

Decision No. 90312 MAY 22 1979**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application
of Pacific Gas and Electric
Company for a Certificate of
Public Convenience and Necessity
Under General Order No. 131 for
a 230-kV Transmission Line from
Applicant's Contra Costa Tesla 230-
kV Transmission Line to Applicant's
Brentwood Substation.

Application No. 56396
(Filed August 22, 1978)

(Electric)

ORDER MODIFYING IN PART DECISION NO. 88863

On May 31, 1978, this Commission issued Decision No. 88863 granting Pacific Gas and Electric Company (PG&E) a certificate of public convenience and necessity for the construction and operation of the Brentwood 230-kV transmission line. This order became final on June 30, 1978.

On August 22, 1978, PG&E filed a petition for modification of Decision No. 88863. On page 6 of its decision, the Commission made these three statements:

"Future land use development designs will be affected by the existence of the transmission line in that because of negative aesthetic impacts future buildings will tend to be located away from the line's right-of-way. Tapping off of an existing 230-kV transmission line and running that 230-kV line to a new substation centrally located to service existing and future loads are generally considered to be contrary to Commission policy and wise land use planning practices. A high voltage transmission line is incompatible with and disruptive to urban land uses, and centrally locating a substation and supplying the power via above-ground transmission lines presents inherent urban land use conflicts."

The petitioner alleges that: (1) The statements contained in the above three sentences are irrelevant to the Brentwood project in that the Brentwood project deals with a rural agricultural setting rather than an urban setting; (2) the subject matters therein were not raised for purposes of comment and discussion during the ex parte Brentwood application process; and (3) the statements appear inconsistent with certain of the Findings of Fact thereby creating potential for confusion.

After considering each and every allegation of petitioner, we are of the opinion that good cause for deletion of the first sentence has not been shown. There is adequate support for the conclusions contained in the first statement from the Environmental Impact Report adopted by the Commission in this proceeding following opportunity for comment. However, we agree with the petitioner and find that good cause for deletion of the last two sentences has been shown in that the subject matters of these sentences were either not raised by this proceeding or deal with an urban rather than the rural agricultural setting of this proceeding.

Therefore, IT IS ORDERED that:

1. The first sentence in the excerpt from page 6 of Decision No. 88863 be corrected to read:

"Future land use development designs will be affected by the existence of the transmission line in that because of adverse aesthetic impacts future buildings will tend to be located away from the line's right-of-way.", and

2. The following be deleted from page 6 of Decision No. 88863:

"Tapping off of an existing 230-kV transmission line and running that 230-kV line to a new substation centrally located to service existing and future loads are generally considered to be contrary to Commission policy and wise land use planning practices. A high voltage transmission line is incompatible with and disruptive to urban land uses, and centrally locating a substation and supplying the power via above-ground transmission lines presents inherent urban land use conflicts."

In all other aspects the decision shall remain unchanged.

The effective date of this order shall be thirty days after the date hereof.

Dated at San Francisco, California, this 22nd day of MAY, 1979.

John E. Bryan
President
Richard W. Hardie
Commissioner