

July 2, 2003

**Advice 2396-E
(Pacific Gas and Electric Company ID U39 E)**

Public Utilities Commission of the State of California

Subject: Notice of Proposed Construction of Facilities Pursuant to General Order 131-D, Relocation of the Existing Newark-Milpitas, Newark-Dixon Landing and Newark-Montague 115 Kilovolt Power Lines located in the City of Fremont

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

Pacific Gas and Electric Company (Company) has been requested by the Alameda County Transportation Authority (ACTA), City of Fremont and the California Department of Transportation (Caltrans), to relocate a section of the Newark-Milpitas, Newark-Dixon Landing and Newark-Montague 115 kilovolt (kV) power lines, in order to widen a portion of Interstate 880 in Fremont. The proposed project is located on the east side of I-880 in the vicinity of Kato Road north of the Dixon Landing Road/I-880 interchange. To accommodate the relocation project, the Company will need to remove one 95-foot steel lattice tower designated 4/30 and replace it with one 155-foot tubular steel pole, 215 feet to the south and one 95-foot tubular steel pole designed 4/8 will be removed and replaced with one 155-foot tubular steel pole approximately 259 feet to the south. Construction is scheduled to begin in September 2003, or as soon as

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.

possible thereafter, with facilities expected to be in service by February 2004, or as soon as possible after project completion.

This project qualifies as exempt from Permit to Construct filing requirements, pursuant to G.O. 131-D, Section III, Subsection B.1. (c), (f) and (g), "the minor relocation of existing power line facilities up to 2,000 feet in length, or the intersetting of additional support structures", "power line facilities or substation to be relocated or constructed which have undergone environmental review pursuant to CEQA as part of a larger project, and for which the final CEQA document (Environmental Impact Report (EIR) or Negative Declaration) finds no significant unavoidable environmental impacts caused by the proposed line or substation" and "power line facilities or substation to be located in an existing franchise, road-widening setback easement, or public utility easement; or in a utility corridor designated, precisely mapped and officially adopted pursuant to law by federal, state, or local agencies for which a final Negative Declaration or EIR finds no significant unavoidable environmental impacts.

The California Department of Transportation (Caltrans) has approved a Negative Declaration, State Clearinghouse Number 200101265, dated January 2002, for the Route 262/Warren Avenue/I-880 Interchange Reconstruction and I-880 Widening Project, which includes the Company's proposed Power Line relocation.

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). 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 to 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 **July 22, 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

Brian K. Cherry
Director, Regulatory Relations
Pacific Gas and Electric Company
P.O. Box 770000, Mail Code B10C
San Francisco, California 94177
Facsimile (415) 973-7226
E-mail: RxDd@pge.com

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 G.O. 131-D, Section III.B.2, exist.

Effective Date

The Company requests that this advice filing become effective on **August 11, 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

bcc: David Kraska
Jo Lynn Lambert
Patricia Sanchez
Mike San Julian
Robert Masuoka
Robert Stiving