

ROSHKA DEWULF & PATTEN



0000096022

51

ROSHKA DEWULF & PATTEN, PLC
ATTORNEYS AT LAW
ONE ARIZONA CENTER
400 EAST VAN BUREN STREET
SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

ORIGINAL

RECEIVED

2009 APR 24 P 3: 57

April 24, 2009

AZ CORP COMMISSION
DOCKET CONTROL

Sent Via E-Mail and Certified Mail

The Honorable Octavio Garcia, Mayor
City of Nogales
777 N. Grand Avenue
Nogales, AZ 85621

Melinda Meek, Clerk of the Board
Santa Cruz County Board of
Supervisors
2150 North Congress Drive
Nogales, AZ 85621

Arizona Corporation Commission
DOCKETED

APR 24 2009

Mike Hein, City Manager
City of Tucson City Hall
255 West Alameda
Tucson, AZ 85701

Marshall Magruder
P.O. Box 1267
Tubac, AZ 85646-1267

DOCKETED BY
MM

Jim Stahle, Town Manager
Town of Sahuarita
375 West Sahuarita Center Way
Sahuarita, AZ 85629

Ruben Ojeda
Right of Way Section Manager
Arizona State Land Department
177 North Church Avenue, Suite 1100
Tucson, AZ 85701

C.H. Huckelberry, County Administrator
Pima County Governmental Center
130 West Congress Street
Tucson, AZ 85701-1317

Michael Del Castillo
Section Manager
Arizona State Land Department
177 North Church Avenue, Suite 1100
Tucson, AZ 85701

Re: In the Matter of the Application Of UNS Electric, Inc. for a Certificate Of Environmental Compatibility for the Vail To Valencia 115 kV To 138 kV Transmission Line Upgrade Project, originating at the existing Vail Substation In Sec. 4, T.16S., R.15E., Pima County, to the existing Valencia Substation In Sec. 5, T. 24S., R.14E., in the City of Nogales, Santa Cruz County, Arizona. Docket No. L-00000F-09-0190-00144, Case No. 144.

To Whom It May Concern:

The purpose of this letter is to provide the Notice of Hearing signed by Arizona Power Plant and Transmission Line Siting Committee Chairman John Foreman regarding the Application to the Arizona Corporation Commission ("Commission") for approval of the above-captioned Project. This Application was filed pursuant to A.R.S. §§ 40-360 through 40-360.13,

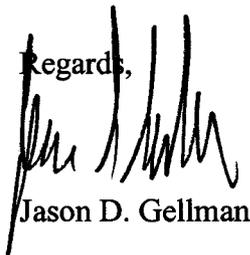
ROSHKA DEWULF & PATTEN

The Honorable Octavio Garcia, Mayor
Mike Hein, City Manager
Jim Stahle, Town Manager
C.H. Huckelberry, County Administrator
Melinda Meek, Clerk of the Board
Marshall Magruder
Ruben Ojeda
Michael Del Castillo
April 24, 2009
Page 2

and A.A.C. R14-3-201 through R14-2-219. This letter is being provided as required by A.R.S. § 40-360.04. This matter will be heard by the Committee on June 2, 3, and 4, 2009. The hearings will take place at the Esplendor Resort at Rio Rico, 1069 Camino Caralampi, Rio Rico, Arizona 85648.

Please contact me at (602) 256-6100, if you have any questions or concerns.

Regards,

A handwritten signature in black ink, appearing to read "Jason D. Gellman". The signature is stylized and somewhat cursive, with a prominent vertical stroke on the left side.

Jason D. Gellman

JDG/da

cc: Docket Control (Original and 25 copies)
John Foreman, Chairman Linesiting Committee
Marcus Jerden
Encl.

ORIGINAL

BEFORE THE ARIZONA POWER PLANT AND TRANSMISSION LINE SITING COMMITTEE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

IN THE MATTER OF THE APPLICATION OF UNS ELECTRIC, INC. FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY FOR THE VAIL TO VALENCIA 115KV TO 138KV TRANSMISSION LINE UPGRADE PROJECT, ORIGINATING AT THE EXISTING VAIL SUBSTATION IN SEC. 4, T.16S., R.15E., PIMA COUNTY, TO THE EXISTING VALENCIA SUBSTATION IN SEC. 5, T.24S., R.14E., IN THE CITY OF NOGALES, SANTA CRUZ COUNTY, ARIZONA.

Docket No. L-00000F-09-0190-00144

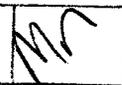
Case No. 144

Arizona Corporation Commission

DOCKETED

APR 23 2009

DOCKETED BY



AZ CORP COMMISSION
DOCKET CONTROL

2009 APR 23 A 9:46

RECEIVED

NOTICE OF HEARING

A PUBLIC HEARING WILL BE HELD before the Arizona Power Plant and Transmission Line Siting Committee ("Committee") regarding the application of UNS Electric, Inc. ("UNS Electric" or "Applicant") for a Certificate of Environmental Compatibility authorizing an upgrade of an existing 115 kV Transmission Line to 138 kV and approximately 4 to 5.5 miles of new 138 kV line, connecting the existing Vail Substation near the intersection of Interstate-10 and Rita Road, in the City of Tucson, Pima County Arizona, to the existing Valencia Substation at White Park Drive and Grand Avenue in the City of Nogales, Santa Cruz County, Arizona (the "Project"). The hearing will be held at the Esplendor Resort at Rio Rico, 1069 Camino Caralampi, Rio Rico, Arizona 85648. The hearing is scheduled to begin Tuesday June 2, 2009 at 9:30 a.m., and to continue as necessary on Wednesday June 3, 2009 at 8:30 a.m. and Thursday June 4, 2009 at 9:30 a.m. The hearing will adjourn at approximately 5:00 p.m. on all days. Additional hearing days, if necessary, will be noticed on the Applicant and Arizona Corporation Commission ("ACC") websites.

The Applicant's website with Project information is <http://www.uesaz.com/Company/News/VailValencia.asp>

The ACC Website is: [www.azcc.gov/AZ Power Plant/LineSiting-Calendar.asp](http://www.azcc.gov/AZ_Power_Plant/LineSiting-Calendar.asp).

Copies of the Application and Transcripts will be available for inspection at the following locations:

Joyner-Green Valley Branch Library: 601 N. La Canada Drive, Green Valley, Arizona 85614.

Nogales-Rochlin Public Library: 518 N. Grand Avenue, Nogales, Arizona 85621.

Pima County Public Library, 9640 E. Golf Links Road, Tucson, Arizona 85730.

PUBLIC COMMENT WILL BE TAKEN AFTER OPENING STATEMENTS AND AS PERMITTED BY THE COMMITTEE CHAIRMAN. IN ADDITION, A SEPARATE EVENING PUBLIC COMMENT SESSION WILL BE HELD JUNE 2, 2009, AT 6:00 P.M. ALSO AT THE ESPLENDOR RESORT, 1069 CAMINO CARALAMPI, RIO RICO, ARIZONA 85648.

The Project consists of replacing approximately 25 to 29 miles of an older single-circuit 115 kV line with new single-circuit 138 kV transmission line, and constructing approximately 4 to 5.5 miles of new single-circuit 138 kV line to facilitate a new interconnection for the Santa Cruz County service area. A general location map of the Applicant's proposed route, described herein, is set forth below.

The Project is proposed to originate at the existing Vail Substation operated by Tucson Electric Power Company ("TEP"), in T.16S., R.15E., Section 4 near Interstate 10 and Rita Road within the City of Tucson. A new line will extend approximately 4 to 5.5 miles, depending on the selected route, southwesterly to connect with the existing UNS Electric transmission line. The existing transmission line is currently operating at 115 kV, but was designed to operate at 138 kV. It will remain as presently constructed from that connection approximately 26 to 28 miles south to the Kantor Substation near Tubac (per Line Siting Case No. 78 approved in Decision No. 56097). Upon the Project's completion, that existing line will operate at 138 kV.

From Kantor Substation the existing 115 KV line will be rebuilt on steel monopoles and as a 138 KV transmission line:

- for approximately 13.4 to 14.9 miles from the Kantor Substation southerly to the Cañez Substation;
- for approximately 3.3 to 3.6 miles from the Canez Substation southerly to the Sonoita Substation; and
- for approximately 8.3 to 10.1 miles from the Sonoita Substation southerly to the Valencia Substation in Nogales.

Both preferred and alternative alignments for the rebuild portions and the 4 to 5.5 mile new portion from the Vail Substation for the Project have been submitted by the Applicant.

More complete maps, along with more detailed textual descriptions of the proposed route are available in the Application and on the Applicant's website. The Application that includes detailed maps of the proposed Project is on file with the Docket Control Center of the Arizona Corporation Commission, 1200 West Washington Street, Suite 108, Phoenix Arizona, 85007, and 400 West Congress Street, Suite 221, Tucson, Arizona 85701 in addition to the three locations above.

The Committee may conduct a tour of the Project area and the proposed routes – most likely to occur on June 3, 2009 starting at 8:30 a.m. If a tour is conducted, a map and itinerary for the tour will be available at the hearings. Members of the public may follow the Committee in their own private vehicles. During the tour, the Committee may hear brief testimony at stops on the tour from one or more witnesses concerning where the stops are located, what is visible at the stops and the relevance of the location and view to the proposed routes of the transmission

1 line in the Application. No other discussion or deliberation concerning the
Application will occur. A court reporter will transcribe any testimony taken on the
tour.

2
3 Depending on the issues raised and the number of intervenors appearing during the
hearing, the Committee may deem it appropriate at some point to recess the hearing
4 to a time and place to be announced during the hearing, or to be determined after
the recess, at which time and place the hearing will be resumed. These dates and
5 places will be posted on the Project and ACC websites. At the discretion of the
Committee, such resumed hearings may be held at a date, time and place
6 designated by the Committee or its Chairman.

7 **NOTE: NOTICE OF SUCH RESUMED HEARING WILL BE GIVEN;
PUBLISHED NOTICE OF SUCH RESUMED HEARING IS NOT
8 REQUIRED.**

9 Each county and municipal government and state agency interested in the proposed
Project and desiring to become a party in the proceeding must file with the Arizona
10 Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007,
a notice of its intent to be a party. That notice must be filed not less than ten (10)
11 days before the date set for hearing.

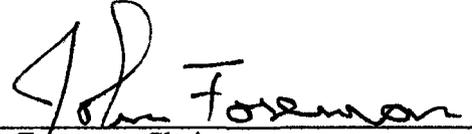
12 Any domestic, non-profit corporation or association, formed in whole or in part to
promote conservation or natural beauty, to protect the environment, personal health
13 or other biological values, to preserve historical sites, to promote customer
interests, to represent commercial and industrial groups, or to promote the orderly
14 development of the area in which the Project is to be located and desiring to
become a party to the certification proceedings must file with the Arizona
15 Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007,
notice of its intent to be a party. That notice must be filed not less than ten (10)
16 days before the date set for hearing.

17 The Committee or its Chairman, at any time deemed appropriate, may make other
persons parties to the proceeding.

18 Any person may make a limited appearance at a hearing by filing a statement in
writing with the Arizona Corporation Commission, 1200 West Washington Street,
19 Phoenix, Arizona 85007, not less than five (5) days before a date set for hearing. A
person making a limited appearance shall not be a party or have the right to present
20 testimony or cross-examine witnesses.

21 This proceeding is governed by Arizona Revised Statutes (A.R.S.) §§ 40-360 to 40-
360.13 and Arizona Administrative Code R14-3-201 to R14-3-219. No substantive
22 communication, not in the public record, may be made to any member of the
Committee. The written decision of the Committee will be submitted to the Arizona
23 Corporation Commission pursuant to A.R.S. § 40-360.07. Any person intending to
be a party before the Arizona Corporation Commission must be a party to the
24 certification proceedings before the Committee.

ORDERED this 23^d day of April, 2009.



John Foreman, Chairman
ARIZONA POWER PLANT AND TRANSMISSION
LINE SITING COMMITTEE
Assistant Attorney General

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

