

Comment Set C.58: John Michael Medicis

LAW OFFICES OF
EBERHARDT & MEDICIS
43825 N. 10TH STREET WEST • LANCASTER, CALIFORNIA 93534
(661) 948-8451 • FAX (661) 723-2494

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MICHAEL C. EBERHARDT
A PROFESSIONAL LAW CORPORATION
JOHN MICHAEL MEDICIS

September 11, 2006

FROM:

John Michael Medicis
Emilie Bennett-Medicis
39753 87th St. West
Leona Valley, CA 93551
Via Facsimile & Mail
FAX: 661-215-5152

**TO: THE PUBLIC UTILITIES COMMISSION (SCOPING COMMENTS)
& HOMEOWNER OBJECTIONS**

Dear Public Utilities Commission:

My wife and I reside in Leona Valley. Our address is 39753 87th St. West, Leona Valley, CA 93551.

We are adamantly opposed to transmission liners being placed within th Leona Valley area, for many reasons the least of which is that it would effectively destroy many of the benefits we now enjoy as homeowners. It would also cause our property to be directly, or indirectly affected, and cause a decrease in the value of our property. Additionally, it would pose other risks, especially fire safety issues to the homeowners of Leona Valley whether or not their property is located directly in the path of the lines, or even if they are located some distance away.

C.58-1

The following objections are hereby made by my wife and I to the proposed Antelope Pardee 500-KV Transmission project:

1. F-9: Project operation would adversely affect community safety. F-7 adversely affects fire prevention activities.

C.58-2

2. H-2: Degradation of surface water or ground water quality would occur from the accidental release of potentially harmful materials during construction activities, and "operational activities".

C.58-3

3. H-3: P-H-5 Project would cause radio or television interference.

C.58-4

4. H-4: Disturbance of existing groundwater resources through project-related excavation activities.

C.58-5

5. H-6: Runoff introduced as a result of permanent Project features would cause the overloading of local storm water drainage system.

6. L-3: Operation of the Project would cause long term disruption of existing residential land uses.

7. L-6; the right-of-way expansion and larger 500kv towers would permanently preclude use of Farmland.

C.58-6

8. S-3: Construction activities could cause a decrease in revenues for agricultural land owners.

9. U-4: Construction and operational water supply demands would require new or expanded water entitlements or resources.

C.58-7

10. P-2: Operational activities could increase demands on fire and police protection.

C.58-8

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Also, it is my understanding that there are other proposals available to be utilized that would not have the detrimental impact that the two proposals going through Leona Valley would have.

C.58-9

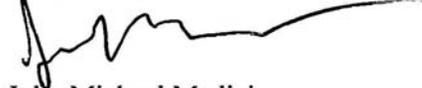
It would seem to me that the P.U.C. would utilize one of the proposals that would not damage and effectively destroy the community of Leona Valley. Again, my wife and I (our property) would be directly or indirectly affected and we hereby give notice of our legal objections to the P.U.C.

Finally, as a long time California resident, as a taxpayer, and a practicing attorney, it seems to me to be outrageous to destroy a wonderful community (Leona Valley) simply because of a preference for one proposal over another proposal. It is my understanding that eminent domain is only to be used where there is no other recourse (plan) available. If eminent domain is used when it does not need to be utilized, it is our intention to take any and all appropriate legal action to recover damages, whether or not our property is itself subject to eminent domain proceedings. We will nonetheless suffer the loss of property value, safety risks, and other long-term damages which will be incurred by us.

C.58-10

Thank you for your attention and consideration.

Respectfully,



John Michael Medicis

JMM/vl

Response to Comment Set C. 58: John Michael Medicis

- C.58-1 Please see General Response GR-1 regarding potential effects on property values. Please also see Response to Comment C.2-1 regarding fire risks along Alternative 5.
- C.58-2 As discussed in Section C.7.5 of the Draft EIR/EIS, the Project would result in significant impacts to community safety, and could adversely affect fire prevention activities. Mitigation Measure F-7 (SCE Shall Enter into a Fuelbreak Agreement with the ANF) has been recommended to reduce impacts to fire prevention activities to a less-than-significant level.
- C.58-3 If potentially hazardous materials are accidentally released during construction of the proposed Project or an alternative, it would be possible for such materials to cause degradation of surface water or groundwater quality (Impact H-2). Potentially hazardous materials used in relation to the proposed Project and alternatives would be limited to those required for the operation of vehicles and construction equipment, including diesel fuel, gasoline, lubricant oils, hydraulic fluid, antifreeze, transmission fluid, lubricant grease, and other fluids. As discussed in Section C.8 (Hydrology and Water Quality) of the Draft EIR/EIS, multiple preventative and remedial measures would be required during all phases of the Project in order to both prevent an accidental spill from occurring and to clean up any potential spills that may occur, thereby protecting surrounding surface water and groundwater resources. For a more detailed analysis of this issue, please see the discussion of Impact H-2 under Criterion HYD1 for the proposed Project and alternatives, as provided in Section C.8 of the Draft EIR/EIS.
- C.58-4 There is a possibility that the proposed Project or an alternative could cause radio or television interference (Impact PH-5). As discussed in Section C.6 (Public Health and Safety) of the Draft EIR/EIS, any potential interference would be very localized and would be corrected or mitigated. Potential interference is not expected to be significant. For a more detailed analysis of this issue, please see the discussion of Impact PH-5 under Criterion PHS5 for the proposed Project and alternatives, as provided in Section C.6 of the Draft EIR/EIS.
- C.58-5 As discussed in Section C.8 (Hydrology and Water Quality) of the Draft EIR/EIS, runoff introduced as a result of permanent Project features is not expected to overload existing or planned stormwater drainage systems. Potential surface water runoff generated by the proposed Project or an alternative would be minimal. The potential affect of this new runoff on stormwater drainage systems would be less than significant. For a more detailed analysis of stormwater drainage systems, please see the discussion of Impact H-6 under Criterion HYD4 for the proposed Project and alternatives, as provided in Section C.8 of the Draft EIR/EIS.
- C.58-6 As discussed in Section C.9.5 of the Draft EIR/EIS, the Project would cause a long-term disruption of existing residential land uses that would be significant and unavoidable. The expanded ROW would also preclude the use of Farmland. However, Mitigation Measure L-6 (Locate Transmission Towers and Pulling/Splicing Stations to Avoid Agricultural Operations) has been proposed to reduce impacts to Farmland to a less-than-significant level. While the Project would also cause a decrease in revenue for agricultural landowners (see Draft EIR/EIS Section C.12.5), Mitigation Measure L-5 (Establish Agreement and Coordinate Construction Activities with Agricultural Landowners) has been recommended to reduce impacts to a less-than-significant level.

- C.58-7 As discussed in Impact U-1, in Section C.14 (Utilities and Service Systems) on Draft EIR Pages C.14-5 and C.14-6, water use during Project construction and operation would be a minute fraction of the total water supply for the jurisdictions and water suppliers affected by the proposed Project. Therefore, the proposed Antelope-Pardee Project would not change the ability or supplies of the water providers to serving the area, and would not requiring new or expanded water entitlements.
- C.58-8 As discussed in Section C.11 (Public Services) on Draft EIR Pages C.11-4, Criterion PS1: Increased demand for public services that could not be readily met by existing public service providers, operation of the proposed Project would have no impact on public services, including police and fire services.
- C.58-9 Please see General Response GR-4 regarding the identification and development of alternative routes.
- C.58-10 Thank you for submitting your opinion on Alternative 5. Please also see General Response GR-1 regarding potential effects on property values, and GR-2 regarding property acquisition.