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**ORIGINAL**

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**BEFORE THE ARIZONA POWER PLANT AND TRANSMISSION LINE SITING COMMITTEE**

AZ CORP COMMISSION  
DOCKET CONTROL

Docket No. L-00000B-15-0059-00170

Case No. 170

**SALT RIVER PROJECT  
AGRICULTURAL  
IMPROVEMENT AND POWER  
DISTRICT'S NOTICE OF FILING  
ITS PROPOSED CERTIFICATE  
OF ENVIRONMENTAL  
COMPATIBILITY**

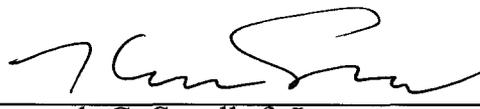
IN THE MATTER OF THE APPLICATION OF SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT, IN CONFORMANCE WITH THE REQUIREMENTS OF ARIZONA REVISED STATUTES, SECTIONS 40-360, et seq., FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AUTHORIZING THE PRICE ROAD CORRIDOR PROJECT, NON-GILA RIVER INDIAN COMMUNITY PORTION LOCATED IN THE CITY OF CHANDLER, ARIZONA OR WITHIN MARICOPA COUNTY.

Pursuant to the Procedural Order entered in this matter on March 5, 2015, Salt River Project Agricultural Improvement and Power District (SRP) is filing its proposed Certificate of Environmental Compatibility, attached as Exhibit A. An electronic copy of the proposed Certificate of Environmental Compatibility will be emailed to Chairman Foreman in Microsoft© Word format this date.

DATED this 25<sup>th</sup> day of March, 2015.

**ORIGINAL**

JENNINGS, STROUSS & SALMON, P.L.C.

By   
Kenneth C. Sundlof, Jr.  
One East Washington Street, Suite 1900  
Phoenix, Arizona 85004-2554

Arizona Corporation Commission  
**DOCKETED**

MAR 25 2015

DOCKETED BY 

AND

Robert Taylor  
Salt River Project Agricultural Improvement  
and Power District, PAB 221  
Regulatory Policy  
P. O. Box 52025  
Phoenix, AZ 85072-2025

1 **ORIGINAL and twenty-five (25) copies**  
2 **of the foregoing filed this 25<sup>th</sup> day of**  
3 **March, 2015, with:**

4 Arizona Corporation Commission  
5 Hearing Division – Docket Control  
6 1200 W. Washington Street  
7 Phoenix, Arizona 85007

8 **COPY of the foregoing hand-delivered**  
9 **this 24<sup>th</sup> day of March, 2015, to:**

10 John Foreman  
11 Arizona Power Plant and Transmission Line  
12 Siting Committee  
13 OFFICE OF THE ARIZONA ATTORNEY GENERAL  
14 1275 W. Washington Street  
15 Phoenix, Arizona 85007  
16 [John.Foreman@azag.gov](mailto:John.Foreman@azag.gov)

17 **COPY of the foregoing sent via email**  
18 **or Federal Express this 24<sup>th</sup> day of March, 2015, to:**

19 Marta T. Hetzer  
20 COASH & COASH, INC.  
21 1802 N. 7th Street  
22 Phoenix, AZ 85006  
23 [mh@coashandcoash.com](mailto:mh@coashandcoash.com)

24 Patrick Black  
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4

5 By Michelle Maser  
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# **EXHIBIT A**



1	Lisa Williams	Designee for Director, Arizona Department of Water Resources
2	David L. Eberhart	Appointed Member
3	Mary Hamway	Appointed Member
4	Jeff McGuire	Appointed Member
5	Patricia Noland	Appointed Member
6	Jim Palmer	Appointed Member

7  
8 The Applicant was represented by Kenneth C. Sundlof, Jr. of the law firm of Jennings,  
9 Strouss & Salmon, P.L.C. and Robert R. Taylor of Salt River Project Agricultural Improvement  
10 and Power District. The following parties were granted intervention pursuant to A.R.S. § 40-  
11 360.05: City of Chandler, represented by Jeffrey W. Crockett of Brownstein Hyatt Farber Schreck  
12 LLP and Kay Bigelow of Chandler City Attorney's Office, Sun Lakes Community SRP Legal  
13 Fund, represented by Patrick Black of Fennemore Craig, P.C., and Wells Fargo Bank, N.A.,  
14 represented by Francis J. Slavin, Esq. of Francis J. Slavin, P.C.

15 At the conclusion of the hearings, the Committee, after considering the Application, the  
16 evidence, testimony and exhibits presented by Applicant and all intervenors, and the comments of  
17 the public, and being advised of the legal requirements of A.R.S. §§ 40-360 to 40-360.13, upon  
18 motion duly made and seconded, voted \_\_\_\_ to \_\_\_\_ to grant the Applicant this Certificate of  
19 Environmental Compatibility (Case No. 170) for construction of the Project.

20 The Project as approved consists of approximately 3.5 miles of new 230kiloVolt ("kV")  
21 transmission from the Schrader Substation to the Gila River Indian Community boundary that is  
22 adjacent to Hunt Highway as well as two new substations, RS-27 and RS-28, and associated  
23 transmission. All Project components are located in the City of Chandler, Arizona or within  
24 Maricopa County. A general location map of the Project is set forth in **Exhibit A**.

25 The first Project component is a new single-circuit 230kV transmission line that will  
26 originate at the Schrader Substation, located approximately ½ mile east of Arizona Avenue and  
27 south of Ocotillo Road in Section 22, Township 2 South, Range 5 East. The line will travel south

1 for 1.84 miles along the Union Pacific Railroad (“UPRR”) and an existing 69kV transmission line  
2 ROW to Riggs Road. The line will continue to follow the UPRR south for another 1.06 miles to  
3 the Gila River Indian Community boundary adjacent to Hunt Highway.

4 The second Project component is a new RS-28 Substation and associated transmission.  
5 The RS-28 Substation will be located adjacent to the existing Hoopes 69kV Substation on  
6 approximately seven acres of land on Intel property, west of Dobson Road and north of the  
7 Chandler Heights Road alignment, in Section 19, Township 2 South, Range 5 East. A new single-  
8 circuit 230kV line and a new double-circuit 230kV line from the Gila River Indian Community  
9 boundary at Old Price Road and north of Chandler Heights Road will travel east and north for  
10 approximately 0.47 miles to connect to the new RS-28 Substation.

11 The final component of the Project is a new substation and any necessary transmission into  
12 the substation to be located on approximately 38 acres of private land, adjacent to the tribal  
13 boundary east of Old Price Road and south of Germann Road, in Section 7, Township 2 South,  
14 Range 5 East. When constructed, the substation will require approximately 23 acres.

15 The typical transmission structure heights will be in the range of 120 to 160 feet but will  
16 not exceed 199 feet and will occupy a ROW width of 70 feet for a single-circuit line and 80 feet  
17 for a double-circuit line. The ROW will be located within a corridor width of 300-500 feet  
18 centered on the centerline of each identified linear feature that the alignment follows.

### 19 CONDITIONS

20 This Certificate is granted upon the following conditions:

- 21 1. The Applicant shall comply with all existing applicable statutes, ordinances, master  
22 plans and regulations of any governmental entity having jurisdiction during the  
23 construction of the Project – including the United States, the State of Arizona, City of  
24 Chandler or Maricopa County. [Case No. 168, modified]
- 25 2. The Applicant shall make every reasonable effort to identify and correct, on a case-  
26 specific basis, all complaints of interference with radio or television signals from  
27 operation of the transmission line addressed in this Certificate. The Applicant shall

1 maintain written records for a period of five years of all complaints of radio or  
2 television interference attributable to operation, together with the corrective action  
3 taken in response to each complaint. All complaints shall be recorded to include  
4 notations on the corrective action taken. Complaints not leading to a specific action or  
5 for which there was no resolution shall be noted and explained. Upon request, the  
6 written records shall be provided to the Staff of the Commission. [Case No. 169]

- 7 3. If any archaeological site, paleontological site, historical site or an object that is at least  
8 fifty years old is discovered on state, county or municipal land during the construction  
9 of the Project, the Applicant or its representative in charge shall promptly report the  
10 discovery to the Director of the Arizona State Museum, and in consultation with the  
11 Director, shall immediately take all reasonable steps to secure and maintain the  
12 preservation of the discovery, pursuant to A.R.S. § 41-844. [Case No. 167, modified]
- 13 4. If human remains and/or funerary objects are encountered on private land during the  
14 course of any ground-disturbing activities related to the construction of the Project,  
15 Applicant shall cease work on the affected area of the Project and notify the Director of  
16 the Arizona State Museum as required by A.R.S. § 41-865. [Case No. 169]
- 17 5. Applicant shall comply with the notice and salvage requirements of the Arizona Native  
18 Plant Law (A.R.S. §§ 3-901 *et seq.*) and shall, to the extent feasible, minimize the  
19 destruction of protected native plants during Project construction. [Case No. 169]
- 20 6. This authorization to construct the Project shall expire twenty (20) years from the date  
21 the Certificate is approved by the Arizona Corporation Commission (the  
22 "Commission"). However, prior to expiration, the Applicant may request that the  
23 Commission extend this time limitation. [Case No. 169, modified]
- 24 7. Applicant, or its assignee(s), shall design the transmission lines to incorporate  
25 reasonable measures to minimize impacts to raptors. [Case No. 169]
- 26 8. Applicant, or its assignee(s), shall use non-specular conductor and non-reflective  
27 surfaces for the Project's transmission line structures. [Case No. 169]

- 1 9. Before construction on this Project may commence, the Applicant shall file a  
2 construction mitigation and restoration plan (“Plan”) with ACC Docket Control.  
3 Where practicable, the Plan shall specify that the Applicant use existing roads for  
4 construction and access, minimize impacts to wildlife, minimize vegetation disturbance  
5 outside of the Project right-of-way, and re-vegetate, unless re-vegetation is waived by  
6 the landowner, native areas following construction disturbance. [Case No. 166,  
7 **modified**]
- 8 10. The Applicant shall provide copies of this Certificate to the City of Chandler, Maricopa  
9 County, the State Historic Preservation Office, and the Arizona Game and Fish  
10 Department. [Case No. 168, modified]
- 11 11. Applicant will follow the most current Western Electricity Coordinating Council/North  
12 American Electric Reliability Corporation planning standards, as approved by the  
13 Federal Energy Regulatory Commission, and National Electrical Safety Code  
14 construction standards. [Case No. 169]
- 15 12. The Applicant shall submit a compliance-certification letter annually, identifying  
16 progress made with respect to each condition contained in the Certificate, including  
17 which conditions have been met. Each letter shall be submitted to the Arizona  
18 Corporation Commission Docket Control commencing on June 1, 2016. Attached to  
19 each certification letter shall be documentation explaining how compliance with each  
20 condition was achieved. Copies of each letter, along with the corresponding  
21 documentation, shall be submitted to the Arizona Attorney General and the Governor’s  
22 Office of Energy Policy. The requirement for the compliance certification letter shall  
23 expire on the date the Project is placed into operation. [Case No. 169]
- 24 13. Any transfer of assignment of this Certificate shall require the assignee or successor to  
25 assume all responsibilities of the Applicant listed in this Certificate and its conditions  
26 in writing as required by A.R.S. § 40-360.08(A) and R14-3-213(F) of the Arizona  
27 Administrative Code. [Case No. 169]

1 14. In the event that the Project requires an extension of the term of this Certificate prior to  
2 completion of construction, the Applicant shall use reasonable means to notify all  
3 landowners and residents within a half-mile radius of the area of the proposed change,  
4 all persons who made public comment at this proceeding who provided a mailing  
5 address, and all parties to this proceeding of the request and the date, time and place of  
6 the hearing during which the Commission will consider the request for extension.

7 **[Case No. 169, modified]**

8 15. Before construction commences on the Project, Applicant shall provide known  
9 homebuilders and developers who are building upon or developing land within a half-  
10 mile of the Project with a written description of the Project. The written description  
11 shall identify the location of the Project and contain a pictorial depiction of the Project.  
12 Applicant shall also encourage the developers and homebuilders to include this  
13 information in their disclosure statements. **[Case No. 169]**

14 16. Within 120 days of the Commission decision approving this Certificate, Applicant will  
15 post signs in or near public rights-of-way giving notice of the Project corridor to the  
16 extent authorized by law. The Applicant shall place such signs in prominent locations  
17 at reasonable intervals so that the public is notified along the full length of the Project  
18 until the transmission structures are constructed. To the extent practicable, within 45  
19 days of securing easement or right-of-way for the Project, the Applicant shall erect and  
20 maintain signs providing public notice that the property is the site of a future  
21 transmission line or substation. Such signage shall be no smaller than a normal  
22 roadway sign. The signs shall advise:

23 (a) That the site has been approved for the construction of Project facilities;

24 (b) The expected date of completion of the Project facilities;

25 (c) A phone number for public information regarding the Project;

26 (d) The name of the Project

27 (e) The name of the Applicant; and

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- (f) The website of the Project. [Case No. 165]
- 17. Within one hundred twenty (120) days of the Commission decision granting this Certificate, the Applicant shall make good faith efforts to commence discussions with private landowners, on whose property the Project corridor is located, to identify the specific location for the Project's right-of-way and placement of poles. [Case No. 165]
- 18. The Applicant will pursue reasonable efforts to work with private landowners on whose property the Project right-of-way will be located, to mitigate the impacts of the location, construction, and operation of the Project on private land. [Case No. 165]
- 19. With respect to the Project, the Applicant shall participate in good faith in state and regional transmission study forums to coordinate transmission expansion plans related to the Project and to resolve transmission constraints in a timely manner. [Case No. 167]

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

- This Certificate incorporates the following findings of fact and conclusions of law:
- 1. The Project aids the state in meeting the need for an adequate, economical and reliable supply of electric power, consistent with the goal of working with landowners to minimize the impact of the power lines.
  - 2. The Project and the conditions placed on the Project in the CEC by the Committee effectively minimize the impact of the Project on the environment and ecology of the state.
  - 3. The Project is in the public interest because the Project's contribution to meeting the need for an adequate, economical and reliable supply of electric power outweighs the minimized impact of the Project on the environment and ecology of the state.

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DATED this \_\_\_\_ day of March, 2015.

**THE ARIZONA POWER PLANT AND  
TRANSMISSION LINE SITING COMMITTEE**

By \_\_\_\_\_  
Honorable John Foreman, Chairman

# EXHIBIT A

