

**GILA BEND POWER PARTNERS, LLC**

5949 Sherry Lane, Suite1900

Dallas, Texas 75225-6553

Telephone: (214) 210-5000

Facsimile: (214) 210-5087



0000067782

50

RECEIVED

2007 MAR 14 P 2:11

ORIGINAL

February 27, 2007  
AZ CORP COMMISSION  
DOCUMENT CONTROL  
Arizona Corporation Commission  
Compliance and Enforcement Utility Division  
1200 West Washington Street  
Phoenix, AZ 85007  
Attention: Director

Arizona Corporation Commission  
**DOCKETED** VIA FEDERAL EXPRESS

MAR 14 2007

DOCKETED BY KIC

Re: Self-Certification Letter – Arizona Corporation Commission – Decision #63552  
Control #L-00000V-00-0106 and Docket Control #L-00000V-01-0109

Dear Sir or Madam:

Gila Bend Power Partners, LLC (“GBPP” or “Applicant”) submits this self-certification letter pursuant to the above Decision Number for the Certificate of Environmental Compatibility (“CEC”) for Applicant’s project in Gila Bend, AZ. The power generation station and site referred to in the CEC Decision has been delayed due to market conditions.

On or about December 5, 2006, the Arizona Corporation Commission issued Decision Number 69177 extending the expiration date of this CEC until February 7, 2011 (the “Extension Order”). The Extension Order added nine additional conditions to the existing CEC, including among them the requirement that GBPP file a self-certification letter on or before August 1, 2007 and each August 1<sup>st</sup> thereafter describing the conditions met as of June 30 for the reporting year. The Extension Order did not specifically state whether the new August self-certification letter was *in addition to* or *in lieu of* the annual certification letter GBPP has filed each February, nor did it indicate which of the CEC conditions were to be addressed in each letter.

After consultation with the Arizona Corporation Commission staff, and out of an abundance of caution, GBPP has elected to file this self-certification letter addressing the original CEC conditions and will file an additional August letter addressing GBPP’s compliance efforts as of June 30<sup>th</sup> with the additional CEC conditions contained in the Extension Order. Should your office interpret the Extension Order differently, please advise at your earliest convenience and GBPP will remedy any deficiencies created by the uncertainty of the Extension Order.

The activities relating to the initial conditions established by the CEC document are as follows and reference numbers correspond to the conditions as numbered in the original CEC:

1. The construction of the power generation station has been delayed due to market conditions; however, its construction and operation will comply with applicable air and water pollution control standards and regulations, and with all applicable ordinances, master plans, and regulations of the State of Arizona, the County of Maricopa, the United States, and any other governmental entity having jurisdiction.

3. Not applicable at this time.
4. The Interconnect Agreement with the transmission provider will be submitted to the Arizona Corporation Commission when completed and signed.
5. GBPP is a member of the Western Systems Coordinating Council now known as the Western Electric Coordinating Council. The Reliability Management System ("RMS") generator agreement will be filed with the Commission as part of the control area operator's master RMS agreement.
6. Not applicable at this time.
7. Not applicable at this time.
8. The NOx emissions requirements for the project, as established by Maricopa County, Department of Environmental Quality, as a maximum, will not exceed 2.5 ppm.
9. The design for the project will meet HUD or EPA residential noise guidelines or OSHA worker safety standards.
10. The project substation and switchyard design is based on a breaker and one-half scheme.
11. GBPP has entered into a Development Agreement with the Town of Gila Bend encompassing this requirement.
12. GBPP's plant construction planning will encompass plans for the utilization of low profile structures, moderate stacks, neutral colors, compatible landscaping and low intensity directed lighting.
13. GBPP's plant design will be consistent with the land management plan submitted as Exhibit A-8 filed among the papers of Decision No. 63552. In addition, GBPP will utilize natural screening along the entire southern and western boundaries of the plant site.
14. GBPP is investigating appropriate institution with which to explore research activities on salt cedar-resistant vegetation.
15. GBPP has obtained a Certificate of Environmental Compatibility, Decision # 63776, which meets this requirement.
16. The project design can accommodate two transmission lines emanating from the plant switchyard.

Arizona Corporation Commission  
Compliance and Enforcement Utility Division  
February 27, 2007  
Page 3

The items of the CEC conditions not addressed in the above Self-certification Letter are part of the overall project plan, and will be included in the plan as required by the CEC document.

Regards,

GILA BEND POWER PARTNERS, LLC

By: Sammons Power Development, Inc.,

Its: Its Managing Member

By:   
Cheryl M. Gosch, Vice President and Secretary

cc: Arizona Attorney General  
Department of Commerce Energy Office  
Arizona Department of Water Resources

147100

Decision #63552

GILA BEND\17\003-SELF CERT 02-07