

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

In the matter of the Application of
San Diego Gas & Electric Company
(U 902-E) for a Certificate of Public
Convenience and Necessity for the
Sunrise Powerlink Transmission Project

Application No. 06-08-010
(Filed August 4, 2006)

Application No. 05-12-014
(Filed December 14, 2005)

PROTEST OF STARLIGHT MOUNTAIN ESTATES OWNERS

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September 8, 2006

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I. INTRODUCTION

Pursuant to Article 12 of the Rules of Practice and Procedure of the California Public Utilities Commission (“Commission”), Starlight Mountain Estates Owners (“Owners”) submit this Protest in opposition to the Application of the San Diego Gas & Electric Company (“SDG&E”) for a Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project (“Application”). The Application was filed on December 14, 2005. An amended Application was filed on August 4, 2006. Submission of this protest is timely pursuant to Rule 44.1 of the Commission’s Rules of Practice and Procedure.

The Community (“Community”) is a portion of Starlight Mountain Estates (approximately 400 acres), which is bounded on three sides by Mount Gower Open Space Preserve.

II. GROUNDS FOR PROTEST

Owners are protesting a portion of SDG&E’s Application, that is, the specified attributes of part of SDG&E’s proposed project. Owners protest relates to the section

(“Section”) of Segment 10P of the Application for overhead facility in Ramona from the point that the underground facility transitions to overhead (near N77 or N22) then northeastward approximately 0.6 mile along the preferred route for the Inland Valley Link. The exact locations of N77 and N22 are not clearly marked on the ground. SDG&E’s request to construct an overhead facility instead of an underground facility in the Section is not acceptable to the Owners and is not justified based upon the following:

- A. Choice of overhead facility for the Section discriminates against the Community
- B. Overhead facility damages property in the Community
- C. Overhead facility damages the quality of life in the Community

III. DISCRIMINATORY CHOICE OF OVERHEAD FACILITY

According to its Application, SDG&E’s proposed transition from underground to overhead facilities occurs at the southwestern boundary of the Section. Some impacts, opportunities and constraints listed in the Application are not accurately depicted for the Section and the Community. SDG&E’s analysis and justification for the underground facilities southwest of the Section are applicable and should be used within the Section. Therefore, SDG&E’s choice of an overhead facility for the Section discriminates against the Community. Some of the key discriminating points are listed below:

- a) Visual Impacts and Resources. In the Application, Chapter 4.9.2.1.1 Environmental Setting, Landscape Visual Quality, related to the Inland Valley Link of the proposed project, between N20B-N77-N22; “There are sensitive viewing areas ...and within Mount Gower Open Space Preserve. The preserve is

located southeast of the town of Ramona and east of the community of San Diego Country Estates. These communities provide public access into the preserve from neighborhoods that abut preserve lands. The preserve contains nearly pristine wilderness, consisting primarily of dense chaparral, oak woodlands, and meadows. Slopes within the preserve that face west-to-southwest are within the viewshed of many residences in San Diego Country Estates.”

The Community abuts and is surrounded on three sides by Mount Gower Open Space Preserve. So in comparison, these conditions also apply to the Section which serves as a visual background for the immediately adjacent Mount Gower OSP. The segment going from N77/N22 to N51 goes underground to help mitigate the visual impacts associated with the park. The segment going from N22/N77 northeastward through the Section and onwards, again crossing Mount Gower OSP towards N20B is also in the viewshed of part of the San Diego Country Estates, the public trails in Mount Gower OSP, and the Community. Construction of an overhead facility in the Section will spoil public visual enjoyment of the preserve and the surrounding areas, not just “...the viewshed of many residences in San Diego Country Estates.”

In the Application, Chapter 7.9.2.1 Inland Valley Link Impacts, Visual Resources, related to the proposed project and Impact VR-3: Existing visual character or quality of the site and its surroundings, between N20B-N77-N22; “In the segment from N20B-N77-N22, the Proposed Project would be built overhead parallel to an existing 69 kV line. In this area, the visual impact of the Project

would be primarily an incremental addition to the views and the new structure would add a new vertical form and straight line structure in a landscape that already contains these types of contrasts of line and form. The change to the existing landscape would be minor, and would not diminish the character or quality of views. The overall visual change would be low, and the visual impact would be adverse but less than significant. No mitigation beyond the standard APMs is proposed for this location.”

This statement is erroneous when applied to the Section and the Community. The existing 69 kV line is a “Weak” visual contrast. This single 69 kV line has three conductor cables, is mounted on wooden poles, approximately 40 ft to 60 ft tall and 10 ft wide at the top, residing in a 30 ft ROW. The general appearance is very similar to normal residential electrical/telephone poles, and its character is not normally associated with high voltage transmission lines (see “ATTACHMENT-A” photo of existing 69 kV lines).

The Application adds a new expandable double circuit 230 kV line with six cable sets mounted on steel poles, approximately 110 ft to 170 ft tall and 36 ft wide at the top, residing on a consolidated 200 ft ROW, including an upgrade of the existing single 69 kV line with three cables, mounted on steel poles, approximately 90 ft to 110 ft tall and 9 ft wide at the top.

These proposed changes could be viewed as incremental, but the overall visual change will be “High” corresponding to a “Significant” visual impact. This visual contrast is “Strong”, demanding the viewer’s attention in a way that cannot

be overlooked. There will be two sets of lines/poles generally 2 to 3 times higher than existing lines/poles, and the number of cables running between these poles will be 3+ times the current facility.

This “Significant” visual change in overhead facilities through the Community is also a “Significant” visual change in the public viewshed within Mount Gower OSP.

b) Fire Management. In the Application, Chapter 4.13.2.2 Environmental Setting, Public Health & Safety and Hazardous Materials, related to Fire Management in the Inland Valley Link of the proposed project; “Most of the 2003 wildfires in San Diego County occurred in the mountains to the east and southeast of the Inland Valley and Coastal link alignments. However, smaller wildfires have historically occurred within the PSA.” This statement is erroneous. The Community was, in fact, severely burned in the 2003 Cedar Fire. Fire crews were actually stationed within the Community and the Section during the fire. The Application, although addressing ground based Emergency Response issues in Impact HS-11, does not mention the potential restrictions placed upon air crews and their low altitude fire retardant drops near overhead facilities.

The proposed overhead lines in the Section will prevent or hamper future fire suppression by ground crews. Fire retardant air drops might be the only available outside fire protection for the properties in the Section. Significant increase of the height of the overhead facility in the Section will prevent air crews from safely entering the Community, rendering a potential elimination of fire

suppression capabilities (see “ATTACHMENT-B” letter from Intermountain Volunteer Fire and Rescue Department).

c) Topography. Topography and access to an underground facility in the Section will provide reduced construction costs, compared to the inherent costs of underground construction in areas southwest of the Section. An average slope of 3.5% and access from both sides of Owners preferred alignment in the Section makes underground construction less expensive than in other underground segments of SDG&E’s proposed route. Please note that it is not economically feasible to construct an underground facility more northeastward beyond the Section, because of challenging topography.

IV. DAMAGE TO PROPERTY IN THE COMMUNITY

Owners are facing dramatic devaluation of their properties. SDG&E proposes an unnecessary amount of private property to be used for its overhead facility within the Section: 200 foot wide consolidated ROW (approximately 14.5 acres) for overhead transmission versus 60 foot wide ROW (approximately 4.4 acres) for underground transmission. The proposed overhead facility and likely upgrades to the existing 69 kV lines significantly reduce or completely destroy the value of a variety of existing improvements. Expansion and consolidation with the existing ROW will force the condemnation of a 2600 square foot workshop/garage, two out-buildings, driveways, landscaping, well water holding tanks and house/irrigation management center, as well as an entire equestrian facility including corrals, shelters, staging area, tack room and dressage arena. Also, the proposed consolidated and expanded ROW also leaves large

areas adjacent to property lines unusable and worthless. Finally, future potential property divisions in the Section will be limited or impossible.

There is no conclusive evidence that ELF or EMF from high voltage power lines are without long-term harmful effects. However, predominant intense public fear of ELF/EMF exposure and the array of related unknowns will directly affect the marketability of real property within the Community. An underground facility through the community will help to mitigate this fear.

Installation of an overhead facility in the Section will radically diminish or eliminate the value of property interests in the Community.

V. DAMAGE TO QUALITY OF LIFE IN THE COMMUNITY

Owners have invested a lifetime of savings and years of personal effort into their homes and properties, which were designed and constructed with an orientation to the view of Mount Gower and the surrounding hills and valleys. The catastrophic visual effects of an expanding overhead facility will destroy this view and the Owners' long-term investments.

The Community is also engaged in a long and expensive recovery from the Cedar Fire. Owners' fire prevention and protection methods that proved successful during that fire have been enhanced. Regardless, the fear of future fire in the Community is always on each Owner's mind. Consequently, reduced fire protection and increased fire risk damage the Community's quality of life.

In summary, the horrific visual impact of an expanding array of overhead power lines, concern about reduced fire protection and increased corona noise will significantly damage the Community's present and future quality of life.

VI. CONCLUSION

In the event that the Commission rules in favor of SDG&E's Application, Owners respectfully request that the Commission order SDG&E to:

- a) Construct an underground facility in the Section within a 60 ft ROW, following a portion of Oak Hollow Road in order to avoid existing improvements, and along a route currently agreed upon among the Owners.
- b) Construct and Consolidate an expandable 69 kV facility underground with the underground facility described in "a" above, or ensure in the future that the existing 69 kV facility is maintained at its present size and visual scope.

Respectfully submitted,

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September 8, 2006

(ATTACHMENT – A)

Existing 69 kV lines



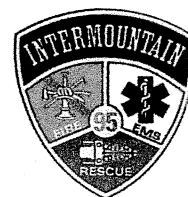
Two poles are visible in this photo.

Visual contrast is very weak, typically not even noticed.

(ATTACHMENT - B)

Intermountain Volunteer Fire and Rescue Department

P.O. Box 1362, Ramona, CA 92065



September 1, 2006

RE: Impact of high power lines on fire protection

Dear Mr. and Mrs. York,

There are standard operating procedures within this department, and all departments, that address suppression and attack of both brush and structure fires in the proximity of high power electrical lines. In general, firefighters are not permitted to conduct fire fighting operations in the immediate area under or next to these electrical lines due to the danger of electrocution from downed or sagging lines, or potential electrical arching in certain conditions. There are procedures for coordinating with the electric company to get high power lines turned off during wild land fires, but this can be hampered by various bureaucratic complexities and the time it takes to make those arrangements.

Regarding your specific circumstances, the proposed power lines could present adverse fire response conditions in three ways:

1. **Access** - The lines will be aligned geographically with east/west direction of the canyon that contain your homes and out buildings. That alignment is also the direction of the prevailing winds in that canyon. Especially in Santa Anna wind conditions (high winds from the east), coupled with the confined area within the canyon and the limited ingress/regress, access to some of the residence structures, such as yours, Page and Schultz could be hampered or prevented in conditions such as those we experienced in the 2003 Cedar Fire Storm.
2. **Defensible Space** - The east/west alignment of the power lines also restricts the potential to create effective fire breaks between the surrounding natural brush and structures in the canyon.
3. **Attack** - The height of the proposed towers, as you described it, would probably prevent effective operation from CDF Air Tankers due to the maximum altitude limits for effective retardant payload, and the relatively close proximity of the lines to your residences.

Regards,

A handwritten signature in black ink, appearing to read "Cary Coleman".

Cary Coleman
Fire Chief

Intermountain Volunteer Fire and Rescue Department

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the California Public Utilities Commission's Rules of Practice and Procedure, I have this day served a true copy of **PROTEST OF STARLIGHT MOUNTAIN ESTATES OWNERS** to parties listed on the following pages.

Service was completed on all known parties to proceeding A.06-08-010 by e-mail with the document attached where available or, where e-mail service was not available, by causing true copies thereof, enclosed in sealed envelopes with first class postage prepaid, to be deposited in the United States Mail to each party named in the service list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 8th day of September 2006, at San Diego, California.

Michael A. Page

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