

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

3 In the matter of the Application of Salt)
4 River Project Agricultural Improvement and)
5 Power District in conformance with the)
6 requirements of Arizona Revised Statutes) Case No. 105
7 Sections 40-360-03 and 40-360.06, for a) Docket No. L-00000B-00-0105-00000
8 Certificate of Environmental Compatibility)
9 authorizing the Expansion of its Santan)
10 Generating Station, located at the intersection) Decision No. _____
11 of Warner Road and Val Vista Drive,)
12 in Gilbert, Arizona, by adding 825 megawatts)
13 of new capacity in the form of three combined)
14 cycle natural gas units, and associated)
15 intraplant transmission lines.)
16 _____)

17 **CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY**

18 Pursuant to notice given as provided by law, the Arizona Power Plant and
19 Transmission Line Siting Committee (the "Committee") held public hearings at the
20 Dobson Ranch Inn, 1644 South Dobson Road, Mesa, Arizona, on September 14, 2000,
21 and various days following, in conformance with the requirements of Arizona Revised
22 Statutes section 40-360 *et seq.*, for the purpose of receiving evidence and deliberating
23 on the Application of Salt River Project Agricultural Improvement and Power District
24 ("Applicant") for a Certificate of Environmental Compatibility in the above-captioned
25 case (the "Application").

The following members or designees of members of the Committee were present
for the hearing on the Application:

Paul A. Bullis Chairman, Designee for Arizona Attorney General Janet Napolitano

Steve Olea Designee of Chairman of the Arizona Corporation Commission

1	Richard Tobin	Designee for the Arizona Department of Environmental Quality
2		
3	Dennis Sundie	Designee for the Director of the Department of Water Resources
4		
5	Mark McWhirter	Designee for the Director of the Energy Office of the Arizona Department of Commerce
6		
7	George Campbell	Appointed Member
8	Jeff Mcguire	Appointed Member
9	A. Wayne Smith	Appointed Member
10	Sandie Smith	Appointed Member
11	Mike Whalen	Appointed Member

11 The Applicant was represented by Kenneth C. Sundlof, Jr., Jennings, Strouss &
12 Salmon PLC. There were seventeen intervenors: Arizona Utilities Investor Association,
13 by Ray Heyman; Arizona Corporation Commission Staff, by Janice Alward; Arizona
14 Center for Law in the Public Interest, by Timothy Hogan, Mark Kwiat, Elisa Warner,
15 David Lundgreen, Cathy LaTona, Sarretta Parrault, Mark Sequeira, Cathy Lopez,
16 Michael Apergis, Marshal Green, Charlie Henson, Jennifer Duffany, Christopher
17 Labban, Bruce Jones and Dale Borger. There were a number of limited appearances.

18 The Arizona Corporation Commission has considered the grant by the Power
19 Plant and Line Siting Committee of a Certificate of Environmental Compatibility to SRP
20 and finds that the provisions of A.R.S. §40-360.06 have complied with, and, in addition,
21 that documentary evidence was presented regarding the need for the Santan Expansion
22 Project. Credible testimony was presented concerning the local generation deficiency in
23 Arizona and the need to locate additional generation within the East Valley in order to
24 minimize transmission constraints and ensure reliability of the transmission grid. The
25 evidence included a study that assessed the needs of the East Valley. The analysis

1 found that the East Valley peak load currently exceeds the East Valley import capability
2 and within the next 5 years the East Valley load will exceed the load serving capability.

3 Additional testimony was presented regarding SRP's projected annual 3.7% load
4 growth in its service territory. By 2008, SRP will need approximately 2700 MW to meet
5 its load. This local generation plant will have power available during peak periods for
6 use by SRP customers.

7 At the conclusion of the hearing and deliberations, the Committee, having
8 received and considered the Application, the appearance of Applicant and all
9 intervenors, the evidence, testimony and exhibits presented by Applicant and all
10 intervenors, the comments made by persons making limited appearances and the
11 comments of the public, and being advised of the legal requirements of Arizona Revised
12 Statutes Sections 40-360 to 40-360.13, upon motion duly made and seconded, voted to
13 grant Applicant the following Certificate of Environmental Compatibility (Case No. L-
14 00000B-00-0105):

15 Applicant and its assignees are granted a Certificate of Environmental
16 Compatibility authorizing the construction of an 825 megawatt generating facility
17 consisting of three combined cycle units with a total net output of 825 megawatts
18 together with related infrastructure and appurtenances, in the Town of Gilbert, on
19 Applicant's existing Santan Generating Station site, and related switchyard and
20 transmission connections, as more specifically described in the Application (collectively,
21 the "Project"). Applicant is granted flexibility to construct the units in phases, with
22 different steam turbine configurations, and with different transmission connection
23 configurations, so long as the construction meets the general parameters set forth in the
24 application.
25

1 This certificate is granted upon the following conditions:

- 2 1. Applicant shall comply with all existing applicable air and water pollution
3 control standards and regulations, and with all existing applicable
4 ordinances, master plans and regulations of the State of Arizona, the
5 Town of Gilbert, the County of Maricopa, the United States, and any other
6 governmental entities having jurisdiction.

7 ***Status ~ While SRP has operated the plant in compliance with all
8 substantive requirements of its air quality operating permit with
9 Maricopa County, EPA issued a Notice of Violation (NOV) alleging that
10 the County permit was invalid on procedural grounds relating to the
11 County's ability to issue SRP a minor permit revision for offsets and the
12 lack of County rule-making on offsets. SRP and EPA are trying to
13 resolve this issue at an administrative order level. EPA is now in the
14 process of approving the new County rule for offsets. Under the new
15 County PM10 offset rule, SRP will not be required to obtain additional
16 PM10 offsets for Santan to conform to the new rule.***

- 17 2. This authorization to construct the Project will expire five (5) years from
18 the date the Certificate is approved by the Arizona Corporation
19 Commission unless construction of the Project is completed to the point
20 that the project is capable of operating at its rated capacity; provided,
21 however, that Applicant shall have the right to apply to the Arizona
22 Corporation Commission for an extension of this time limitation.

23 ***Status ~ Unit 6 was declared in commercial operation on March 1, 2006.
24 Previously, Unit 5 (the 2-on-1 units) began commercial operation on
25 April 1, 2005. With the completion of Unit 6, the Santan Expansion
Project is complete. SRP constructed the Project within the five year
timeframe and has satisfied this condition of the CEC.***

- 26 3. Applicant's project has two (2) approved transmission lines emanating
27 from its power plant's transmission switchyard and interconnecting with
28 the existing transmission system. This plant interconnection must satisfy
29 the single contingency criteria (N-1) without reliance on remedial action
30 such as a generator unit tripping or load shedding.

31 ***Status ~ SRP has completed the activity required by this condition.***

- 32 4. Applicant shall use reasonable efforts to remain a member of WSCC, or
33 its successor, and shall file a copy of its WSCC Reliability Criteria
34 Agreement or Reliability Management System (RMS) Generator
35 Agreement with the Commission.

36 ***Status ~ SRP is currently a member of the WECC, the successor to the
37 WSCC, and plans to continue its membership with the WECC.***

- 1 5. Applicant shall use reasonable efforts to remain a member of the
2 Southwest Reserve Sharing Group, or its successor.

3 ***Status ~ SRP is currently a member of the Southwest Reserve Sharing
4 Group and plans to continue its membership.***

- 5 6. Applicant shall meet all applicable requirements for groundwater set forth
6 in the Third Management Plan for the Phoenix Active Management Area.

7 ***Status ~ SRP is in compliance with all requirements for groundwater, as
8 set forth in the Third Management Plan for the Phoenix Active
9 Management Area.***

- 10 7. With respect to landscaping and screening measures, including the
11 improvements listed in the IGA, Applicant agrees to develop and
12 implement a public process consistent with the process chart (Exhibit 89)
13 presented during the hearings, modifying the dates in the IGA with the
14 Town of Gilbert, if necessary, to correspond with the schedule in Exhibit
15 89.

16 The new Community Working Group (CWG) will consist of 12 members,
17 selected as follows: one member selected by the Town of Gilbert, four
18 members selected by neighborhood homeowner associations, four
19 representatives selected by intervenors, and three members selected by
20 SRP (not part of the aforementioned groups) who were part of the original
21 community working group. Applicant and landscaping consultants shall
22 act as advisors to the CWG. CWG meetings shall be noticed to and be
23 open to the general public. The initial meeting shall take place on an
24 evening or weekend in the Town of Gilbert.

25 The objective of the CWG shall be to refine the landscaping and mitigation
concept plans submitted during these hearings (Exhibit 88). The CWG shall
work to achieve appropriate visual mitigation of plant facilities and to
facilitate the design and installation of the concept plan components so as to
maximize the positive impact on the community and to increase, wherever
possible, the values of the homes in the neighboring areas. The refinement
of the mitigation plans shall be reasonably consistent with the planning
criteria of the Town of Gilbert, the desires of neighboring homeowner
associations, and the reasonable needs of Applicant.

Applicant shall retain an independent facilitator, acceptable to the CWG, to
conduct the CWG meetings. It shall be the role of the facilitator to assist in
initial education and in conducting an orderly and productive process. The
facilitator may, if necessary, employ dispute resolution mechanisms.

The CWG shall also assist in establishing reasonable maintenance
schedules for landscaping of Applicant's plant site in public-view areas.

1 Applicant will develop with the Town of Gilbert a continuous fund, to be
2 administered by the Town of Gilbert, to provide for the construction and
3 maintenance of off-site landscaping in the areas depicted in the off-site
4 landscaping concepts as developed by the CWG in an amount sufficient to
5 fund the concepts in Exhibit 88 or concepts developed by the CWG,
6 whichever is greater.

7 **Status ~**

8 **Onsite Landscaping Program ~**

9 ***SRP has now completed all of the landscaping at the site. A new gate in
10 the northeast corner of the site will be installed prior to October 2007.***

11 ***The "Trails Area" (equestrian and bike trail) to the east of the power
12 plant is complete. SRP transferred ownership of the Trails Area to the
13 Town of Gilbert on September 13, 2005.***

14 **Home Owners' Association (HOA) Offsite Landscaping Program ~**

15 ***SRP has completed the initial funding for this program, providing a one-
16 time payment to eighteen (18) HOAs in the area for use in providing
17 additional landscaping to help mitigate views of the power plant.***

18 ***Under the program, SRP committed to making future annual payments
19 of \$49,884 to the HOAs for offsite landscaping maintenance for a period
20 of twenty (20) years, beginning in September 2004. In August 2006, SRP
21 submitted a check for its third annual maintenance payment of \$49,884
22 to the Town of Gilbert for disbursement to the 18 HOAs.***

23 **Individual County Landscaping Program ~**

24 ***SRP has completed this program.***

- 25 8. The visual mitigation efforts shall be in general compliance with the plans and concepts presented in these proceedings and constitute a commitment level by Applicant. Applicant will not reduce the overall level of mitigation as set forth in its Application and this proceeding, except as may be reasonably changed during the CWG process. The Town of Gilbert shall approve the plans agreed to by the CWG.

Status ~ SRP has satisfied the visual mitigation requirements as initially set forth in the Application and the proceeding and further refined and expanded during the CWG process. SRP's mitigation efforts also include the items specified in the SRP/Town of Gilbert Intergovernmental Agreement.

9. Applicant shall, where reasonable to do so, plant on site trees by the fall of 2001. Because planting of trees must await the improvement of Warner Road and the design and construction of berms, this condition will largely apply to trees on the East side of the site, and some of the trees on the North side. All landscaping will be installed prior to the installation of major

1 plant equipment such as, but not limited to, exhaust stacks, combustion
2 turbines, and heat recovery steam generators, except where delays are
reasonably necessary to facilitate construction activities.

3 **Status ~ As noted in condition 7, all of the landscaping work at the site**
4 **has been completed.**

- 5 10. Applicant shall operate the Project so that during normal operations the
6 Project shall not exceed the most restrictive of applicable (i) HUD residential
7 noise guidelines, (ii) EPA residential noise guidelines, or (iii) applicable City
8 of Tempe standards. Additionally, construction and operation of the facility
9 shall comply with OSHA worker safety noise standards. Applicant agrees
10 that it will use its best efforts to avoid during nighttime hours construction
11 activities that generate significant noise. Additionally, Applicant agrees to
12 comply with the standards set forth in the Gilbert Construction Noise
Ordinance, Ordinance No. 1245, during construction of the project. In no
13 case shall the operational noise level be more than 3 db above background
14 noise as of the noise study prepared for this application. The Applicant shall
15 also, to the extent reasonably practicable, refrain from venting between the
16 hours of 10:00 p.m. and 7:00 a.m.

17 **Status ~ SRP remains in compliance with all applicable noise guidelines**
18 **and standards. Throughout construction of the project, SRP took noise**
19 **readings at various locations along the plant boundary three times per**
20 **week to ensure compliance with noise guidelines and standards. SRP**
21 **also conducted additional noise testing during nighttime construction**
22 **activities, such as concrete pours.**

23 **Since Unit 5 began commercial operation on April 1, 2005, plant**
24 **personnel are conducting additional off-site noise testing at the sites**
25 **designated by the Santan Neighborhood Committee (SNC) on the north,**
east and south sides of the plant boundaries. The SNC committee is
responsible for establishing the locations, timing and frequency of the
off-site noise tests. For more information on the SNC, please refer to
condition 19.

11. Applicant will work with the Gilbert Unified School District to assist it in
converting as many as possible of its school bus fleet to green diesel or
other alternative fuel, as may be feasible and determined by Gilbert Unified
School District, and will contribute a minimum of \$330,000 to this effort.

Status ~ SRP has completed the activity required by this condition.

12. Applicant shall actively work with all interested Valley cities, including at a
minimum, Tempe, Mesa, Chandler, Queen Creek and Gilbert, to fund a
Major Investment Study through the Regional Public Transit Authority to
develop concepts and plans for commuter rail systems to serve the growing
population of the East Valley. Applicant will contribute a maximum of

1 \$400,000 to this effort.

2 ***Status ~ Phase 2 of the Gilbert Transportation Study (the Gilbert Bicycle***
3 ***& Pedestrian Plan) is complete. The Gilbert Transportation Study was***
4 ***developed to integrate with the Maricopa Association of Government's***
5 ***(MAG) Transit Study. The final Plan and Development Guidelines***
6 ***documents were submitted and accepted by the Town of Gilbert.***

7 ***Phase 3 of the Plan is to implement portions of the study by building***
8 ***bridges over key canal modal points for connectivity. The consulting***
9 ***firm of NFra was selected to design the bridges on behalf of the Town of***
10 ***Gilbert. The bridge design is in its final stages with proper clearances***
11 ***identified for maintenance purposes. Final award for bridge***
12 ***construction is expected by year end 2007.***

- 13 13. Within six months of approval of this Order by the Arizona Corporation
14 Commission, Applicant shall either relocate the gas metering facilities to the
15 interior of the plant site or construct a solid wall between the gas metering
16 facilities at the plant site and Warner Road. The wall shall be of such
17 strength and size as to deflect vehicular traffic (including a fully loaded
18 concrete truck) that may veer from Warner Road to the gas-metering site.

19 ***Status ~ SRP has completed the activity required by this condition.***

- 20 14. Applicant will use only SRP surface water, CAP water or effluent water for
21 cooling and power plant purposes. The water use for the plant will be
22 consistent with the water plan submitted in this proceeding and acceptable
23 to the Department of Water Resources. Applicant will work with the Town of
24 Gilbert to attempt to use available effluent water, where reasonably feasible.

25 ***Status ~ To date, SRP has delivered a total of 99,569 acre feet of CAP***
26 ***water to GRUSP. In addition, SRP has delivered 6,437 acre feet of CAP***
27 ***water to the New River - Agua Fria Underground Storage Project***
28 ***(NAUSP). Total CAP water delivered for storage is 106,006 acre feet.***
29 ***CAP water is stored for future use via recovery from any SRP owned***
30 ***wells (Association or District) and delivered to SEP from the Eastern***
31 ***Canal (or onsite District wells). SRP will continue to store CAP water in***
32 ***GRUSP and NAUSP through 2011 for recovery and use. To meet***
33 ***ongoing operational water demands, SEP continues to use SRP surface***
34 ***water and CAP water (both directly and via recovery of storage credits***
35 ***from SRP owned wells).***

- 36 15. Applicant agrees to comply with all applicable federal, state and local
37 regulations relative to storage and transportation of chemicals used at the
38 plant.

39 ***Status ~ SRP is in compliance with all applicable federal, state and local***
40 ***regulations relative to storage and transportation of chemicals used at***
41 ***the plant.***

1
2 16. Applicant agrees to maintain on file with the Town of Gilbert safety and
3 emergency plans relative to emergency conditions that may arise at the
4 plant site. On at least an annual basis Applicant shall review and update, if
5 necessary, the emergency plans. Copies of these plans will be made
6 available to the public and on Applicant's web site. Additionally Applicant
7 will cooperate with the Town of Gilbert to develop an emergency notification
8 plan and to provide information to community residents relative to potential
9 emergency situations arising from the plant or related facilities. Applicant
10 agrees to work with the Gilbert police and fire departments to jointly develop
11 on site and off-site evacuation plans, as may be reasonably appropriate.
12 This cooperative work and plan shall be completed prior to operation of the
13 plant expansion.

14
15 ***Status ~ SRP is in compliance with all safety standards including
16 secondary containment for bulk materials (chemicals) and development
17 of evacuation procedures for plant personnel. The plant's Emergency
18 Response/Contingency Plan is available on the Santan website.
19 Additionally, a detailed copy of the Emergency Response plan is available
20 at the Town of Gilbert Fire Department as well as with the State
21 Emergency Response Commission (SERC) and the Maricopa County
22 Local Emergency Planning Committee (LEPC).***

23 17. In obtaining air offsets required by EPA and Maricopa County, Applicant will
24 use its best efforts to obtain these offsets as close as practicable to the plant
25 site.

1 ***Status ~ SRP acquired emission reduction credits from the Phoenician
2 and Oak Canyon Manufacturing sufficient to satisfy the 72 ton VOC
3 offset requirement contained in the Santan air quality permit. In
4 addition, SRP, in cooperation with the Maricopa County Department of
5 Transportation (MCDOT), has obtained sufficient PM10 offsets for Units
6 5 and 6 by paving roads in the east valley, starting with roads closest to
7 the plant site.***

8 ***All required offsets have been met for the Santan Expansion Project.***

9 18. In order to reduce the possibility of generation shortages and the attendant
10 price volatility that California is now experiencing, SRP will operate the
11 facilities consistent with its obligation to serve its retail load and to maintain a
12 reliable transmission system within Arizona.

13 ***Status ~ SRP's first priority in operating its generating stations,
14 transmission system and distribution system is to safely supply a
15 reliable, low cost source of power to its retail customers. The Santan
16 Expansion Project will be operated in the same manner as current
17 resources and is a significant element in SRP's plans to avoid the kind
18 of price volatility that accompanied the California crisis.***

1 19. Beginning upon operation of the new units, Applicant will establish a citizens'
2 committee, elected by the CWG, to monitor air and noise compliance and
3 water quality reporting. Applicant will establish on-site air and noise
4 monitoring facilities to facilitate the process. Additionally Applicant shall
5 work with Maricopa County and the Arizona Department of Environmental
6 Quality to enhance monitoring in the vicinity of the plant site in a manner
7 acceptable to Maricopa County and the Arizona Department of
8 Environmental Quality. Results of air monitoring will be made reasonably
9 available to the public and to the citizens' committee. Applicant shall provide
10 on and off-site noise monitoring services (at least on a quarterly basis),
11 testing those locations suggested by the citizens' committee. The off-site air
12 monitoring plan shall be funded by the Applicant and be implemented before
13 operation of the plant expansion.

14 ***Status ~ The next meeting for the Santan Neighborhood Committee
15 (SNC) is being scheduled for the August/September 2007 timeframe.***

16 20. Applicant will explore, and deploy where reasonably practicable, the use of
17 available technologies to reduce the size of the steam plumes from the unit
18 cooling towers. This will be a continuing obligation throughout the life of the
19 plant.

20 ***Status ~ SRP explored the option of reduced plume cooling towers via
21 the specification and bidding process for this equipment but found the
22 limited availability, prohibitive cost and additional height requirements
23 of the plume abatement technology to supersede the potential benefits
24 at this time. SRP will continue to monitor cooling tower technology.***

25 21. SRP will, where practicable, work with El Paso Natural Gas Company to use
the railroad easements for the installation of the new El Paso gas line.

***Status ~ SRP completed the sale of the SEP lateral to El Paso Natural
Gas Company and Transwestern Pipeline Company.***

22 22. Other than the Santan/RS 18 lines currently under construction, Applicant
23 shall not construct additional Extra High Voltage transmission lines (115kV
24 and above) into or out of the Santan site, including the substation on the site.

25 ***Status ~ SRP will not construct additional Extra High Voltage
transmission lines (no new circuits 115kV and above) into or out of the
Santan site or substation on the site. However, some of the existing
circuits may be bundled in the future as required.***

26 23. Applicant will replace all Town of Gilbert existing street sweepers with
27 certified PM10 efficient equipment. A PM10 efficient street sweeper is a
28 street sweeper that has been certified by the South Coast Air Quality
29 Management District (California) to comply with the District's performance
30 standards under its Rule 1186 (which is the standard referenced by the

1 Maricopa Association of Governments).

2 **Status ~ SRP has completed the activity required by this condition.**

- 3 24. Applicant shall work in a cooperative effort with the Office of Environmental
4 Health of the Arizona Department of Health Services to enhance its
5 environmental efforts.

6 **Status ~ A representative of the Arizona Department of Health Services
7 serves on the Santan Neighborhood Committee. The representative's
8 role is to provide technical assistance and expertise to the citizens
9 committee mentioned in condition 19. Such assistance will cover air,
10 noise, and water quality issues.**

- 11 25. Applicant shall operate, improve and maintain the plant consistent with
12 applicable environmental regulations and requirements of the Environmental
13 Protection Agency, the Arizona Department of Environmental Quality,
14 Maricopa County and the Town of Gilbert.

15 **Status ~ SRP has an environmental management system (EMS)
16 designed to assure compliance with applicable laws and regulations.
17 The Santan Generating Station is integrated in the SRP EMS.
18 Procedures and Environmental Information Management Systems
19 (EIMS) have been modified to incorporate the new requirements
20 associated with the Santan Expansion Project. Plant personnel
21 responsible for meeting environmental compliance have received
22 training on the new requirements. SRP continues to implement its EMS
23 to ensure continued compliance with all applicable environmental
24 regulations and requirements.**

- 25 26. Applicant shall actively work in good faith with Maricopa County in its efforts
to establish appropriate standards relative to the use of distillate fuels in
Valley generating facilities.

Status ~ SRP has completed the activity required by this condition.

27. Applicant shall install continuous emission monitoring equipment on the new
units and will make available on its website emissions data from both the
existing and new units according to EPA standards. Applicant shall provide
information to the public on its website in order to assist the public in
interpreting the data, and provide viable information in a reasonable time
frame.

**Status ~ SRP has installed continuous emission monitoring equipment
on the new units. Information on the continuous emission monitoring
equipment and the emissions data is available on the website.**

28. Applicant will comply with the provisions of the Intergovernmental
Agreement dated April 25, 2000 between Applicant and the Town of Gilbert,

1 as modified pursuant to this Certificate.

2 **Status** ~ There are eight SRP obligations noted in the IGA, all of which
3 have been completed. A description of each obligation follows:

4 **Improvements to Warner Road and Val Vista Road** ~ These
5 improvements are complete.

6 **Screening of the Plant** ~ All of the screening is complete.

7 **Trail Extension** ~ In the "Trails Area" to the east of the power plant,
8 work is complete. The "Trails Area" includes a horse trail, unpaved
9 equestrian resting areas complete with benches for the horse's rider,
10 and a shared use path, surrounded by decorative masonry walls, path
11 lighting, and new plantings of trees and shrubs.

12 **Rerouting of Canal at Ray Road** ~ This canal modification is complete.

13 **Training Tower Removal** ~ This training tower was removed in the fall of
14 2000.

15 **Revegetation Along New RS 18 Line** ~ SRP has restored any vegetation
16 damaged or destroyed along the RS 18 line as a result of the
17 construction of the line.

18 **Dust Control Along Canals** ~ SRP is in compliance with applicable PM-
19 10 standards along SRP canal banks.

20 **Offsite Tree Planting** ~ The offsite landscaping programs are complete.
21 See Condition 7 status for more details.

- 22 29. During the proceeding neighbors to the plant site raise significant concern
23 about the impact of the plant expansion on residential property values. In
24 performing each of the conditions in this order Applicant, in conjunction
25 where applicable, with the Town of Gilbert and the plant site neighbors, shall
consider and attempt to maximize the positive effect of its activities on the
values of the homes in the surrounding neighborhoods.

Status ~ SRP has invested \$20 million in community and site
improvements, including extensive landscaping to ensure compatibility
with the community. Conditions 7, 9 and 28 address SRP's
comprehensive landscaping plan that was developed by SRP's
landscape architect and approved by the CWG. All of the landscaping
at the project site has been completed and funding for off-site
landscaping has been completed as well. The landscaping provides
attractive features and was designed to maximize the positive effect on
the surrounding neighborhoods.

30. Applicant shall construct the auxiliary boiler stack at such height as may be
determined by air modeling requirements. Applicant shall situate the

1 auxiliary boiler stack so that it is not visible from off the plant site.

2 **Status ~ This condition is no longer applicable as SRP has decided not**
3 **to use an auxiliary boiler so no auxiliary boiler stack will be necessary.**

- 4 31. Applicant will construct the heat recovery steam generators (“HRSG”)
5 approximately 15 feet below grade and will construct the HRSGs so that the
6 overall height of the HRSG module from the natural grade is no more than
7 80 feet.

8 **Status ~ SRP has completed the activity required by this condition.**

- 9 32. Applicant will complete the installation of the dry low NOX burners on the
10 existing units prior to the construction of the new units.

11 **Status ~ SRP has completed the activity required by this condition.**

- 12 33. Applicant shall not transfer this Certificate to any other entity for a period of
13 20 years from the date of approval by the Corporation Commission, other
14 than as part of a financing transaction where operational responsibilities will
15 remain with Applicant, and where Applicant will continue to operate the plant
16 in accordance with this Certificate.

17 **Status ~ SRP has no plans to transfer this Certificate to another entity.**

- 18 34. Applicant shall post on its website, when its air quality permit application is
19 submitted to the Maricopa County Environmental Services Department.
20 Also, Applicant shall post on its website any official notice that may be
21 required to be posted in newspapers for its air quality permit application.

22 **Status ~ SRP has completed the activity required by this condition.**

23 GRANTED this ____ day of February, 2001

24 ARIZONA POWER PLANT AND TRANSMISSION
25 LINE SITING COMMITTEE

By Paul A. Bullis
Its Chairman

1
2 **BEFORE THE ARIZONA CORPORATION COMMISSION**
3

4 In the matter of the Application of Salt)
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of Warner Road and Val Vista Drive,)
in Gilbert, Arizona, by adding 825 megawatts)
of new capacity in the form of three combined)
cycle natural gas units, and associated)
intraplant transmission lines.)

12 The Arizona Corporation Commission (Commission) has conducted its review, as
13 prescribed by A.R.S. §40-360.07. Pursuant to A.R.S. §40-360.07(B), the Commission,
14 in compliance with A.R.S. §40-360.06, and in balancing the broad public interest, the
15 need for an adequate, economical and reliable supply of electric power with the desire
16 to minimize the effect thereof on the environment and ecology of the state;

17 The Commission finds and concludes that the Certificate of Environmental
18 Compatibility should be granted upon the additional and modified conditions stated
19 herein.

- 20 35. The Santan Expansion Project shall be required to meet the Lowest
21 Achievable Emission rate (LAER) for Carbon Monoxide (CO), Nitrogen
22 Oxides (Nox), Volatile Organic Carbons (VOCs), and particulate Matter
23 less than ten micron in aerodynamic diameter (PM10). The Santan
Expansion Project shall be required to submit an air quality permit
application requesting this LAER to the Maricopa County Environmental
Services Department.

24 ***Status ~ On February 10, 2003 the Maricopa County Environmental***
25 ***Services Department issued an air quality permit for the Santan***
Expansion Project. The air permit mandates the following Lowest
Achievable Emission Rates (LAER):

- CO – 2 ppm w/o duct firing; 2 ppm w/ duct firing
- NOx – 2 ppm w/o duct firing; 2 ppm w/ duct firing
- VOC – 1 ppm w/o duct firing; 2 ppm w/ duct firing
- PM10 - .01 lb/mmBtu

36. Due to the plant's location in a non-attainment area, the Applicant shall not use diesel fuel in the operation of any combustion turbine or heat recovery steam generator located at the plant.

Status ~ Since the issuance of the ACC order for the SEP Certificate of Environmental Compatibility, SRP has not burned diesel fuel in the existing Santan generating units. The new generating units associated with the SEP do not have diesel fuel-burning capability.

On March 3, 2004, the Maricopa County Environmental Services Department issued a revision to SRP's air quality permit to allow for the use of ultra low sulfur fuel as an emergency fuel in the existing units. The conditions in the air quality permit are identical to the requirements for emergency fuels contained in Maricopa County's new air quality rule for existing power plants (Rule 322), with the exception of the requirement that SRP use ultra low sulfur fuel rather than low sulfur fuel. In addition, the revised air permit includes a separate condition stating that SRP cannot use the fuel unless previously authorized by the ACC. SRP will continue to fully comply with Condition 36 of the CEC that prohibits the use of diesel fuel in any Santan unit unless amended by the ACC on an emergency basis at some future time.

37. In obtaining emissions reductions related to Carbon Monoxide (CO) emissions, Applicant shall, where technologically feasible, obtain those emission reductions onsite to the Santan Expansion Project.

Status ~ SRP has completed the activity required by this condition.

38. Beginning upon commercial operation of the new units, Applicant shall conduct a review of the Santan Generating facility operations and equipment every five years and shall, within 120 days of completing such review, file with the Commission and all parties in this docket, a report listing all improvements which would reduce plant emissions and the costs associated with each potential improvement. Commission Staff shall review the report and issue its findings on the report, which will include an economic feasibility study, to the Commission within 60 days of receipt. Applicant shall install said improvements within 24 months of filing the review with the Commission, absent an order from the Commission directing otherwise.

Status ~ SRP will comply with the requirement for a review of technology that will reduce plant emissions every 5 years after commercial operation of the new units and will report such findings to the Commission and all parties in this docket.

1
2 39. Applicant shall provide \$20,000 to the Pipeline Safety Revolving Fund on
3 an annual basis, thus improving the overall safety of pipelines throughout
4 the State of Arizona.

5 ***Status ~ In March 2007, a check for \$20,000 was sent to the Arizona
6 Corporation Commission, for deposit in the Pipeline Safety Revolving
7 Fund. This check satisfies compliance with this condition for the year
8 ending April 30, 2007. Subsequent checks will be distributed in the
9 March/April timeframe each year.***

10 40. Where feasible, Applicant shall strive to incorporate local and in-state
11 contractors in the construction of the three new generation units for the
12 expansion project.

13 ***Status ~ Every effort was made to incorporate local contractors for this
14 project. Over one hundred-eleven local or in-state contractors were
15 used on this project.***

16 41. Applicant shall construct a 10-foot high block wall surrounding the
17 perimeter of the Santan plant, and appropriately landscape the area
18 consistent with the surrounding neighborhood, unless otherwise agreed to
19 by the Salt River Project and the Citizens Working Group.

20 ***Status ~ SRP has completed the activity required by this condition.***

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**APPROVED AS AMENDED BY ORDER OF THE ARIZONA CORPORATION
COMMISSION**

Chairman

Commissioner

Commissioner

In Witness hereof, I, Brian C. McNeil,
Executive Secretary of the Arizona
Corporation Commission, set my hand
and cause the official seal of this
Commission to be affixed this ____ day
of _____, 2001.

By: _____
Brian C. McNeil
Executive Secretary

Dissent: _____