

PUBLIC UTILITIES COMMISSION505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

August 27, 2010

Susan J. Nelson, AIA
Project Manager
Southern California Edison
2244 Walnut Grove Ave.
Rosemead, CA 91770

RE: Tehachapi Renewable Transmission Project (Segments 4-11), Variance Request (VR) #6

Dear Ms. Nelson,

On August 26, 2010, Southern Californian Edison (SCE) submitted a variance requesting to clarify Segment 8 Telecom construction hours as 7:00 AM to 7:00 PM on Monday through Saturday, and on Sundays when in accordance with the City of jurisdiction's Municipal Code or prior approval is acquired from the City. The request also noted that in accordance with the Caltrans Encroachment Permit, aerial crossing of State Route 71, City of Pomona, is planned to occur on Sunday, August 29, 2010. **This Variance Request is approved by CPUC for the proposed activities based on the following factors:**

- SCE submitted the following information:

"A Caltrans encroachment permit has been obtained for the purpose of aerial crossing of State Route 71 to install fiber optic cable in the City of Pomona. The Caltrans encroachment permit specifies that all aerial crossing installations must be scheduled on Sunday mornings only, from daylight to 8:00 AM, and must be completed before September 1, 2010. SCE has scheduled the aerial crossing of State Route 71 for Sunday, August 29, 2010, to begin at 5:00 AM, which corresponds with the Caltrans Encroachment permit that was acquired for this activity.

Chapter 18 of the City of Pomona Municipal Code does not allow noise associated with construction to occur on Sundays unless approval is granted from this provision. Approval has been provided by the City of Pomona, Public Works/Engineering (via email).

The Notice to Proceed Request (NTPR) for Segment 8 Telecom did not specify the days that construction would take place. Additionally, the NTP identified construction operating hours to be from 7:00 AM to 7:00 PM. This request for variance is being provided to clarify the days and hours of construction for Segment 8 Telecom.

SCE requests the following text be added to Section 3.0 of the NTPR: "Construction equipment operating hours for Segment 8 Telecom activities are planned to be from approximately 7:00 AM to 7:00 PM on Monday through Saturday, and on Sundays when in accordance with the City of jurisdiction's Municipal Code or prior approval is acquired from the City."

- **Biological Resources:** No biological resources will be impacted by this Variance.
- **Cultural Resources:** No cultural resources will be impacted by this Variance.

The conditions noted below shall be met by SCE and its contractors:

- SCE shall submit the City of Pomona Public Works/Engineering approval for work on Sunday, August 29th to the CPUC prior to the commencement of work.

- The City of jurisdiction's approval or applicable Municipal Code reference shall be provided to CPUC for all future Sunday work or for work outside of the hours 7:00 AM to 7:00 PM, Monday through Saturday, prior to the commencement of work.
- All conditions required by NTP #7 shall apply to the subject area and activities.
- Copies of all relevant permits, compliance plans, NTP #7, and this Variance shall be available on site for the duration of construction activities where applicable.

Sincerely,



John Boccio
CPUC Environmental Project Manager

cc: V. Strong, Aspen