

February 19, 2003

**Advice 2345-E
(Pacific Gas and Electric Company ID U39 E)**

Public Utilities Commission of the State of California

Subject: Submits Notice of Construction, Pursuant to General Order 131-D, for the construction of King Road Widening, Phase II, City of San Jose, County of Santa Clara

Pacific Gas and Electric Company (the Company) hereby submits notice pursuant to General Order (G.O.) 131-D, Section XI, Subsection B.4, of the construction of facilities that are exempt from a Permit to Construct.¹

Purpose

This advice letter provides a copy of the Notice of Proposed Construction (Attachment I) and the Notice Distribution List, which comply with the noticing requirements found in G.O. 131-D, Section XI.

Background

The City of San Jose will be conducting a street-widening project along King Road extending from Berryessa Road to Mabury Road in San Jose. As a result, the City has requested Pacific Gas and Electric Company to relocate 3 wood poles along King Road that conflict with the proposed street-widening. The first pole, located on the southwest corner of Berryessa Road and King Road, will be relocated 7 feet to the west. The second pole, located on the south side of Penetencia Creek near Commodore Drive and King Road, will be moved 26 feet to the west and 90 feet to the south. The third pole, located 368 feet south of the Penetencia Creek Bridge on the western side of King Road, will be moved 27

¹ The Company reserves all legal rights to challenge the decisions or statutes under which it has been required to make this advice filing, and nothing in this advice filing constitutes a waiver of such rights. Also, the Company reserves any additional legal rights to challenge the requirement to make this advice filing by reason of its status as a debtor under Chapter 11 of the Bankruptcy Code, and nothing in this advice filing constitutes a waiver of such rights.

feet to the west and 15 feet to the south. Two temporary shoo-fly poles will be used during bridge widening construction activities. The two shoo-fly poles will take the place of the second pole and will be located 17 feet west of the final line alignment. Construction is anticipated to begin in April of 2003, or as soon as possible thereafter, and the new facilities are planned to be in operation by May 2003, or as soon as possible after construction is completed.

This project qualifies as exempt from Permit to Construct filing requirements, pursuant to G.O. 131-D, Section III, Subsection B.1(c) and (g), which exempts (c) "the minor relocation of existing power line facilities up to 2,000 feet in length" and (g) "power line facilities or substations to be located in an existing franchise, road-widening setback easement, or public utility easement."

Additionally, G.O. 131-D requires utilities to employ "no cost" and specified "low cost" measures to reduce public exposure to electric and magnetic fields (EMFs). The following measures are proposed for this project:

- Because there are no EMF mitigation measures available on this project that would meet the CPUC's benchmark of 4% or less of the total project cost, no "no cost" or "low cost" measures will be employed.

This filing will not increase any rate or charge, cause the withdrawal of service, or conflict with any other rate schedule or rule.

Protests

Anyone wishing to protest this filing may do so by filing a protest with the CPUC and the Company by **March 11, 2003**, at the following address:

Director, Energy Division
California Public Utilities Commission
505 Van Ness Avenue, Fourth Floor
San Francisco, California 94102
Facsimile: (415) 703-2200

In addition, protests and all other correspondence regarding this advice letter should also be sent by letter and transmitted via facsimile to the attention of:

David T. Kraska
Attorney, Law Department
Pacific Gas and Electric Company
P.O. Box 7442
San Francisco, California 94120
Facsimile: (415) 973-0516

Les Guliasi
Director, Regulatory Relations
Pacific Gas and Electric Company
P.O. Box 770000, Mail Code B10C
San Francisco, California 94177
Facsimile: (415) 973-7226

Persons or groups may protest the proposed construction if they believe that the Company has incorrectly applied for an exemption or that the conditions set out in G.O. 131-D, Section III, B.2 exist.

Effective Date

The Company requests that this advice filing become effective on **April 5, 2003**, which is 40 days after the date of filing. (In accordance with G.O. 131-D, construction will not begin until 45 days after notice is first published.)

Notice

In accordance with G.O. 96-A, Section III, Paragraph G, the Company is electronically and postal mailing copies of this advice letter to the utilities and interested parties shown on the attached list, including the parties listed in G.O. 131-D, Section XI, Paragraphs B.1 and B.2. These parties are identified in the "Notice Distribution List" included in Attachment I. Address change requests should be directed to Sandra Ciach at (415) 973-7572. Advice letter filings can also be accessed electronically at:

http://www.pge.com/customer_services/business/tariffs/

Vice President -- Regulatory Relations

Attachments

cc: Parties Listed in G.O. 131-D, Paragraphs B.1 and B.2