct copy of the sign-in sheet from such meeting is attached hereto as Attachment "A." Please note that the address provided by such OsteoMed representatives on the sign-in sheet is - "OsteoMed Corp., 3750 Realty Rd., Addison, TX, 75019" - the address utilized by Oncor when providing notice to OsteoMed of Oncor's Open House Meeting and Application.

### 3. Notice of the Application

Oncor provided notice of the filing of its CCN Application to directly affected landowners, including OsteoMed, on November 27, 2002. Such notice was provided to OsteoMed at 3750 Realty Road, Addison, Texas 75001-4311 - the address obtained from the Dallas Central Appraisal District records and provided by representatives of OsteoMed at the July 15, 2002 Town of Addison Meeting. The notice was not returned to Oncor as undeliverable. Accordingly, Oncor has fully complied with Commission Procedural Rule 22.52 by mailing "notice of its application to the owners of land, as stated on the current county tax roll(s), . . . ." <sup>3</sup>

Furthermore, attached hereto as Attachment "B" are two recent photographs of OsteoMed's facilities located at 3750 Realty Road, Addison, Texas 75001-4311. The first picture clearly shows the address for OsteoMed as "3750." Oncor represents that the photograph was taken on Realty Road on January 17, 2003. However, the second photograph is even more telling. Such photograph shows the document taped to the OsteoMed door at 3750 Realty which clearly states that OsteoMed's "NEW ADDRESS 3885 ARAPAHO ROAD," is "*effective December 23, 2002*" (emphasis added). Again, formal notice of Oncor's Application was provided to directly affected landowners on November 27, 2002 -- thirty-one days prior to the "effective date" of OsteoMed's new address.

### III. CONCLUSION

Given the foregoing, it is unclear to Oncor how OsteoMed could claim that it had no knowledge of Oncor's Proposed Project. It is undeniable, however, that Oncor complied with all

---

<sup>3</sup> Procedural Rule 22.52(a)(3).

requirements of Commission Procedural Rule 22.52 and that OsteoMed had actual notice of Oncor's Notice in time to meet the intervention deadline. Oncor sincerely hopes that the foregoing information clarifies the issue raised by OsteoMed and looks forward to working with OsteoMed and all of the other parties as this docket proceeds.

Respectfully submitted,

Hunton & Williams

BY: 

E. Allen Nye, Jr.  
State Bar No. 00788134  
Kirk D. Rasmussen  
State Bar No. 24013374

Energy Plaza  
1601 Bryan Street, 30th Floor  
Dallas, Texas 75201-3402  
(214) 979-3000  
(214) 880-0011 (fax)

ATTORNEYS FOR  
ONCOR ELECTRIC DELIVERY COMPANY

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on the 30<sup>th</sup> day of January, 2003, to the parties of record in this proceeding.

  
E. Allen Nye, Jr.





Post Office Box 9010

Addison, Texas 75001-9010

5300 Belt Line Road

(972) 450-7000

FAX (972) 450-7043

## AGENDA

July 15, 2002

- |                    |   |
|--------------------|---|
| 1. Welcome         | <b>Ron Whitehead<br/>City Manager</b>         |
| 2. Town Position   | <b>Mike Murphy<br/>Director, Public Works</b> |
| 3. ONCOR Position  | <b>Jean Hooker<br/>ONCOR</b>                  |
| 4. Question/Answer |   |

### Phone Numbers

Ron Whitehead	972-450-7027
Mike Murphy	972-450-2878
Jean Hooker	972-888-1302

Name

Company

Phone #

~~Wendy~~ ~~Kenyon-Lyn~~

Jenkins & Gilchrist

214-855-4184

Thy Smith

Osteomed Corp

972-241-3401

ZANNE SHARP

OSTEOMED CORP

972-241-3401

TARK MACT

MACT-NEWMAN Co.

472-392-3611

REW HAUTT

OSTEOMED CORP.

972 241 3401

Jisa Utanza

Osteomed Corp

972-241-3401

~~ineta Holmes~~

~~Osteomed Corp~~

~~972 241 3401~~

Janala Bilsaad

Osteomed Corp

972-241-3401

RICHARD FREISNER

OSTEOMED CORP.

972-241-3401

SCOTT TENNERY

OSTEOMED CORP.

972-241-3401

MIY BRER

OSTEOMED CORP

972-241-3401

JOHN BELMAN

OSTEOMED CORP

972 241 3401

JO MOCANU

OSTEOMED CORP

972-241-3401

NIKE MEINHARDT

MEINHARDT ASSOC.

972-934-5408

MIS Blackwell

Osteomed Corp.

972-241-3401

HAHER AHMAD

OSTEOMED CORP

972-241-3401

ON STAPLES

OSTEOMED CORP

972-241-3401

OTT MATTINGLY

OSTEOMED CORP

972-241-3401

Anleen Reeves

Osteomed Corp

972-241-3401

GREGG Moore

Osteomed Corp

972-241-3401

Julie Diamond

Osteomed Corp

972-241-3401

ROGER MOURAO

Link World Technologies

214-243-3379

RaceTrac Petroleum, Inc.

770-431-7600-1129

LINK WORLD TECHNOLOGIES (972) 713 8000

OSTEOMED CORP  
3750 REALTY RD  
ADDISON, TX 75019



Photo taken  
1/17/03

OSTEOMED L.P.

EFFECTIVE DECEMBER 23, 2002

NEW ADDRESS  
3885 ARAPAHO ROAD  
ADDISON, TX 75001  
972-677-4600

(1 BLOCK EAST ON ARAPAHO ROAD)

Close up of note on door.  
at 3750 Realty Rd.

C. R. on  
BILL  
MIKE

RECEIVED

2003 JAN 22 PM 3:07

DOCKET NO. 27030

APPLICATION OF ONCOR ELECTRIC §  
DELIVERY COMPANY FOR A §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY (CCN) FOR §  
PROPOSED TRANSMISSION LINE IN §  
BELL COUNTY §

PUBLIC UTILITY COMMISSION  
PUBLIC UTILITY COMMISSION  
OF TEXAS

**ORDER NO. 3**

**GRANTING MOTION TO INTERVENE OF THE TOWN OF ADDISON;  
REQUESTING DOCUMENTATION FROM FOBARE COMMERCIAL, L.P.;  
REQUIRING ONCOR TO RESPOND TO OSTEOMED'S LETTER**

*Application.* On November 27, 2002, Oncor Electric Delivery Company (Oncor) filed an application to obtain a certificate of convenience and necessity to construct a double circuit 138-kV transmission line in Dallas County. The name of this project is the Carrollton Country Club 138-kv Transmission Line Project. The proposed 138-kV double-circuit transmission line and the Carrollton Country Club Substation are planned for installation prior to the summer load season of 2006 to prevent the overloading of substation and distribution facilities. This substation will be located in an area that is remotely surrounded by the existing substations and served by long feeders from these substations.

*Granting Motion to Intervene of Town of Addison.* On January 10, 2003, the Commission's Office of Customer Protection received a request to intervene in the above-referenced proceeding from Mr. R. Scott Wheeler, Mayor for the Town of Addison. The request to intervene was filed in Central Records on January 15, 2003. Mr. Wheeler requested public intervention on behalf of the residents, property owners, and business owners of the Town of Addison and expressed concerns regarding Oncor's preferred route. While the Town of Addison may have a justiciable interest that may be adversely affected by the outcome of this proceeding, the Mayor cannot intervene on behalf of individual residents, property owners, and business owners. Any affected residents, property owners or business owners must file motions to intervene on their own behalf. Nonetheless, the Town of Addison's request to intervene is hereby granted pursuant to P.U.C. PROC. R. 22.103(b).

SIGNED AT AUSTIN, TEXAS the 22<sup>ND</sup> day of January 2003.

**PUBLIC UTILITY COMMISSION OF TEXAS**



---

**MARK GENTLE**  
**ADMINISTRATIVE LAW JUDGE**  
**POLICY DEVELOPMENT DIVISION**

# FAX MEMO

## TRAMMELL CROW COMPANY

2200 Ross Avenue, Suite 3700 Dallas, TX 75201  
Telephone: 214/979-6100, Direct Line 214/979-6324  
Fax: 214/979-6580, Email: [sworman@trammellcrow.com](mailto:sworman@trammellcrow.com)

---

DATE: January 10, 2003

TO: Mike Murphy

FAX: 972-450-2837

FROM: Shawn D. Worman

# Of Pages (Including Cover): 2

RE: Carrollton Country Club 138kV Transmission Line Project.

The logo for Trammell Crow Company, featuring the company name in a serif font on a dark, rectangular background.

January 10, 2003

Public Utilities Commission of Texas  
1701 North Congress  
Austin, Texas 78711-3326

Re: Carrollton Country Club 138kV Transmission Line Project

Dear Commissioners:

This letter is in response to the recent request by ONCOR to obtain a Certificate of Convenience and Necessity to construct a double circuit 138kV transmission line in Dallas County, more specifically, Addison and Carrollton Texas. The attached exhibit indicates the Preferred Route on the map as Route 4. Trammell Crow Company represents Beltline & Marsh Lane Investors, LP in the management of Addison Business Park consisting of six building located on the corners of Business Avenue & Arapaho Road extending west along Arapaho to Marsh Lane. Trammell Crow Company also represents Beltline & Marsh Lane Investors, LP in the management of five buildings located on the corner of Arapaho Road and Marsh Lane extending west to Venture Court in the City of Carrollton.

On behalf of our tenants we strongly contest the ONCOR preferred alignment through the middle of a heavily populated Business neighborhood. Trammell Crow Company favors the DART Railroad Right-of-Way (ROW) alignment over all the others (Route 1) as noted on the attached exhibit map. It make sense to use this route as there is an existing ROW that has already been acquired for the purpose of this extension with an existing rail line buffering the proposed structure and residential area.

I appreciate your time and consideration on the proposed transmission line project.

Sincerely,

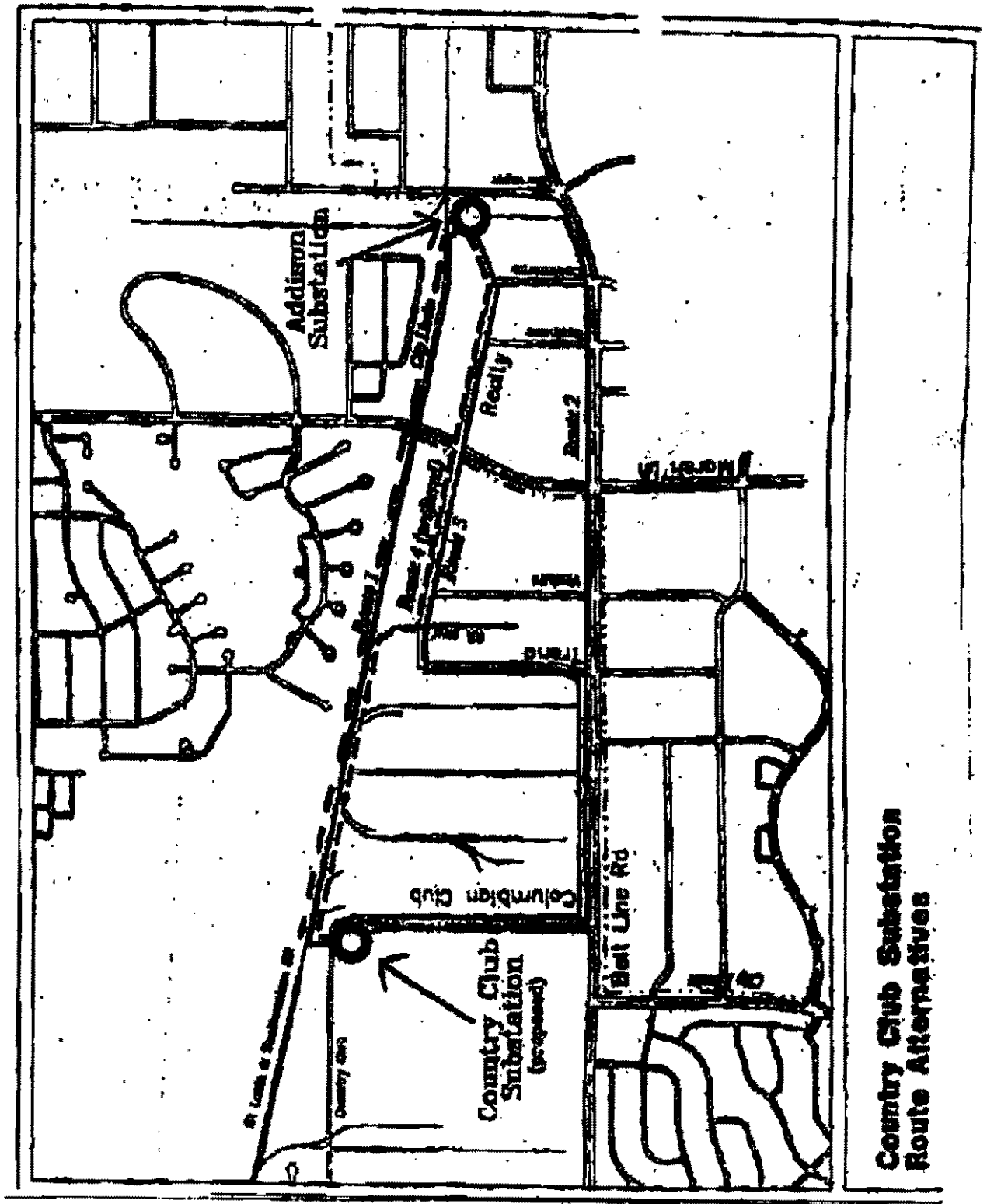
Trammell Crow Company

A handwritten signature in black ink, appearing to read "Shawn D. Worman".

Shawn D. Worman  
Property Manager

Cc: Town of Addison, Texas  
Joel Halverson, Beltline & Marsh Lane Investors, LP





**Country Club Substation  
Route Alternatives**

R. SCOTT WHEELER  
MAYOR



TOWN OF ADDISON, TEXAS

Post Office Box 9010, Addison, Texas 75001-9010 (972) 450-7026 Fax (972) 450-7043  
E-mail: [swheeler@ci.addison.tx.us](mailto:swheeler@ci.addison.tx.us)

January 8, 2003

Public Utilities Commission of Texas  
Office of Customer Protection  
P.O. Box 13326  
Austin, Texas 78711-3326

Re: Carrollton Country Club 138kv Transmission Line Project

Dear Commissioners:

This letter is to respectfully and specifically request, on behalf of the Residents, Property Owners and Business Owners of the Town of Addison, a "Public Intervention" with regard to the Preferred Transmission Line Route submitted by ONCOR Electric Delivery Company.

ONCOR has given notice of its intent to obtain a Certificate of Convenience and Necessity to construct a double circuit 138kv transmission line in Dallas County, Texas along (Route 4) as noted on the attached exhibit map.

The Town of Addison overwhelmingly favors the DART Railroad Right-of-Way (ROW) alignment over all the others (Route 1) as noted on the attached exhibit map. Along this route there is an existing ROW that has already been acquired for the purpose of this extension with an existing rail line buffering the proposed structure and residential area. We feel this is the most desirable and cost effective route of those presented.

We strongly contest the ONCOR preferred alignment through the middle of a heavily populated Business neighborhood in which the Town has recently (during 2002) completed a \$4.5 million roadway and landscape improvement project. There is no ROW area available along this corridor and would require extensive property acquisition to accomplish.

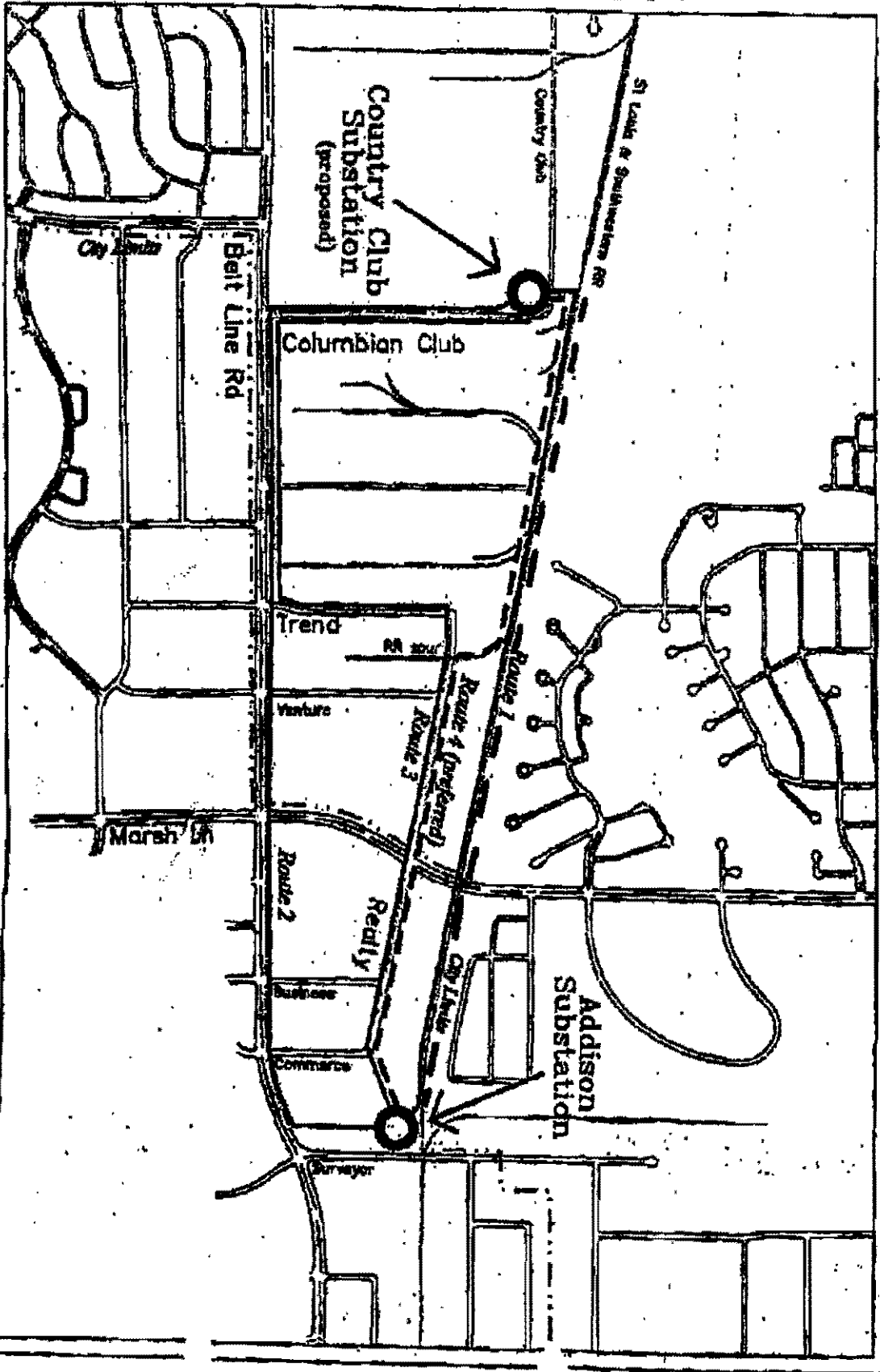
The Town of Addison appreciates the opportunity to comment on the proposed transmission line project.

Very truly yours,

R. Scott Wheeler  
Mayor

Cc: Addison City Council  
Ron Whitehead, City Manager

**Country Club Substation  
Route Alternatives**



# HP LaserJet 3200se



TOALASERJET 3200  
9724502837  
JAN-9-2003 5:10PM

## Fax Call Report

Job	Date	Time	Type	Identification	Duration	Pages	Result
43	1/ 9/2003	5:09:11PM	Send	92149796580	1:27	3	OK

Michael E. Murphy, P.E.  
Director of Public Works  
Office: 872/450-2878  
Fax: 872/450-2837  
16801 Westgrove  
P.O. Box 8010  
Addison, TX 75001-8010

**TOWN OF ADDISON  
PUBLIC WORKS**  
From: *Shawn Harmon*  
Company: *Tremble Grove*  
Fax #: *214-979-6580*  
Date: *1/9/03*  
No. of Pages(including cover): *3*

HP LaserJet 3100  
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for  
Town of Addison  
972 450 2810  
Jan-15-03 9:30AM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
997	1/15 9:29AM	0'54"	512 9367188	Send.....	3/ 3	EC144	Completed.....

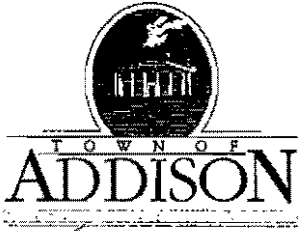
Total 0'54" Pages Sent: 3 Pages Printed: 0

*W.L.*  
Please call with any questions.  
"Public Intervention"  
From Mayor Requester  
Attached is a copy of letter.  
*Rogey.*

Michael E. Murphy, P.E.  
Director of Public Works  
Office: 972/450-2878  
Fax: 972/450-2837  
18801 Westgrove  
P.O. Box 9010  
Addison, TX 75001-9010

**TOWN OF ADDISON  
PUBLIC WORKS**  
To: *Rogey*  
Company: *PWC*  
Fax #: *512-936-7188*  
Date: *1/15/03*  
No. of Pages (including cover): *3*  
From:

Q: How much time for Jan. 13 until a decision is made to hold a formal hearing?



**PUBLIC WORKS DEPARTMENT**

Post Office Box 9010 Addison, Texas 75001-9010

(972) 450-2871

16801 Westgrove

Chris' Notes

Q: Is this the only substation in the area Oncor can connect to?

AGENDA

January 6, 2003

- I. Welcome & Introductions, Ron Whitehead – Addison City Manager
- II. Overview of Project, Mike Murphy – Addison Director of Public Works
- III. Discussion of ONCOR recommendations to Public Utilities Commission (refer to ONCOR Public Notice)
- IV. Upcoming important dates
- V. Discussion of options
- VI. Question/Answer
- VII. Adjourn

Involve businesses too, not just property owners!!!

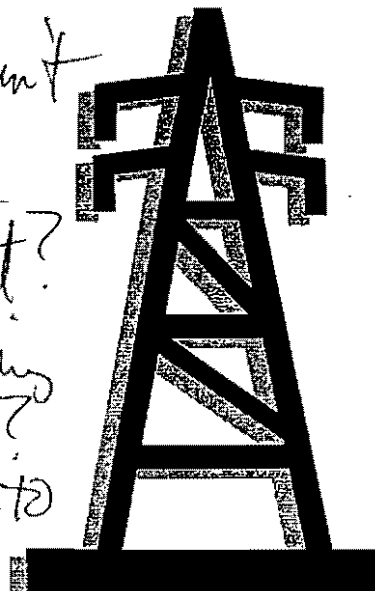
NO TES ON BACK TOO

Q: What are tech. reasons it can't be underground? Are there econ. reasons too?

Q: What is feasibility to bury it?

Q: Are there possibilities for combining w/ other utilities underground? What about utilities that need to be upgraded?

Q: Why does Oncor really need it?





OFFICE OF THE CITY MANAGER

Post Office Box 9010 Addison, Texas 75001-9010

(972) 450-7000 • FAX (972) 450-7043

5300 Belt Line Road

December 20, 2002

Dear Business Owner:

Oncor (formerly TXU), in accordance with the rules of the Public Utility Commission (PUC) of Texas, has given notice of Oncor's intent to obtain a Certificate of Convenience and Necessity to construct a double circuit 138 kV transmission line in Dallas County, Texas. **These are the large (at least 85 feet high) metal towers that will negatively impact the aesthetics of our community and your business.**

The preferred TRANSMISSION LINE ROUTE being submitted by Oncor, not the Town of Addison, will extend the new transmission line from the existing substation, located near the Surveyor/Arapaho intersection, westerly along the north side of Arapaho/Realty Road for some 2,750 feet to Venture Avenue in Carrollton before turning northward to the DART Rail Line. (See the attached map and photo for more information).

The second preferred TRANSMISSION LINE ROUTE being submitted by Oncor, **which is the Town of Addison's preferred route**, would extend the new transmission line from the existing substation, located near the Surveyor/Arapaho intersection, north to the DART Rail Line and then westerly along the south side of the rail line for some 6,400 feet to Columbian Club Drive in Carrollton. (See the attached map and photo for more information).

The third preferred TRANSMISSION LINE ROUTE being submitted by Oncor, not the Town of Addison, would extend the new transmission line from the existing substation, located near the Surveyor/Arapaho intersection, south to Belt Line Road and then westerly along the north side Belt Line Road for some 6,350 feet to Columbian Club Drive in Carrollton. (See the attached map and photo for more information).

Obviously, from the above descriptions, the 1<sup>st</sup> and 3<sup>rd</sup> options would have a negative visual impact on each of these two corridors. However, we still have the ability to file an "Intervention Request" with the Texas PUC by January 13, 2003. Therefore, I would like to organize a meeting of all of the affected business owners and representatives in these affected areas so that we can address the PUC as one large vocal group. This is definitely a situation where numbers matter.

So please mark your calendar for January 6, 2002 at 3:00 p.m. to gather at Addison Town Hall, 5300 Belt Line Road to prepare a petition that will be submitted to the PUC.

Please call Mike Murphy at (972)-450-2878 with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Ron Whitehead". The signature is written in dark ink and is positioned to the right of the word "Sincerely,".

Ron Whitehead  
City Manager



## PUBLIC NOTICE

Oncor Electric Delivery Company ("Oncor", "Company"), in accordance with the rules of the Public Utility Commission of Texas, hereby gives notice of Oncor's intent to obtain a Certificate of Convenience and Necessity to construct a double circuit 138 kV transmission line in Dallas County, Texas as described below. The name of this project is the Carrollton Country Club 138 kV Transmission Line Project. Persons with questions about this project should contact Robert Holt at (214) 486-7800. ~~Persons who wish to intervene in the proceeding or comment upon action sought, should contact the Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326, or call the Public Utility Commission at (512) 936-7120 or (888) 782-8477. Hearing- and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136. The deadline for intervention in the proceeding is January 13, 2003, and a letter requesting intervention should be received by the commission by that date.~~

In addition, a copy of the map of the project may be reviewed at the office of Robert Holt, Oncor, 500 N. Akard, Dallas, TX 75201, telephone (214) 486-7800. Copies of the map may also be obtained by contacting Robert Holt at (214) 486-7800.

### PREFERRED TRANSMISSION LINE ROUTE

The preferred transmission line route (Route 4) will begin at the existing Oncor 138 kV transmission line located near the existing Oncor Addison Substation, located approximately 800 feet north of Belt Line Road and 400 feet west of Surveyor Boulevard in the Town of Addison in Dallas County. The existing Oncor 138 kV transmission line is oriented in a north/south direction approximately 400 feet west of Surveyor Boulevard. The new transmission line will extend to the west/northwest from the existing Oncor 138 kV transmission line for approximately 400 feet paralleling the north side of Arapaho Road (formerly Realty Road) to a slight angle point located north of the intersection of Commercial Drive and Arapaho Road. From the angle point, the new transmission line proceeds in a west/northwesterly direction for approximately 2,750 feet along the north side of Arapaho/Realty Road to an angle point located approximately 200 feet east of the intersection of Realty Road and Venture Court. This segment of the new transmission line will cross Marsh Lane. From the angle point, the new transmission line turns in a westerly direction for approximately 450 feet to an angle point located approximately 250 feet west of the intersection of Realty Road and Venture Court. This segment of the new transmission line will cross Realty Road. From the angle point, the new transmission line turns in a north/northwesterly direction for approximately 500 feet to an angle point located approximately 1,900 feet west of the intersection of the Dallas Area Rapid Transit (DART) Railroad and Marsh Lane. This segment of the new transmission line will cross Realty Road and will parallel a railroad spur. From this angle point, the new transmission line turns in a west/northwesterly direction for approximately 2,650 feet to an angle point located approximately 2,700 feet east of the intersection of the DART Railroad and Kelly Boulevard. This segment of the new transmission line will parallel the south side of the existing DART Railroad. From the angle point, the new transmission line turns in a southerly direction for approximately 200 feet to the proposed

Carrollton Country Club Substation located at the southwest intersection of Country Club Drive and Columbian Club Drive. This segment of the new transmission line will cross Country Club Drive. The estimated cost of this project is \$6,509,290.

#### ALTERNATE TRANSMISSION LINE ROUTE (ROUTE 1)

An alternate route (Route 1) for the transmission line will begin at the existing Oncor 138 kV transmission line located near the existing Oncor Addison Substation in Dallas County. The existing Oncor 138 kV transmission line is oriented in a north/south direction approximately 400 feet west of Surveyor Boulevard. The alternate transmission line will extend to the west/northwest from the existing Oncor 138 kV transmission line for approximately 6,400 feet to an angle point located approximately 2,700 feet east of the intersection of the DART Railroad and Kelly Boulevard. This segment of the alternate transmission line will parallel the south side of the DART Railroad and will cross Marsh Lane. From the angle point, the alternate transmission line turns in a southerly direction for approximately 200 feet to the proposed Carrollton Country Club Substation located at the southwest intersection of Country Club Drive and Columbian Club Drive. This segment of the alternate transmission line will cross Country Club Drive.

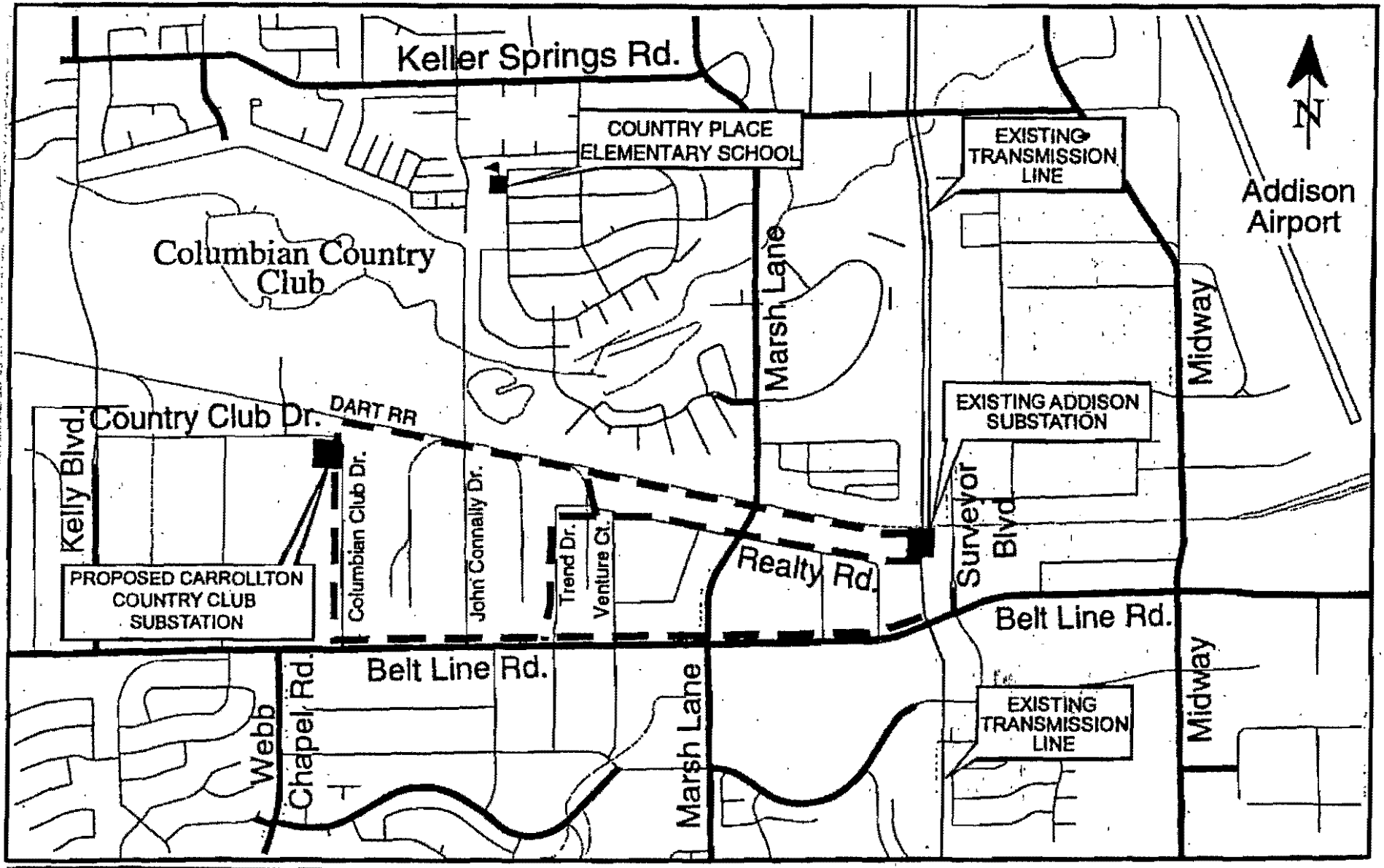
#### ALTERNATE TRANSMISSION LINE ROUTE (ROUTE 2)

An alternate route (Route 2) for the transmission line will begin at the existing Oncor 138 kV transmission line located near the existing Oncor Addison Substation in Dallas County. The existing Oncor 138 kV transmission line is oriented in a north/south direction approximately 400 feet west of Surveyor Boulevard. The alternate transmission line will extend to the west/southwest from the existing Oncor 138 kV transmission line at its' intersection with Belt Line Road for approximately 400 feet to an angle point located near the northeast intersection of Commercial Drive and Belt Line Road. This segment of the alternate transmission line will parallel the north side of Beltline Road. From the angle point, the alternate transmission line proceeds in a westerly direction for approximately 5,950 feet to an angle point located near the northwest intersection of Belt Line Road and Columbian Club Drive. This segment of the alternate transmission line will parallel the north side of Belt Line Road and will cross Commercial Drive, Business Drive, Marsh Lane, Venture Court, Trend Drive, John Connally Drive, and Columbian Club Drive. From the angle point, the alternate transmission line turns in a northerly direction for approximately 1,950 feet to the proposed Carrollton Country Club Substation located at the southwest intersection of Country Club Drive and Columbian Club Drive. This segment of the alternate transmission line will parallel the west side of Columbian Club Drive.

#### ALTERNATE TRANSMISSION LINE ROUTE (ROUTE 3)

An alternate route (Route 3) for the transmission line will begin at the existing Oncor 138 kV transmission line located near the existing Oncor Addison Substation in Dallas County. The existing Oncor 138 kV transmission line is oriented in a north/south

direction approximately 400 feet west of Surveyor Boulevard. The alternate transmission line will extend to the west/northwest from the existing Oncor 138 kV transmission line for approximately 400 feet to an angle point located north of the intersection of Commercial Drive and Arapaho Road (formerly Realty Road). From the angle point, the alternate transmission line proceeds in a west/northwesterly direction for approximately 2,750 feet to an angle point located approximately 200 feet east of the intersection of Realty Road and Venture Court. This segment of the alternate transmission line will parallel the north side of Arapaho Road and will cross Marsh Lane. From the angle point, the alternate transmission line turns in a westerly direction for approximately 950 feet to an angle point located near the intersection of Realty Road and Trend Drive. A portion of this segment of the alternate transmission line will parallel the south side of Realty Road and will cross Realty Road and Trend Drive. From the angle point, the alternate transmission line turns in a southerly direction for approximately 1,450 feet to an angle point located near the northwest intersection of Trend Drive and Belt Line Road. This segment of the alternate transmission line will parallel the west side of Trend Drive. From the angle point, the alternate transmission line turns in a westerly direction for approximately 2,250 feet to an angle point located near the northwest intersection of Belt Line Road and Columbian Club Drive. This segment of the alternate transmission line will parallel the north side of Belt Line Road and will cross John Connally Drive and Columbian Club Drive. From the angle point, the alternate transmission line turns in a northerly direction for approximately 1,950 feet to the proposed Carrollton Country Club Substation located at the southwest intersection of Country Club Drive and Columbian Club Drive. This segment of the alternate transmission line will parallel the west side of Columbian Club Drive.



Keller Springs Rd.

COUNTRY PLACE  
ELEMENTARY SCHOOL

EXISTING  
TRANSMISSION  
LINE

Addison  
Airport

Columbian Country  
Club

Marsh Lane

Midway



Kelly Blvd.

Country Club Dr.

DART RR

PROPOSED CARROLLTON  
COUNTRY CLUB  
SUBSTATION

Columbian Club Dr.

John Connally Dr.

Trend Dr.

Venture Ct.

Realty Rd.

Surveyor  
Blvd

EXISTING ADDISON  
SUBSTATION

Belt Line Rd.

Belt Line Rd.

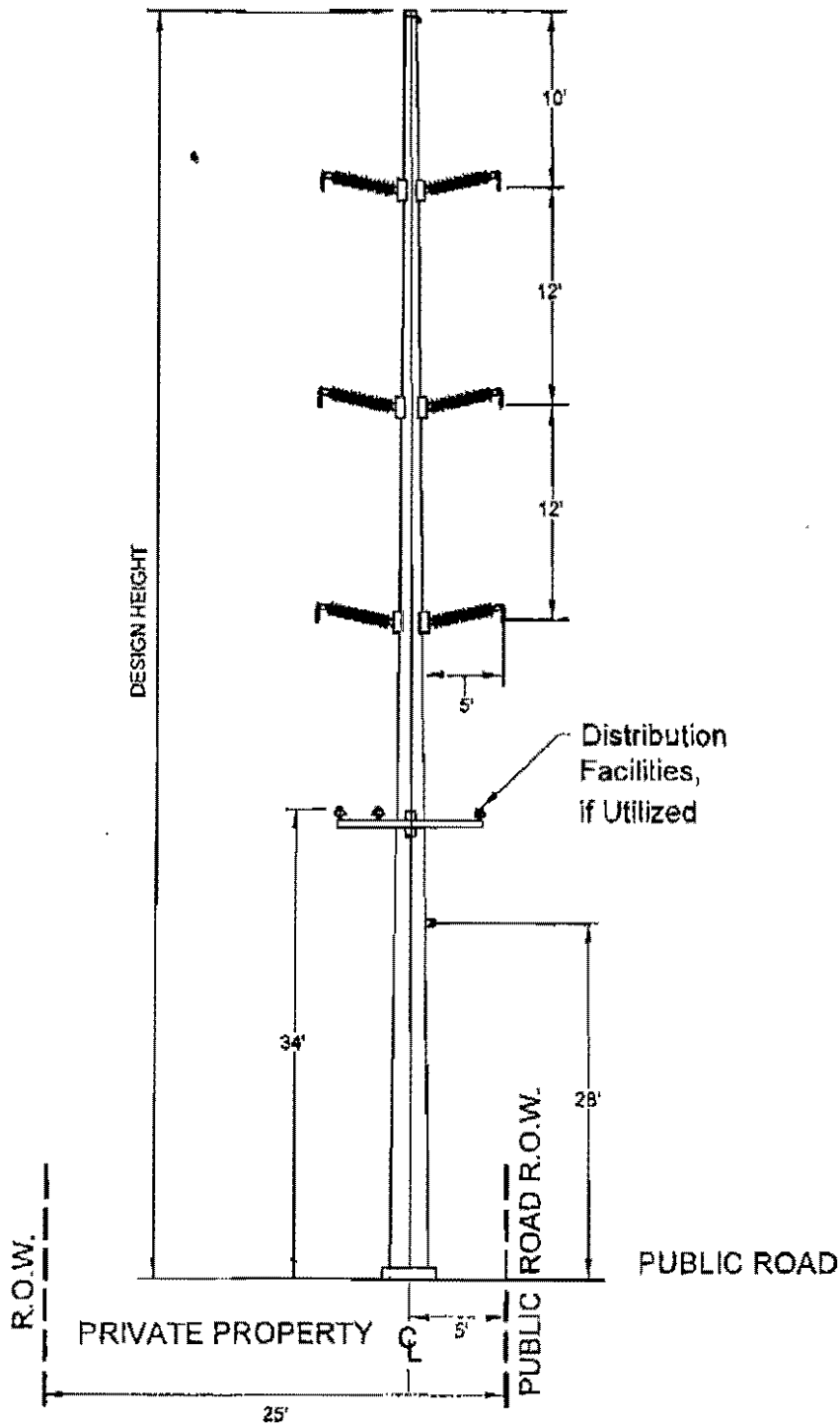
Webb

Chapel Rd.

Marsh Lane

EXISTING  
TRANSMISSION  
LINE

Midway



- Engineering
- Environmental Consulting
- Surveying

Figure 1-4

138 kV TRANSMISSION LINE ROW  
FOR DOUBLE-CIRCUIT, SINGLE POLE  
ARMLESS STRUCTURE ADJACENT  
TO PUBLIC STREETS AND ROW  
CARROLLTON COUNTRY CLUB  
138 kV TRANSMISSION LINE PROJECT

## Our Story:

- our residents need to tell their story, no problems w/ health
- real estate argument, counter to aesthetic devaluation argument
- long list of large & small business owners who oppose impacts
- As a resident, additional cost should not be incurred to deviate from the most direct route.
- look at diminution of commercial property values

train track  
already there

(and testimony by)

## Next Steps:

- business respond to us w/ their preferred options
- File opinions on Jan. 13, they file intervention letter
- Develop unified presentation to PUC hearing
- Go to Austin in large #s, business people
- WJA visit w/ Dacor - Q: what if PUC told Dacor they couldn't do this?

Dear Owner:

Oncor (formerly TXU), in accordance with the rules of the Public Utility Commission (PUC) of Texas, has give notice of Oncor's intent to obtain a Certificate of Convenience and Necessity to construct a double circuit 138 kV transmission line in Dallas County, Texas. **These are the large (X feet high) metal towers that will negatively impact the aesthetics of our community and your business.**

The preferred TRANSMISSION LINE ROUTE being submitted by Oncor, not the Town of Addison, will extend the new transmission line from the existing substation, located near the Surveyor/Arapaho intersection, westerly for some 2,750 feet to Venture Avenue in Carrollton before turning northward to the DART Rail Line spur. The power structure will be placed along the north side of the newly constructed Arapaho Road. (See the attached map and photo for more information).

The second preferred TRANSMISSION LINE ROUTE being submitted by Oncor, **which is the Town of Addison's preferred route**, would extend the new transmission line from the existing substation, located near the Surveyor/Arapaho intersection, north the the DART Rail Line spur and then westerly for some 6,400 feet to Columbian Club Drive in Carrollton. The power structure will be placed along the south side of the DART Rail Line. (See the attached map and photo for more information).

The third TRANSMISSION LINE ROUTE being submitted by Oncor, not the Town of Addison, would extend the new transmission line from the existing substation, located near the Surveyor/Arapaho intersection, south to Belt Line Road and then westerly for some 6,350 feet to Columbian Club Drive in Carrollton. The power structure will be placed along the north side Belt Line Road. (See the attached map and photo for more information).

Obviously, from the above descriptions, the 1<sup>st</sup> and 3<sup>rd</sup> options would have a visual impact on each of these two corridors. However, we still have the ability to file an "Intervention Request" with the Texas PUC by January 13, 2003. Therefore, I would like to organize a meeting of all of the affected business owners and representatives in these affected areas so that we can address the PUC in one large vocal group. This is definitely a situation where numbers matter.

So please mark your calendar for January ???? at ???? to gather at Town Hall to prepare a petition that will be submitted to the PUC.

Please call with any questions.

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# Landowners and Transmission Line Cases at the PUC

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*Public Utility Commission  
of Texas*



1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7261  
[www.puc.state.tx.us](http://www.puc.state.tx.us)



## PURPOSE OF THIS BROCHURE

This brochure is intended to provide landowners with information about proposed new transmission lines and the Public Utility Commission's process for evaluating these proposals. At the end of the brochure is a list of sources for additional information.

The following topics are covered:

- How the Public Utility Commission (PUC) evaluates whether a new transmission line should be built,
- How you can participate in the PUC's evaluation of a line, and
- How utilities acquire the right to build a transmission line on private property.

You are receiving the enclosed formal notice because one or more of the routes for a proposed transmission line may require an easement or other property interest across your property, or the centerline of the proposed project may come within 300 feet of a house or other habitable structure on your property. (This distance is expanded to 500 feet if the proposed line is greater than 230kVv or greater voltage.) For this reason, your property is considered **directly affected land**. This brochure is being included as part of the formal notice process.

If you have questions about the proposed routes for a transmission line, you may contact the utility company to obtain a more detailed map of the proposed routes for the transmission line and nearby habitable structures.

The PUC is sensitive to the impact that transmission lines have on private property. At the same time, transmission lines deliver electricity to millions of homes and businesses in Texas, and new lines are sometimes needed so that customers can obtain reliable, economical power. The PUC's job is to assess the utility's proposal and the positions of the parties, and to decide whether a proposed transmission line should be approved. The PUC values input from landowners and encourages you to participate in this process.

## PUC TRANSMISSION LINE PROCEEDING

Texas law provides that most utilities must file an application with the PUC to obtain a Certificate of Convenience and Necessity (CCN) in order to build a new transmission line in Texas.

The law requires the PUC to consider a number of factors in deciding whether to approve a proposed new transmission line.

The PUC may grant a CCN after considering the following factors:

- Adequacy of existing service;
- Need for additional service;
- Effect of granting the certificate on the local utility and any utility serving the proximate area;
- ~~Whether the route utilizes existing compatible rights-of-way, including the use of vacant positions on existing multiple circuit transmission lines.~~
- ~~Whether the route parallels existing compatible rights-of-way.~~
- Whether the route parallels property lines or other natural or cultural features;
- Whether the route conforms with the policy of prudent avoidance (which is defined as the limiting of exposures and magnetic fields that can be avoided with reasonable investments of money and effort); and
- Other factors such as community values, recreational and park areas, historical and aesthetic values, environmental integrity, and the probable improvement of service or lowering of cost to consumers in the area.

If the PUC deems a line should be approved, it will grant the utility's application to construct the transmission line.

### *Utility Application for CCN:*

A utility's application for approval of a CCN describes the proposed line and includes a statement from the utility describing the need for the line and the impact of building it. The application also

includes a route designated by the utility as a "preferred route"; however, any of the proposed routes may be selected by the Commission.

The PUC conducts a proceeding to evaluate the need and impact of the proposed line and to decide whether to approve it. Landowners who would be affected by a new line can participate in the case in the following ways:

- informally, by filing a protest, or
- formally, by intervening in the PUC proceeding.

**Filing a Protest (informal comments):**

If you do not wish to intervene in a CCN proceeding, you may file **comments**. An individual or business or a group who files comments for or against any aspect of the utility's transmission line application is considered a "protestor."

Protestors make a written or verbal statement in support of or in opposition to the utility's application and give information to the PUC staff that they believe supports their position.

Protestors are not parties to the case, however, and do not have the right to:

- Make discovery requests and obtain facts about the case from other parties;
- Receive notice of a hearing, or copies of testimony and other documents that are filed in the case;
- Receive notice of the time and place for the negotiations; or
- File testimony and/or cross-examine witnesses;
- Appeal the PUC's decision to state district court.

If you want to file comments, you may either send written comments stating your position, or you may make a statement on the first day of the public hearing. Although public comments are not treated as evidence, they help inform the PUC and its staff of the public concerns and identify issues to be explored. The PUC welcomes such participation in its proceedings.

**Intervening in a Proceeding:**

Intervenors are parties to the case and may have certain legal rights as a directly affected landowner, including the right to participate in the case and any settlement or mediation relating to the case and the right to appeal any decision of the PUC.

To become an intervenor, you must file a statement with the PUC requesting intervenor status (also referred to as a party). This statement should describe how the proposed transmission line would affect your property. Typically, intervention is granted only to directly affected landowners. A sample form for intervention and the filing address are attached to this brochure, and may be used to make your filing.

If you decide to intervene in a case, you will be required to follow certain procedural rules:

- You are required to respond to discovery requests from other parties who seek information about your position.
- If you file testimony, you must appear at a public hearing to be cross-examined.
- If you file testimony or other documents in the case, you must send copies of the documents to every party in the case.

~~Intervenors may have an attorney to represent them in a CCN proceeding. If you intervene in a proceeding, you may want an attorney to help you understand the PUC procedures and the laws and rules that the PUC applies in deciding whether to approve a transmission line.~~

**Stages of a CCN Proceeding:**

If there are persons who intervene in the proceeding and oppose the approval of the line, the PUC will refer the case to an administrative law judge (ALJ) at the State Office of Administrative Hearings (SOAH) to conduct a hearing. The hearing is a formal proceeding, much like a trial, in which testimony is presented, and the ALJ makes a recommendation to the PUC on whether the application should be approved.

There are several stages of a CCN proceeding:

- The ALJ holds a pre-hearing conference (usually in Austin) to set a schedule for the case.
- Parties to the case have the opportunity to conduct discovery; that is, obtain facts about the case from other parties.
- Parties file written testimony before the date of the hearing.
- A hearing is held (usually in Austin), and parties have an opportunity to cross-examine the witnesses.
- Parties file written briefs concerning the evidence presented at the hearing.
- The ALJ makes a recommendation, called a **proposal for decision**, to the PUC Commissioners regarding the case. Parties who disagree with the ALJ's recommendation may file exceptions.
- The Commissioners discuss the case and decide whether to approve the utility's application. The Commissioners may approve the ALJ's recommendation, approve it with specified changes, send the case back to the ALJ for further consideration, or deny the utility's application. ~~The decision rendered by the Commissioners is called a Final Order. Parties who are dissatisfied with the PUC's decision may file motions for rehearing, asking the Commissioners to reconsider the decision.~~
- After the Commissioners rule on the motion for rehearing, parties have the right to appeal the decision to district court in Travis County.

## RIGHT TO USE PRIVATE PROPERTY

Before building a transmission line on private property, the utility must obtain the right to enter the land and use it for the transmission line. They typically do this by obtaining an easement from the landowners. Easements convey certain rights to the utility from a landowner.

Utilities may buy easements through a negotiated agreement, but they also have the power of eminent domain (condemnation) under Texas law (Texas Utilities Code § 181.004). Local courts, not the PUC, decide issues concerning easements for rights-of-way. The PUC does not determine the value of property.

The PUC Final Order in a transmission case normally requires a utility to take certain steps to minimize the impact of the new transmission line on landowners' property and on the environment. For example, the order normally requires steps to minimize the possibility of erosion during construction and maintenance activities.

## HOW TO OBTAIN MORE INFORMATION

The PUC's online "Interchange" provides free access to documents that are filed with the Commission in Central Records. The docket number of a proceeding is a key piece of information used in locating documents in the case. You may access the Interchange by visiting the PUC's website at [www.puc.state.tx.us](http://www.puc.state.tx.us). Documents may also be purchased from and filed in Central Records. For more information on how to purchase or file documents, call Central Records at the PUC at 512-936-7180.

PUC SUBST. RULE 25.101, Certification Criteria is available on-line or you may obtain copies of PUC rules from Central Records.

*Always include the docket number on all filings with the PUC. You can find the docket number on the enclosed formal notice. Send documents to the PUC at the following address.*

Public Utility Commission of Texas  
Central Records  
Attn: Filing Clerk  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, TX 78711-3326

The information contained within this brochure is not intended to provide a complete and comprehensive guide to all matters relative to landowner rights and responsibilities in transmission line cases at the PUC. This brochure should neither be regarded as legal advice nor should it be a substitute for the PUC's rules. However, if you should have questions about the process in transmission line proceedings, you may call the PUC's Legal Division at 512-936-7261 and speak to the PUC staff attorney assigned to this case. The attorney may help you with the PUC's rules, but may not provide legal advice or represent you in a proceeding.

***Communicating with Decision-Makers:***

*Do not contact the ALJ or the Commissioners by telephone or email. They are not allowed to discuss pending cases with a party or a protestor. They may only make their recommendations and decisions by relying on the evidence, written pleadings, and arguments that are presented in the case.*

# Licensing Process for New Transmission Facilities

Public Information Meetings  
 Direct Mail/City/County Government Agencies/Other Utilities  
 Environmental Assessment and Routing Phase

Public Information Meetings  
 Direct Mail/City/County Government Agencies/Other Utilities  
 Environmental Assessment and Routing Phase

Public Information Meetings  
 Direct Mail/City/County Government Agencies/Other Utilities  
 Environmental Assessment and Routing Phase

**Public Utility Commission (PUC) Processing**  
 CCN Filing  
 Provide Notice  
 Direct Mail/Public/City and County Government Agencies/Other Utilities  
 Intervention Period  
 45 Days

**YOU ARE HERE**

**Contested CCN**  
 ERCOT Critical = 180 Day Process  
 All Other = 1 Year Process  
 • Referred to State Office of Administrative Hearings  
 • Prehearing Conference(s)  
 • Discovery  
 • Pre-filed Testimony  
 • Hearing on the Merits  
 • Briefing  
 • Proposal for Decision

Yes **Intervention?** No

**Uncontested CCN**  
 Administrative Processing = 90 Days  
 • PUC Review/Recommendation  
 • Staff Recommendation  
 • Issues Resolution

**Administrative Law Judge Prepares Proposed Final Order**  
 Exceptions/Responses to Proposed Order

**Approval**

**PUC Decision**  
 Whole/Partial/Grant/Denial

**Denial**

- Surveying
- Right of Way Acquisition
- Permitting
- Project Design
- Material Acquisition
- Construction**
  - Clearing
  - Soil Investigation
  - Structures
  - Conductor Installation
  - Cleanup

**Motion for Rehearing**  
**Appeal of PUC Decision**  
 Travis County District Court

**Project Completion**

■	Planning Phase
■	Environmental Assessment and Routing Phase
■	Application Phase
■	Regulatory Phase
■	Construction Phase

**13. To each copy of the application, attach the following:**

**A. Routing map of the county or counties involved in the proposed project.**

Response:

See attached map included as Attachment No. 1.

**B. Routing study report conducted by the utility or consultant.**

Response:

See attached Environmental Assessment and Alternative Route Analysis for Oncor Electric Delivery Company's Proposed Carrollton Country Club 138 kV Transmission Line Project in Dallas County, Texas, prepared by PBS&J and included as Attachment No. 2.

**C. Schematic or diagram of the applicant's transmission system in the proximate area of the proposed project.**

Response:

See attached schematic included as Attachment No. 3.

**D. Dimensionalized drawings of the typical structures to be used.**

Response:

See attached dimensionalized drawing of the typical structure to be used included as Figure 1-2, Page 1-7 of PBS&J Environmental Assessment and Alternative Route Analysis for Oncor Electric Delivery Company's Proposed Carrollton Country Club 138 kV Transmission Line Project in Dallas County, Texas, included as Attachment 2.

**ADEQUACY OF EXISTING SERVICE AND NEED FOR ADDITIONAL SERVICE**

**14. State the reason for the proposed construction.**

The Farmers Branch - Carrollton - Addison area (Area) is located in the northwest corner of Dallas County, and is roughly bounded by the Dallas North Tollway on the east, I-635 on the south, I-35 E on the west, and Trinity Mills Road on the north (see Figure 1, included as Attachment No. 4). This Area is served by the Addison, Carrollton Josey Lane, Carrollton Upfield, Carrollton Tarpley Road, Farmers Branch, Carrollton and Farmers Branch Gillis Road Substations. Long distribution feeders (feeders) from these substations are used to serve load in the center of the Area.

The summer electrical load in the Area is projected to grow at about 2.4 percent annually over the next seven years (see Table 1).

**Table 1**

<b>Year</b>	<b>Area Load (kW)</b>
1998*	457,400
1999*	464,000
2000*	455,400
2001*	439,700
2002	465,900
2003	475,300
2004	484,900
2005	491,000
2006	500,400
2007	510,300
2008	520,200

\*Historical

This growth in load is due in part to a favorable business climate that is attracting companies to the Area. The new industrial/commercial developments are attracting residential development and supporting light commercial development.

If substation and distribution facilities are not upgraded, the growth in load is projected to cause the loading on the Farmers Branch Gillis Road and Carrollton Tarpley Road Substations to be 101 percent and 102 percent of their ratings, respectively, under normal conditions (all facilities in service) during the summer of 2006. These overloads are projected to increase as the load in the area continues to grow beyond 2006. Also, four distribution feeders, three extending west from the Addison Substation and one extending southwest from the Carrollton Tarpley Road Substation, are projected to be loaded from 101 percent to 104 percent of their maximum continuous ratings under normal conditions during the summer of 2006. Operating these facilities above their ratings can cause damage to them that would remove them from service. This could result in curtailment of service to customers until repairs are completed.

The proposed 138 kV double-circuit transmission line and the Carrollton Country Club Substation are planned for installation prior to the summer load season of 2006 to prevent the overloading of substation and distribution facilities described above. This substation will be located in an area that is remotely surrounded by the existing substations and served by long feeders from these substations (See Figure 1, included as Attachment No. 4). Four of these feeders are the ones projected to be overloaded in 2006. Three short feeders will be built to transfer about 28,000 kW of load to Carrollton Country Club Substation from the two overloaded substations and four overloaded feeders, thereby eliminating the projected overloads. The resultant feeders will be shorter than the original feeders. This will improve reliability by reducing the exposure to outages of the feeders and reduce electric power losses. The upgraded distribution system will be more capable of restoring service to customers after the outage of a feeder.

**15. List the options that were considered and the reasons for rejecting them.**

**Option No. 1 - Increase transformer capacity at Addison Substation and build new distribution feeders.**

The installation of a third transformer at Addison Substation and additional distribution feeders from Addison Substation into the Area before the summer load season of 2006 would relieve the projected overloads. This option was not selected because it would be less reliable than the proposed project. Long feeders would still be used to deliver electricity to the center of the Area. Longer feeders generally have a higher probability of forced outages due to the increased exposure to the causes of outages (lightning, vehicular collisions, construction accidents, etc.) when compared to shorter feeders. Longer feeders typically serve more customers than shorter feeders so more customers are affected by a single outage.

The cost of this option, in 2005, 2006 and 2007, would be greater than the cost of the proposed transmission line and substation by about \$3,510,000. The new feeders needed to connect the third transformer at Addison Substation to the existing distribution system must be constructed in an underground duct bank due to the lack of available overhead feeder routes. Additional underground feeders would be needed as more load is served by Addison Substation. The cost difference would continue to increase as more long underground feeders are built to serve growth in load.

**Option No. 2 - Increase transformer capacity at Carrollton Tarpley Road Substation and build distribution feeders.**

The installation of another transformer and additional distribution feeders from Carrollton Tarpley Road Substation into the Area before the summer load season of 2006 would relieve the projected overloads. This option was not selected because it would be less reliable than the proposed project. Long feeders would still be used to deliver electricity to the center of the Area. Longer feeders generally have a higher probability of forced outages due to the increased exposure to the causes of outages (lightning, vehicular collisions, construction accidents, etc.) when compared to shorter feeders. Longer feeders typically serve more customers than shorter feeders so more customers are affected by a single outage.

The cost of this option, in 2005, 2006 and 2007, would be greater than the cost of the proposed transmission line and substation by about \$4,726,000. The new feeders needed to connect the new transformer at Carrollton Tarpley Road Substation to the existing distribution system must be constructed underground due to the lack of available overhead feeder routes. Additional underground feeders will be needed as more load is served by the Carrollton Tarpley Road Substation. The cost difference would continue to increase as more long underground feeders are built to serve growth in load.



**Option No. 3 – Construct transmission line from the west.**

The proposed Carrollton Country Club Substation could be served by a new 138 kV double-circuit line constructed from the N.W. Carrollton – Norwood 138 kV Line which is west of the proposed substation. This option was not selected because the new line would be about three times the length of the proposed line and would cost more to construct and affect more property owners.

The proposed project (the double-circuit 138 kV line and Carrollton Country Club Substation) was selected because it relieves the projected overloads and improves service reliability better than the other options considered. It is better than options No. 1 and No. 2 because it locates a substation closer to the load and improves reliability by shortening the length of some of the feeders. The proposed project also costs considerably less than options No. 1, No. 2, and No. 3.

**COMMUNITY VALUES**

- 16. List any permits or approvals required by other governmental agencies for the construction of the proposed project. Indicate whether or not permits have been obtained.**

Response:

A cultural resources survey plan will be developed with the Texas Historical Commission.

- 17. Provide a general description of the area traversed by the proposed project.**

Response:

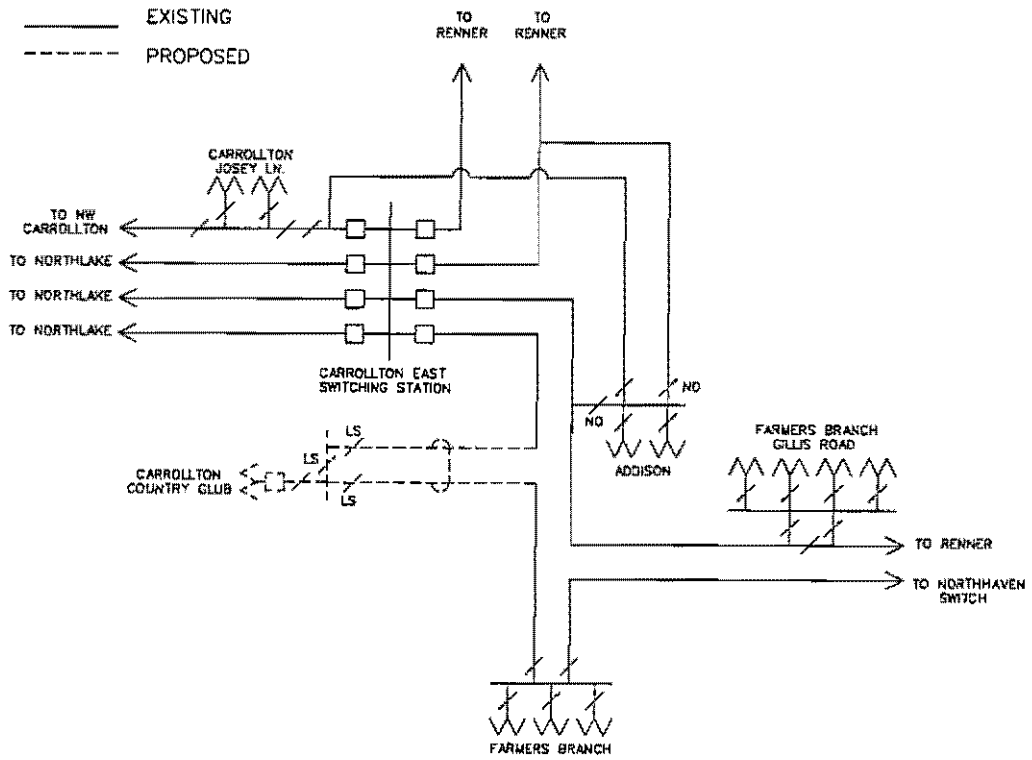
The proposed transmission line will traverse primarily flat urban land that is heavily developed with commercial buildings, retail buildings, and light industrial buildings.

See PBS&J Environmental Assessment and Alternative Route Analysis for Oncor Electric Delivery Company's Proposed Carrollton Country Club 138 kV Transmission Line Project in Dallas County, Texas, Section 8.0, page 8-1, included as Attachment No. 2.

- 18. List all residences, businesses, schools, churches, cemeteries, hospitals, nursing homes or other habitable structures within 200 feet of the center line of the proposed transmission line.**

Response:

A total of 63 habitable structures are located within 200 feet of the centerline of the preferred transmission line route (Route 4). The habitable structures consist of: one



Carrollton Country Club 138 kV Line

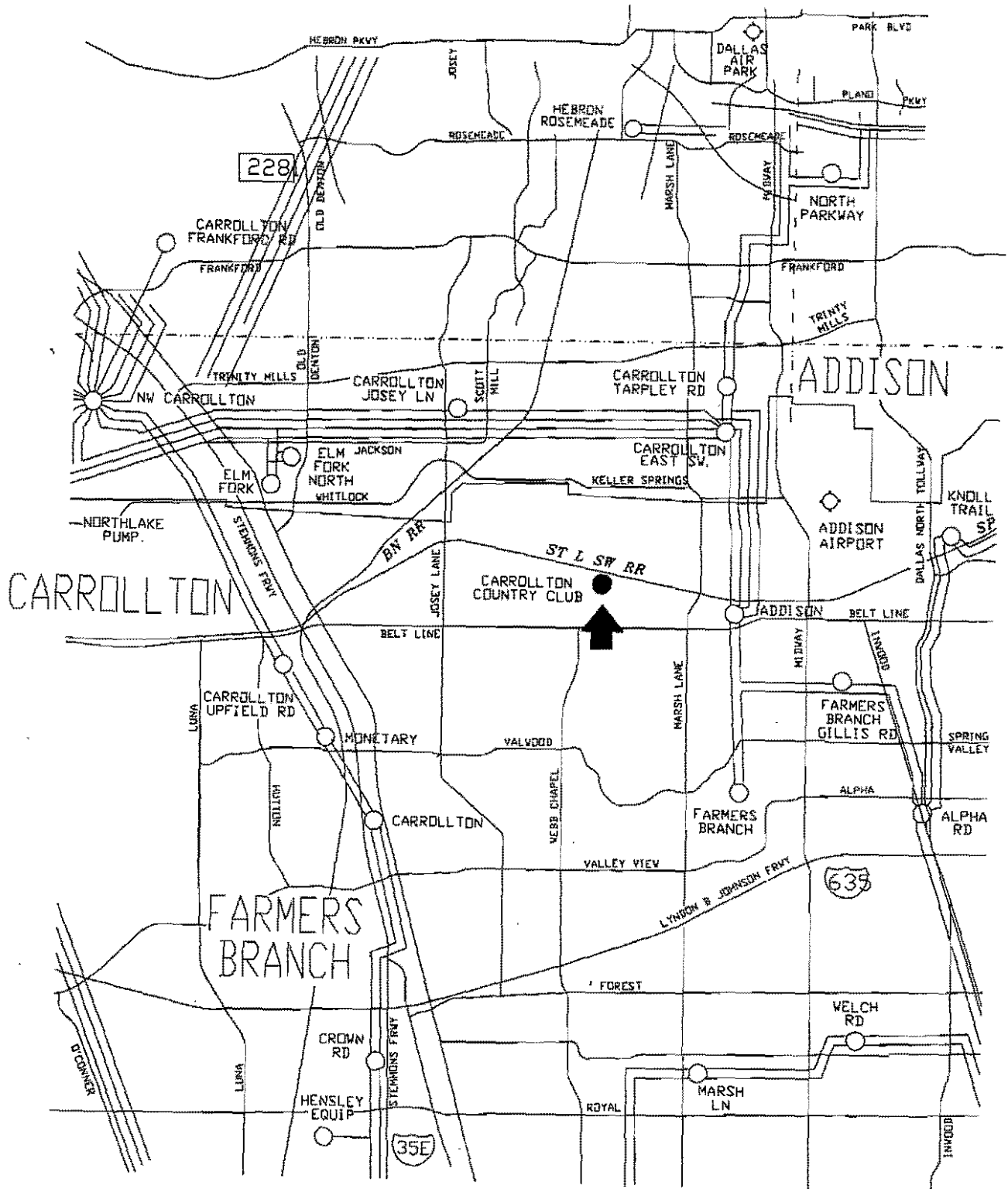


Figure 1  
 Farmers Branch - Carrollton - Addison Area