

1 BEFORE THE ARIZONA POWER PLANT AND
2 TRANSMISSION LINE SITING COMMITTEE
3

4 IN THE MATTER OF THE) DOCKET NO.
APPLICATION OF SALT RIVER) L-00000B-21-0322-00195
5 PROJECT AGRICULTURAL)
IMPROVEMENT AND POWER) LS CASE NO. 195
6 DISTRICT, IN CONFORMANCE WITH)
THE REQUIREMENTS OF ARIZONA)
7 REVISED STATUTES, SECTIONS)
40-360, et. seq., FOR A)
8 CERTIFICATE OF ENVIRONMENTAL)
COMPATIBILITY AUTHORIZING THE)
9 CONSTRUCTION OF AN OVERHEAD)
DOUBLE-CIRCUIT 230 KV)
10 TRANSMISSION LINE FROM THE)
EXISTING HENSHAW SUBSTATION TO)
11 INTEL'S OCOTILLO CAMPUS, A NEW)
RS-28 SUBSTATION TO BE)
12 CONSTRUCTED ON INTEL'S)
OCOTILLO CAMPUS, AND AN)
13 OVERHEAD TRANSITION CORRIDOR)
AT THE EXISTING SCHRADER)
14 SUBSTATION, ALL WITHIN THE)
CITY OF CHANDLER, MARICOPA)
15 COUNTY, ARIZONA.)
_____)

16
At: Chandler, Arizona
17 Date: November 10, 2021
Filed: November 16, 2021
18

19 REPORTER'S TRANSCRIPT OF PROCEEDINGS

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(Pages 374 through 434)

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1 BE IT REMEMBERED that the above-entitled and
2 numbered matter came on regularly to be heard before
3 the Arizona Power Plant and Transmission Line Siting
4 Committee at Hilton Phoenix Chandler, 2929 West Frye
5 Road, Chandler, Arizona, commencing at 9:06 a.m. on the
6 10th of November, 2021.

7

8

BEFORE: PAUL A. KATZ, Chairman

9

JACK HAENICHEN, Public Member
10 MARY HAMWAY, Cities and Towns
LEONARD DRAGO, Department of Environmental Quality
11 RICK GRINNELL, Counties
JIM PALMER, Agriculture
12 JOHN RIGGINS, Arizona Department of Water Resources
ZACHARY BRANUM, Arizona Corporation Commission
13 (Videoconference)
MARGARET "TOBY" LITTLE, Public Member
14 (Videoconference)

15

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1 CHMN. KATZ: We'll go on the record. I
2 believe, unless there's some matters we need to discuss
3 beforehand, the applicant, SRP, is going to present its
4 closing argument. And the City, as well as the
5 homeowners' representative counsel, may also contribute
6 any closing arguments they might wish to make in
7 support or otherwise.

8 So leaving it at that, Mr. Derstine, the
9 floor is yours.

10 MR. DERSTINE: All right. Thank you,
11 Mr. Chairman, Members of the Committee. Good morning
12 to those of you here in the hearing room, as well as
13 our Committee Members who are appearing virtually.

14 I'm going to start by just saying thank you.
15 Thank you to the Members of this Committee and to you,
16 Mr. Chairman, for your participation and your time on
17 this Committee. Thank you for your thoughtful
18 questions that drive this process and make us better in
19 terms of the applications that we present to you and
20 our presentation of the issues before the Committee.

21 I also want to thank our court reporter,
22 Ms. Blackwelder. We had some discussion yesterday
23 about the questions from the Commission about what goes
24 on in these proceedings, the social outreach and
25 engagement, and the record that we make here is very

1 important, important for the reason that if
2 Commissioners have questions about what goes on here
3 and what sort of things go on in terms of the -- before
4 we get to the hearing, they have this record to go to
5 and to look to. And so it is not easy to take down
6 everything that's said in this large hearing room and
7 to take down the questions from Committee Members who
8 are appearing virtually and witnesses who are appearing
9 virtually. And as always, Ms. Blackwelder has done an
10 amazing job, so thank you for that.

11 And thank you to the parties who
12 participated, the City of Chandler and the HOAs. I
13 think their involvement is important. We always look
14 for -- part of this process is getting third parties,
15 stakeholders, jurisdictions, residents engaged and
16 participating in the process, and, again, I think it
17 makes this process better.

18 In my opening I indicated that I was excited
19 and looking forward to presenting this case to you
20 because it's an important case, it's a unique case, and
21 it's a good case. It's an important case in that it
22 serves Intel's planned expansion, an expansion that
23 involves a billion dollars of investment, the largest
24 private sector investment in the state of Arizona,
25 drives economic development, the generation of

1 long-term, high-paying jobs both for new Intel
2 employees, but for other employees of other businesses
3 and contractors and the industry that supports Intel.
4 The expansion -- Intel's expansion increases Intel's
5 load beyond the capacity of the 69 kV system that
6 currently serves Intel, and that expansion drives the
7 need for this project, that is, the need to connect
8 Intel to SRP's 230 kV system at both Henshaw and the
9 Schrader substations.

10 Beyond serving Intel, there are broader
11 system benefits to this project. And the testimony in
12 the record that you have is that by serving Intel with
13 a new 230 kV system, it creates more capacity on the
14 69 kV system that serves the energy-dense Price Road
15 corridor and allows for future growth and expansion
16 within the Price Road corridor. And the 230 -- this
17 new 230 system or project connects both Henshaw and
18 Schrader substation and creates liability benefits for
19 the broader SRP system, loops and connects Henshaw and
20 Schrader, so dramatically, importantly increasing the
21 reliability more broadly on the system not only to
22 Intel.

23 I mentioned in my opening that it's a unique
24 case, and it's unique really for two reasons. First
25 and foremost I think is the early collaboration between

1 SRP and the City of Chandler. You heard testimony not
2 only from SRP, but from the City on their early
3 collaboration and partnership in the planning of this
4 process and making the sometimes difficult decisions
5 about how to string new 230 kV lines across a community
6 that has a lot of residential development, people who
7 live there, homes, homeowners associations, and that
8 joint planning process was an important part of this
9 project.

10 The other thing that makes this case unique
11 is the decision by the City to cover the cost to
12 underground a large segment of the project, the leg
13 from the Schrader substation over to Intel that was
14 going to have to pass through residential
15 neighborhoods. The City stepped up and decided that it
16 would cover that cost differential to underground the
17 lines to get to Intel. The City didn't have to do
18 that, but it did, and that made a big difference for
19 this project.

20 In addition, Intel covered the cost to
21 underground the project along the railroad, something
22 that Intel didn't have to do, but decided to cover that
23 cost to address the concerns of the residents who live
24 on either side of the railroad. And the testimony you
25 heard was that that project was -- or, that segment of

1 the project was planned to be overhead construction.
2 We were going to double-circuit -- or, string the
3 circuit with the existing 69 kV line that's along the
4 railroad today. But those residents had concerns about
5 taller structures along the railroad, and Intel decided
6 to cover that cost.

7 So as I mentioned, this Committee has heard a
8 number of projects involving new 230 kV lines to serve
9 high-load customers for other applicants. I think what
10 makes this case unique is that large segments of this
11 project are going underground as a result of the
12 decisions by the City and Intel to cover that cost.

13 The project components, as we talked about,
14 are really three. We've got the 230 kV lines that are
15 running from the Henshaw substation to the Intel
16 campus. There's portions of that -- that leg from
17 Henshaw to Intel is largely overhead. There's a
18 segment of that that goes underground when it moves
19 onto the Intel campus. So it's a combination of
20 overhead and underground.

21 The other component or leg of the project is
22 the separate 230 kV lines that are coming from Schrader
23 and have to make their way over to the Intel campus.
24 That project -- that segment of the project is largely
25 underground, and only those components within what

1 we've referred to as the Schrader overhead transition
2 corridor will be overhead. And frankly, there's very
3 little that's involved in overhead construction. The
4 testimony you heard from Mr. Heim was that, at least as
5 to the first circuit, that's going to go from that bus,
6 that open bay, immediately to a riser structure and go
7 underground, and it will make its way underground along
8 the railroad, down Chandler Heights, and make its way
9 through the neighborhood onto the Intel campus.

10 As to the second circuit, that's the circuit
11 that would be co-located with an existing 230 kV line
12 and make its way over to the railroad, where it will go
13 underground and follow the same route as the first
14 circuit.

15 And then you have the RS-28 substation on the
16 Intel campus.

17 Those are the project components, a
18 combination of overhead and underground. But as we
19 noted and presented testimony to you, the Committee is
20 considering simply the overhead components or what
21 we're referring to as the CEC project components.
22 That's the double-circuit 230 kV lines from Henshaw
23 when they make their way to Intel, it's the overhead
24 components within the Schrader overhead transition
25 corridor, and then it's the RS-28 substation over which

1 this Committee has jurisdiction and will be considering
2 in your deliberations over the CEC.

3 In my opening I mentioned I thought this was
4 a good case. I think what makes it good is that it's
5 environmentally compatible. It balances the need for
6 this project it serves -- the need to serve Intel with
7 the -- satisfies Intel's load requirements with the
8 power quality and the reliability that Intel needs for
9 its manufacturing operations and its expansion of its
10 manufacturing operations, while at the same time
11 minimizing the impacts on the surrounding area, the
12 neighborhoods, and the businesses within outside of the
13 Intel campus. There's no impact to existing or future
14 land use. There's no impact to endangered plants or
15 wildlife. There's limited visual impacts resulting
16 from the new overhead structures. There's no impacts
17 to cultural or recreational resources. And again, the
18 project is environmentally compatible.

19 It's also a good case from the perspective of
20 outreach and engagement. I think, as I mentioned, the
21 early planning and collaboration with the City was an
22 important first step. But then in terms of the
23 outreach campaign that SRP used to publicize both the
24 overhead and the underground components of the project
25 drove a significant amount of public engagement,

1 involvement, and it did what it was supposed to do. It
2 informed people about the project. It got the HOAs
3 involved along the railroad.

4 And we used a variety of channels and methods
5 for publicizing the project. Those included mailers,
6 e-mail, social media, a series of virtual -- both
7 virtual and live stream open houses, and press
8 releases, all used to publicize the project and this
9 hearing. And I think that outreach campaign was
10 successful.

11 That's the case. That's the testimony and
12 the record that you have before you. We're asking that
13 you grant us a CEC for this project, again, the
14 overhead components of the project, the CEC project
15 components as we've described them in the draft CEC.
16 We're asking that you approve the Schrader route
17 options that allow the project to travel east or west,
18 depending on what happens with obtaining the permit
19 from the railroad. Certainly our preferred route is to
20 place that underground out of Schrader to travel
21 underground along the railroad, but that depends on
22 whether the railroad is willing to grant us that
23 permit, and we've got a ways to go in that process. If
24 we're unable to do that, then we'd head out -- or, the
25 connections would go to the east and go underground

1 along the consolidated canal.

2 The CEC would also approve modification of
3 the CEC in Case 86 to allow double-circuiting of that
4 existing 230 kV line.

5 And finally, it would allow us the authority,
6 the flexibility to reconfigure bays with up to three
7 new structures within the Schrader substation footprint
8 if system changes or needs drive us to have to change
9 the interconnection points of the project.

10 So that's the case. Again, I appreciate your
11 time, your attention. I think on behalf of myself,
12 Salt River Project, Ms. Ramaley, and our witness team,
13 again, we thank you.

14 CHMN. KATZ: And thank you.

15 Any closing comments from the City?

16 MR. CROCKETT: Chairman Katz, yes, just
17 briefly. On behalf of the City of Chandler, I too
18 would like to add our appreciation to the Committee for
19 the time and effort you've spent on this case. I know
20 that this represents a significant sacrifice of your
21 time and probably is a bit of an inconvenience in your
22 lives, but this is an important function and this is an
23 important project. So again, thank you for what you
24 do. It's important to all of us, and particularly
25 those people in this room.

1 SRP's presentation of its case has been
2 comprehensive and compelling. As Mr. Derstine just
3 mentioned, the public outreach has been robust and, I
4 believe, effective.

5 The need for the High-Tech Interconnect
6 Project is clear. The factors regarding the
7 suitability of the HIP as set forth in A.R.S. 40-360.06
8 have been carefully considered and analyzed during this
9 proceeding. The evidence is clear that the HIP is
10 environmentally compatible with the surrounding
11 environment.

12 SRP, the City of Chandler, Intel, and
13 residents have worked collaboratively to reach a
14 consensus on this critical project. The City of
15 Chandler fully supports SRP's application and urges the
16 Committee to issue a Certificate of Environmental
17 Compatibility. Thank you.

18 CHMN. KATZ: Thank you.

19 Ms. Grabel, anything?

20 MS. GRABEL: Thank you, Chairman Katz,
21 Committee Members. I also wish to thank you all for
22 your time these past couple of days and for your
23 indulgence in letting Mr. Ancharski substitute for me
24 yesterday afternoon.

25 I'd also like to thank, again, SRP and the

1 City and Intel for all they have done in terms of their
2 public outreach in this matter and their willingness to
3 really step up and listen to the neighborhoods, all of
4 the neighborhoods, including those that I represent.

5 We are obviously very happy with the
6 undergrounding of the route along the railroad. We
7 were surprised to hear that there's no current
8 commitment to underground the second circuit if it's
9 needed in the future, but we're very pleased that SRP
10 is getting permits and entitlements in place today for
11 a second duct in the expectation that the second
12 circuit will also be buried, and we expect that the
13 strong public engagement that's undertaken for this
14 case will be repeated if that second circuit is built
15 and it will similarly be underground.

16 So we're, again, very grateful for the public
17 outreach, for everything that SRP has done both in the
18 presentation here and behind the scenes with the
19 communities. Thank you.

20 CHMN. KATZ: Thank you all very much.

21 And if you're all ready, I don't know if we
22 need to take a break, but if you're ready to go, I'd
23 like to have on the left screen, if we can, and mark it
24 as Chairman or Chair Exhibit 1, we'll put that on the
25 left screen. And we'll put the same exhibit up on the

1 right screen and mark it as Chairman Exhibit No. 2, and
2 that's the one that we will modify and correct as might
3 be necessary. And once we've done that, we'll go line
4 by line or paragraph by paragraph with the Committee
5 asking for the Committee's input and hopeful approval.

6 So if we're ready to go, we can start that
7 process. And the Committee Members should all have a
8 copy of the proposed or draft Certificate of
9 Environmental Compatibility, and Tod should have mailed
10 that our virtual participates as of yesterday.

11 MEMBER HAENICHEN: Mr. Chairman.

12 CHMN. KATZ: Yes, sir.

13 MEMBER HAENICHEN: I would like just a few
14 moments to make a little announcement.

15 CHMN. KATZ: Sure, please do. We talked
16 about that earlier.

17 MEMBER HAENICHEN: Yeah. I found a pair of
18 eyeglasses in the room across the way where we eat
19 usually, and I turned them in to the front desk. They
20 look like they were prescription glasses and they had
21 bluish plastic frames, so I just wanted whoever -- if
22 the person happens to be here, whoever has lost them,
23 they can go and pick them up at the front desk. Thank
24 you.

25 CHMN. KATZ: Thank you very much.

1 If we're ready, we can get started. And if
2 we can just -- we can do both. We'll work off of the
3 right. I guess we just work off of the right screen.
4 And beginning on Page 1, Line 14 through Page 2, Line
5 17 is the introduction. I have stricken Karl Gentles'
6 name from participating in this particular Committee
7 hearing. He hasn't been present, and we knew that in
8 advance. So we should take him off at Line No. 9 on
9 Page 2.

10 And what I'd like to do is ask -- and the
11 hearing was November 8th through November 10th,
12 that's Line 17 on Page 1, we need to put in that date.

13 But having made those two technical
14 corrections, do I have a motion from my Member of the
15 Committee to approve Page 1, Line 15 through Page
16 No. 2, Line 17?

17 MEMBER GRINNELL: So moved.

18 CHMN. KATZ: Any second?

19 MEMBER PALMER: I will second it, and with
20 the edit that we probably need to correct the spelling
21 on Mary's last name.

22 CHMN. KATZ: I didn't see that, but we do
23 need to make that "V" a "Y". It's "Hamway". So we'll
24 make that correction.

25 But with those three corrections, we have a

1 motion. Is there a second?

2 MEMBER GRINNELL: Yes, Mr. Palmer seconded.

3 CHMN. KATZ: Mr. Palmer seconded.

4 All in favor, please say aye.

5 (A chorus of ayes.)

6 CHMN. KATZ: Anyone opposed?

7 (No response.)

8 CHMN. KATZ: We will then move on -- I'm not
9 going to do Line 18 through No. 23 on Page 2, because
10 we will save that roll call vote for the end of these
11 proceedings.

12 We now go to the Project Overview,
13 Subsection B, beginning on Page 2, Line 25 through
14 Line 3 -- excuse me -- through Page 3, Line 17. And if
15 you need a few minutes to read that, it's an overview
16 of the project. It looks to me like it adequately
17 describes the three components of this project.

18 Do we have a motion?

19 MEMBER GRINNELL: Mr. Chairman.

20 CHMN. KATZ: Yes, sir.

21 MEMBER GRINNELL: Forgive me. Are we going
22 to do Line 11 through 17? I realize --

23 CHMN. KATZ: I think that I said -- the last
24 motion should have been Page 1, Line 15 through Page 2,
25 Line 17.

1 MEMBER GRINNELL: Oh, okay. You did.

2 CHMN. KATZ: Right. And then we're just
3 skipping the next few lines. And now on the Project
4 Overview that is contained on Page 2, Line 24 through
5 Line 17 on Page 3. And I don't know whether anybody
6 has any -- well, if we have a motion to approve. If we
7 need a few minutes, take it.

8 MEMBER LITTLE: I move we approve Section B.

9 CHMN. KATZ: That was Member Little.
10 And a second?

11 MEMBER HAMWAY: Second.

12 CHMN. KATZ: All in favor?

13 (A chorus of ayes.)

14 CHMN. KATZ: Okay. Those sections are
15 approved.

16 And then we have a description of the
17 specific components beginning, I guess, on Line 18 of
18 Page 3 and it runs through Page 5, Line 17. It's quite
19 long, but it describes the boundaries. And I don't
20 know what -- I think it's complete.

21 Let me just ask, are there any --
22 Mr. Derstine, are there any changes that need to be
23 made based upon undergrounding? Which we don't have
24 jurisdiction over, I just want to make sure that there
25 aren't any last-minute changes in that regard.

1 MR. DERSTINE: There are not. The draft that
2 you have before you that the Committee is considering
3 takes into account the segments that are to be
4 undergrounded, and so we framed it in that way,
5 limiting the scope of the CEC to the overhead
6 components and the substation over which the Committee
7 has jurisdiction.

8 CHMN. KATZ: Thank you very much.

9 And I know that's a long section. But
10 beginning, again, on Page 3, Line 18 through Page 5,
11 Line 17, the more detailed description of the three CEC
12 components, is there a motion to approve?

13 MEMBER PALMER: Mr. Chairman, I move approval
14 of Section C, beginning Line 18 on Page 3 through
15 Line 17 on Page 5.

16 CHMN. KATZ: And that was Mr. Palmer.
17 Is there a second?

18 MEMBER HAMWAY: Second.

19 CHMN. KATZ: And I believe that's
20 Ms. Hamway -- or, Member Hamway.

21 All those -- is there any discussion?

22 (No response.)

23 CHMN. KATZ: All those in favor, please say
24 aye.

25 (A chorus of ayes.)

1 CHMN. KATZ: Anybody opposed?

2 MEMBER LITTLE: Aye.

3 CHMN. KATZ: We got a late "aye," but I think
4 that was unanimous.

5 We'll move on to Page 5, and we have
6 Additional Approvals. And there is a request to
7 co-locate Circuit 2 with the Corbell-to-Schrader
8 alignment under the term of this Certificate as
9 outlined in an earlier proceeding. And that is on
10 Page 5, Line 18 through Page 6, Line 4.

11 Is there a motion to approve?

12 MEMBER GRINNELL: So moved.

13 CHMN. KATZ: Second?

14 MEMBER HAMWAY: Second.

15 CHMN. KATZ: Any discussion?

16 (No response.)

17 CHMN. KATZ: All in favor?

18 (A chorus of ayes.)

19 CHMN. KATZ: Anyone opposed?

20 (No response.)

21 CHMN. KATZ: And now we'll take the
22 Conditions one at a time. And where you see, in
23 brackets or parenthesis, reference to other CEC case
24 numbers, that's just an explanation of where some of
25 this language has come from as previously approved. We

1 will be deleting any and all references to prior case
2 numbers. And this shows in red on your copies, and I
3 think there's one or two purple corrections or
4 additions, but this shows the edits that both SRP and
5 Tod Brewer, our paralegal, and myself have made.
6 Anything that is stricken will be stricken. Anything
7 that is underlined will be added.

8 But Condition 1, is there a motion to approve
9 this condition?

10 MEMBER PALMER: I move Condition 1.

11 MEMBER HAMWAY: Second.

12 CHMN. KATZ: It's been moved and seconded.

13 Any discussion?

14 (No response.)

15 CHMN. KATZ: All in favor?

16 (A chorus of ayes.)

17 CHMN. KATZ: Anyone opposed?

18 (No response.)

19 CHMN. KATZ: Thank you.

20 Condition No. 2, and this just deals with any
21 possible need for extensions.

22 Do we have a motion to approve?

23 MEMBER GRINNELL: So moved.

24 CHMN. KATZ: And a second?

25 MEMBER DRAGO: Second.

1 CHMN. KATZ: It's been moved and seconded.

2 Is there any discussion of this condition?

3 MEMBER HAENICHEN: Yes, Mr. Chairman.

4 CHMN. KATZ: Yes, sir.

5 MEMBER HAENICHEN: We've heard a lot of
6 testimony about the urgency of this project and that
7 they want to be on the air in a couple of years, so why
8 are we talking about extensions?

9 CHMN. KATZ: Do you have a comment on that,
10 Mr. Derstine?

11 MR. DERSTINE: I do. Thank you,
12 Mr. Chairman, Member Haenichen. This really -- you are
13 correct in terms of the testimony from Mr. Heim that
14 this project has an urgent need in terms of timing.
15 This condition is a standard condition allowing the
16 applicant to seek an extension of the CEC, and that
17 really only comes into play for this project with
18 regard to the second circuit that we spoke of.

19 That second circuit coming out of Schrader is
20 not needed immediately to provide the -- to meet the
21 energy demand from Intel's expansion. And so if it
22 would turn out that we don't need the second circuit
23 for the next five years, we would likely come back to
24 the Commission, ask for an extension of the term of
25 this CEC to give us the opportunity to still build that

1 second circuit to serve Intel's need and potential
2 expansion into the future. So this would only go
3 really to the second circuit, but that's why it's
4 important and a standard condition.

5 CHMN. KATZ: Any further discussion about
6 this or any concern?

7 MEMBER HAMWAY: Yes. I thought Ms. Grabel
8 said that if a second circuit was needed, it would have
9 to come back before this Committee.

10 MR. DERSTINE: Only if we were to seek to
11 construct that second circuit overhead along the
12 railroad.

13 MEMBER HAMWAY: Okay.

14 MR. DERSTINE: This CEC does not seek any
15 authority or approval to build overhead along the
16 railroad. But the record was pretty clear that at this
17 point in time we don't have a commitment from Intel to
18 pay for the cost for undergrounding, and so that is an
19 issue for the future.

20 But as to this CEC, we are only seeking
21 approval to underground along the railroad. And if we
22 were to change that and we had to come back and seek to
23 construct that segment overhead for the second circuit,
24 that would have to go back before the Commission.

25 MEMBER HAMWAY: Thank you.

1 CHMN. KATZ: And the ductwork will be
2 installed to allow that second circuit to be installed
3 underground at the time of the current construction?

4 MR. DERSTINE: The ductwork for the second
5 circuit along the railroad, the current plan is not to
6 incur that cost today. We will incur that cost through
7 the neighborhoods to install that second duct bank to
8 avoid having to tear up the neighborhood in the future
9 in the event -- when the second circuit comes in. But
10 as to the railroad, Intel is not incurring that cost
11 and not covering that cost, and SRP is not covering
12 that cost in terms of the initial Phase 1. The plan
13 would be to obtain a permit that would cover the
14 authority to construct that -- the duct bank and the
15 underground construction for the second circuit along
16 the railroad, but it's not being constructed in the
17 first phase of the project.

18 CHMN. KATZ: Okay. Thank you.

19 Any further discussion?

20 (No response.)

21 CHMN. KATZ: All in favor of approval of
22 Condition No. 2 on Page 6, Line 13, please say aye.

23 (A chorus of ayes.)

24 CHMN. KATZ: All opposed?

25 (No response.)

1 CHMN. KATZ: Moving on to Condition No. 3.
2 And this deals with reclamation and cleanup, as well as
3 certain other standards for construction purposes.

4 Do we have a motion to approve No. 3, which
5 begins on Page 7, Line 1, running through Line 16 on
6 that page?

7 MEMBER HAENICHEN: So moved.

8 CHMN. KATZ: Second?

9 MEMBER HAMWAY: Second.

10 CHMN. KATZ: All in favor?

11 (A chorus of ayes.)

12 CHMN. KATZ: Anyone opposed?

13 (No response.)

14 CHMN. KATZ: Moving on. No. 4 begins on
15 Line 17, Condition 4, Line 17 on Page 7 through Line 20
16 on that page. And this just requires that SRP obtain
17 all required U.S., state, and local agency approval and
18 city approvals.

19 Any motion to approve?

20 MEMBER HAMWAY: So moved.

21 CHMN. KATZ: Second?

22 MEMBER PALMER: Second.

23 CHMN. KATZ: All in favor?

24 (A chorus of ayes.)

25 CHMN. KATZ: It is approved.

1 Moving on to Condition 5 on the same page,
2 Line 21 through Line 25. And this deals with
3 compliance with Game and Fish requirements, Arizona
4 Game and Fish Department.

5 Any motion to approve?

6 MEMBER PALMER: Move Condition 5.

7 MEMBER HAMWAY: Second.

8 CHMN. KATZ: It's been seconded.

9 All in favor?

10 (A chorus of ayes.)

11 CHMN. KATZ: Anyone opposed?

12 (No response.)

13 CHMN. KATZ: Moving on to Condition 6, which
14 begins on Page 7, Line 26, and runs through Line 5,
15 Line -- excuse me -- Page 8, Line 5. And this was a
16 change that was explained during the testimony
17 yesterday because the, I guess, current guidelines for
18 avian protection are in the process of being rewritten
19 and modified. These aren't regulations, but they are
20 guidelines that we would expect and I'm sure the
21 Corporation Commission would expect SRP to comply with.

22 Did I explain that appropriately, or would
23 you wish to comment further, Mr. Derstine?

24 MR. DERSTINE: Exactly right, Mr. Chairman.

25 CHMN. KATZ: Do I have a motion to approve

1 Condition No. 6 beginning on Page 7, Line 26, running
2 on to Page 8, Line No. 5?

3 MEMBER HAMWAY: So moved.

4 CHMN. KATZ: Second?

5 MEMBER HAENICHEN: Second.

6 CHMN. KATZ: Is there any discussion or
7 questions or concerns?

8 (No response.)

9 CHMN. KATZ: All in favor, please say aye.

10 (A chorus of ayes.)

11 CHMN. KATZ: Anyone opposed?

12 (No response.)

13 CHMN. KATZ: We will move on, then, to
14 Condition 7. And this deals with cultural resources
15 and notification to appropriate agencies should any
16 historic or cultural or archeological, et cetera,
17 objects be discovered during the construction process.
18 This is on Page 8, Line No. 6 through Page 8, Line
19 No. 13.

20 Do we have a motion for approval?

21 MEMBER GRINNELL: So moved.

22 CHMN. KATZ: Second?

23 MEMBER PALMER: Second.

24 CHMN. KATZ: Any discussion?

25 (No response.)

1 CHMN. KATZ: All in favor?

2 (A chorus of ayes.)

3 CHMN. KATZ: It is approved.

4 Moving on to Condition No. 8. And this deals
5 with the protection of native -- Arizona native plants.
6 Number 8 is on Page 8, Line 14 through Line No. 17.

7 Do we have a motion for approval?

8 MEMBER HAMWAY: I move Condition 8.

9 MEMBER PALMER: Second.

10 CHMN. KATZ: Any discussion?

11 (No response.)

12 CHMN. KATZ: All in favor?

13 (A chorus of ayes.)

14 CHMN. KATZ: Condition No. 9. And this one
15 deals with correcting any problems of communication or
16 electrical interference, and it's one of our standard
17 conditions.

18 Do we have a motion for approval? And then
19 it's on Page 8, Line 18 through Page 9, Line 4.

20 MEMBER HAMWAY: So move Condition 8.

21 CHMN. KATZ: Second?

22 MEMBER PALMER: Second.

23 CHMN. KATZ: It's been seconded.

24 All in favor?

25 (A chorus of ayes.)

1 CHMN. KATZ: All opposed?

2 MEMBER PALMER: Mr. Chairman, question.

3 CHMN. KATZ: Yes.

4 MEMBER GRINNELL: I believe Member Hamway
5 said Condition 8, and I think it should have been 9.

6 CHMN. KATZ: Oh, you're correct. Thank you.
7 I screwed up. It's No. 9 that we just approved that
8 deals with every reasonable effort to promptly
9 investigate and correct any complaints regarding radio
10 or television interference.

11 Moving on to Page 9, Line 5, which is
12 Condition 10, through Line No. 9. And it deals with
13 basically any discovery of funerary objects, a standard
14 condition.

15 MEMBER PALMER: Move Condition 10.

16 MEMBER HAMWAY: Second.

17 CHMN. KATZ: Any discussion?

18 (No response.)

19 CHMN. KATZ: All in favor?

20 (A chorus of ayes.)

21 CHMN. KATZ: And No. 11 begins on Page 10,
22 Line No. -- excuse me -- Page 9, Line 10 through
23 Line 20. And this is notification to the public if the
24 CEC gets approved. And we have added, two hearings
25 ago, Lines 19 and 20 requiring the applicant to

1 communicate the decision by digital media.

2 Do we have a motion for approval of
3 Condition 11?

4 MEMBER HAMWAY: So moved.

5 CHMN. KATZ: Second?

6 MEMBER PALMER: Second.

7 CHMN. KATZ: All in favor?

8 (A chorus of ayes.)

9 CHMN. KATZ: The condition is approved.

10 Condition No. 12. And this requires notice,
11 I believe, to the community regarding notice to cities
12 and towns and the county regarding construction. Is
13 there -- and this begins on Line 21 of Page 9 and runs
14 on to Page 10, Line 5.

15 Do we have a motion?

16 MEMBER HAENICHEN: So moved.

17 CHMN. KATZ: Second?

18 MEMBER HAMWAY: Second.

19 CHMN. KATZ: It's been seconded.

20 Any discussion?

21 MEMBER GRINNELL: Quickly.

22 CHMN. KATZ: Yes, please.

23 MEMBER GRINNELL: Mr. Chairman.

24 CHMN. KATZ: Yes.

25 MEMBER GRINNELL: In the community outreach,

1 clarify or verify, the area that we're talking about
2 here, 1 mile with developers and other projects, those
3 are already included in your outreach, is that correct?

4 MS. HORGEN: Is that a question to me?

5 MEMBER GRINNELL: It doesn't matter.

6 Whomever.

7 MR. DERSTINE: Could you restate your
8 question, Member Grinnell?

9 CHMN. KATZ: Yeah. We're going back to
10 Condition 11?

11 MEMBER GRINNELL: No. I'm on Condition 12.

12 CHMN. KATZ: Okay.

13 MEMBER GRINNELL: Condition 12, developing
14 land, so a developer is going to build a hotel or gas
15 station or mini mart, whatever. Can you just confirm
16 that those potential developers are -- have been
17 touched base with or something in your outreach?

18 MS. HORGEN: Yes, we would notify customers
19 and landowners, and that would then incorporate any
20 developers in the area as well.

21 MEMBER GRINNELL: Okay. Because over the
22 hearings we've ultimately heard from neighborhoods or
23 municipalities, but this is the first time I've really
24 zeroed in on developers. And I see that Chandler is
25 expanding, and they seem to be growing at a pretty good

1 clip out here, so I just wanted to confirm that this,
2 in fact, was included in your outreach.

3 MS. HORGEN: Yes, it would have included any
4 builders in our outreach as well.

5 CHMN. KATZ: And again, the reason that we
6 include it here, again, is we are just notifying them
7 that this Certificate has been approved.

8 MEMBER GRINNELL: Correct. I understand.
9 But in their initial outreach they were included as
10 well?

11 CHMN. KATZ: That's correct. Thank you for
12 your input on that.

13 MEMBER GRINNELL: With that, I'd say aye.

14 CHMN. KATZ: All in favor, please say aye.

15 (A chorus of ayes.)

16 CHMN. KATZ: Any opposition?

17 (No response.)

18 CHMN. KATZ: And we are now on, I believe,
19 Condition 13. And it just talks about the conductors
20 and non-reflective surfaces for the transmission line
21 structures.

22 And any motion to approve Condition 13?

23 MEMBER HAMWAY: So moved.

24 CHMN. KATZ: Second?

25 MEMBER PALMER: Second.

1 CHMN. KATZ: Any discussion?

2 (No response.)

3 CHMN. KATZ: All in favor?

4 (A chorus of ayes.)

5 CHMN. KATZ: Condition No. 14. And it just
6 requires that SRP properly train its folks and
7 contractors to make sure that safety is properly
8 enforced and basically that they are aware of any
9 environmentally sensitive areas.

10 Any motion to approve No. 14?

11 MEMBER GRINNELL: So moved.

12 CHMN. KATZ: Second?

13 MEMBER HAMWAY: Second.

14 CHMN. KATZ: All in favor?

15 (A chorus of ayes.)

16 CHMN. KATZ: Number 15. And this is just
17 requiring that SRP file proper environmental and
18 regulatory standards for the installation of the
19 substation.

20 MEMBER HAMWAY: I move Condition 15.

21 CHMN. KATZ: Second?

22 MEMBER PALMER: Second.

23 MEMBER HAENICHEN: Second.

24 CHMN. KATZ: And that, again, is Page 13 --
25 excuse me -- Page 10, Line 13 through Line 17.

1 All in favor?

2 (A chorus of ayes.)

3 CHMN. KATZ: No. 16. And this just requires
4 good faith participation in state and regional
5 transmission study forums to properly coordinate this
6 project.

7 Is there a motion to approve?

8 MEMBER HAMWAY: So moved.

9 MEMBER PALMER: Move 16.

10 CHMN. KATZ: We'll take Jim Palmer as the
11 movement and was it seconded by --

12 MEMBER HAENICHEN: Second.

13 CHMN. KATZ: Okay. It's been, I think,
14 seconded twice, but we're fine.

15 Any discussion?

16 (No response.)

17 CHMN. KATZ: All in favor?

18 (A chorus of ayes.)

19 CHMN. KATZ: Anyone opposed?

20 (No response.)

21 CHMN. KATZ: And Condition 17 begins on
22 Line 21 of Page 10 and runs through Page 11, Line 13.
23 And it deals with safety concerning any explosive or
24 flammable materials that could be impacted. And I
25 won't go into it any further. We can do that in

1 discussion, if there is any.

2 But do we have a motion to approve
3 Condition 17?

4 MEMBER HAMWAY: So moved.

5 CHMN. KATZ: Second?

6 MEMBER GRINNELL: Second.

7 CHMN. KATZ: Any discussion or questions?

8 (No response.)

9 CHMN. KATZ: All in favor?

10 (A chorus of ayes.)

11 CHMN. KATZ: Anyone opposed?

12 (No response.)

13 CHMN. KATZ: Condition 18 begins on Page 11,
14 Line 14 and runs through Line 24. And it just requires
15 that the applicant, SRP, annually present compliance
16 certifications to the Arizona Corporation Commission.

17 Is there --

18 MEMBER HAMWAY: I move Condition 18.

19 MEMBER HAENICHEN: And I second.

20 CHMN. KATZ: Any discussion?

21 (No response.)

22 CHMN. KATZ: All in favor?

23 (A chorus of ayes.)

24 CHMN. KATZ: Anyone opposed?

25 (No response.)

1 CHMN. KATZ: Thank you.

2 Condition 19. And it just requires that the
3 applicant provide a copy of the Certificate to the
4 Board of Supervisors of Maricopa County and to the City
5 of Chandler.

6 Any motion to approve?

7 MEMBER HAENICHEN: I move 19.

8 MEMBER HAMWAY: Second.

9 CHMN. KATZ: All in favor?

10 (A chorus of ayes.)

11 CHMN. KATZ: And now we go into -- shouldn't
12 there be a title on the next page?

13 MEMBER PALMER: I think we're on
14 Condition 20.

15 CHMN. KATZ: Okay. Yeah. I'm missing that
16 page on mine. Sorry about that.

17 Condition No. 20 is any transfer or
18 assignment of the Certificate and what is required.

19 Any motion to approve?

20 MEMBER HAMWAY: I move Condition 20.

21 CHMN. KATZ: Condition 20, any second?

22 MEMBER PALMER: Second.

23 CHMN. KATZ: All in favor?

24 (A chorus of ayes.)

25 CHMN. KATZ: And that's on Page 12, Lines 1

1 through 4.

2 And next, Condition 21 is on Page 12, Line
3 21.

4 And is there a motion to approve?

5 MEMBER HAMWAY: So moved.

6 CHMN. KATZ: Any second?

7 MEMBER RIGGINS: Second.

8 MEMBER GRINNELL: Second.

9 CHMN. KATZ: All in favor?

10 (A chorus of ayes.)

11 CHMN. KATZ: Anyone opposed?

12 (No response.)

13 CHMN. KATZ: Moving on to Condition 22, which
14 begins on Page 12, Line 9 through Line No. -- let's see
15 -- Line No. 18. Any motion to approve that?

16 MEMBER HAMWAY: So move Condition 22.

17 MEMBER PALMER: Second.

18 CHMN. KATZ: It's been seconded.

19 Any discussion?

20 (No response.)

21 CHMN. KATZ: All in favor?

22 (A chorus of ayes.)

23 CHMN. KATZ: And we don't need No. 23.

24 And then we begin with our Findings --

25 MR. DERSTINE: Mr. Chairman.

1 CHMN. KATZ: Yes.

2 MR. DERSTINE: Sorry to interrupt you. If we
3 could have the screen circle back to Condition 12. I
4 think, for some reason, we had a disconnect or an
5 aversion that we had on the screen that did not
6 incorporate your change to Condition 12. I think we
7 had "typical." You had stricken that out and had
8 changed that back to "all." And I just want to make
9 sure you're aware of that and that we capture your
10 proposed change, and then we can maybe have a
11 discussion about that.

12 CHMN. KATZ: Right. That should be "all"
13 rather than "typical."

14 MR. DERSTINE: Okay. We had made the change
15 to "typical." Mr. Heim, do you want to just speak to
16 why we asked for "typical," and then the Committee can
17 say yea or nay to your request?

18 MR. HEIM: Sure. Okay. The reason that SRP
19 had changed the word "all" to "typical" is related to
20 the timing associated with this project. With the
21 proposed language change earlier in this condition
22 where we would be able to provide notice to the
23 developers within the -- and cities within the radius
24 defined here, we would do that, in essence, following
25 this Committee's approval or recommendation to approve

1 the CEC and identify for those stakeholders that
2 ultimately that decision will be finally made with the
3 ACC at the next Open Meeting.

4 So given that state of timing and where we're
5 at with the design of the overhead line portions of the
6 project, we wouldn't be able to provide all of the
7 specific details of each individual structure height
8 and width measurements. So by changing that to
9 "typical," that allows us to represent what the project
10 would look like without necessarily having all the
11 specificity of any given structure.

12 If we change the language back to "all," the
13 implication of that would be that we would have to
14 provide multiple notifications, the first one for the
15 substation construction that will begin at the
16 beginning of calendar year 2022, and then we would
17 provide another round of notification once we've
18 completed design of the overhead transmission line
19 components.

20 CHMN. KATZ: Let me just see. I guess we
21 probably ought to have a motion by a Member of this
22 Committee as to whether or not, on Page No. -- I think
23 that's on Page No. 9, Condition 12, we -- no, that's
24 right -- whether or not at Line 22 we use notice to all
25 structure types or typical structure types. And I

1 don't know whether anybody wants to move for one or the
2 other.

3 MEMBER GRINNELL: This would be an amendment,
4 wouldn't it, Mr. Chairman?

5 CHMN. KATZ: Yes. It's a motion to amend
6 that. Right now it's still reading "typical." I had
7 inserted "all," and it was stricken through. But we
8 can either go with "all," or right now it reads
9 "typical."

10 MEMBER HAMWAY: Mr. Chairman, what was your
11 thinking when you mentioned "all"? Did you have a
12 specific concern?

13 CHMN. KATZ: I'm not overwhelmingly
14 concerned, but I just wanted to make sure that anybody
15 that might be affected by what is getting installed
16 gets proper notice of the typical -- I guess we have
17 some of those circuits that are -- I forgot what you
18 call them when you go from aboveground to underground.

19 MR. DERSTINE: Riser structure.

20 CHMN. KATZ: Riser structure.

21 MR. DERSTINE: Right.

22 CHMN. KATZ: You know, I just thought there
23 shouldn't be a real problem in describing what's going
24 to be going in there, but I don't think in the long run
25 it's going to make much of a difference one way or the

1 other.

2 MEMBER HAMWAY: Just a point of clarification
3 from Mr. Heim. Your reason for "typical" is so that
4 you can just demonstrate what one of these looks like
5 without having to specify exactly what will be on the
6 property, is that correct?

7 MR. HEIM: That's correct. So we would be
8 able to represent the scale and the configuration of
9 the structures that will be installed on the project,
10 just not necessarily the individual heights or
11 diameters of any specific structure at this point in
12 time.

13 MEMBER HAMWAY: Okay. So you're not going to
14 leave any out?

15 MR. HEIM: No. The intent would be to
16 indicate the locations of the overhead segments, the
17 types of structures that stakeholders in the community
18 could expect to see within those segments. We're just
19 not at a stage with the design of the project where we
20 could identify where any individual structure would be
21 located or its specific height or diameter.

22 MEMBER GRINNELL: Chairman, I move that we
23 amend this and then have a discussion real quick.

24 CHMN. KATZ: Are we amending it to change it
25 to "all" or to leave it --

1 MEMBER PALMER: As a point of clarification,
2 did we pass "typical"? I think that's what we passed.

3 CHMN. KATZ: That's what we passed. I had
4 put in "all."

5 MEMBER GRINNELL: And I didn't --

6 CHMN. KATZ: And that was an SRP counsel's
7 modification based upon what Mr. Heim just indicated.
8 So it was approved with "typical" rather than "all."
9 So I don't know if we want to amend it to read --

10 MEMBER HAMWAY: Mr. Chairman, I'm fine with
11 "typical." I don't see a need to amend it.

12 MEMBER PALMER: Yeah, I'm comfortable with
13 that.

14 MEMBER GRINNELL: Well, we need a second to
15 do anything.

16 CHMN. KATZ: Well, we don't need to do
17 anything if we're leaving it as is.

18 MEMBER HAMWAY: Right.

19 CHMN. KATZ: We would only need a motion if
20 we want to change "typical" to "all."

21 MEMBER HAMWAY: Right.

22 MEMBER GRINNELL: Well, in my copy of
23 Article 12, and this is when I asked the question about
24 outreach, mine says "all." It does not say "typical."

25 MR. DERSTINE: Yeah. I think for some reason

1 the version that we projected on the screen simply
2 didn't capture that and doesn't match up Condition 12.

3 CHMN. KATZ: Right. And my copy of it does
4 show "all."

5 MR. DERSTINE: Correct.

6 CHMN. KATZ: But we passed it the way it
7 read.

8 MR. DERSTINE: Yes.

9 CHMN. KATZ: So it's a question of whether we
10 want to go back to "all" or just leave it.

11 MEMBER GRINNELL: Well, I moved to approve
12 this based on "all." I didn't catch the "typical"
13 issue up there.

14 MR. DERSTINE: That's why I wanted to circle
15 back to it.

16 MEMBER GRINNELL: Yeah, and I did ask
17 Ms. Horgen about the outreach in this. And I guess
18 when you're talking about notifying people, I always
19 try to give them a range, rather than specificity, on
20 either heights or specific locations, you know, a
21 hundred feet this way or that way, here is a range. So
22 if you provide that range, wouldn't that satisfy the
23 "all" or the "typical"?

24 MR. HEIM: In our reading of it, "typical"
25 indicates the approach that you're bringing up,

1 Member Grinnell. So what you are describing is what we
2 intended to do under the definition of "typical."

3 MEMBER GRINNELL: Okay. And then my question
4 to Ms. Horgen when I asked -- when you were discussing
5 outreach to developers and builders and this, that, and
6 the other thing, was the height and the range included
7 in that outreach?

8 MS. HORGEN: We had a number of the
9 structures and configurations and some typical heights
10 listed on our website. So if they went to the website,
11 that would have been included. Because a lot of our
12 outreach was notifying the publicized events, public
13 outreach events that were coming up. But on our
14 website we have a number of configurations, like I
15 said, and types of structures that they might see
16 associated with this project.

17 MEMBER GRINNELL: Well, 199 feet is not
18 typical, is that correct? That is sort of an outlier?

19 MR. HEIM: That's a broad envelope. As we
20 get further in design, we'll be able to narrow that
21 envelope. So I think the way we would structure the
22 communication would be to indicate that using the Old
23 Price Road alignment as the example is SRP expects the
24 typical structure height within that corridor to be
25 between 150 to 160 feet, and only in exceptional

1 circumstances would we expect the height to exceed
2 that, but we could provide the upper limit of that
3 envelope being the 199 feet.

4 MEMBER GRINNELL: Well, if you would include
5 that in your communications, then we can leave it at
6 "typical."

7 MR. HEIM: That's the intent.

8 MEMBER GRINNELL: So I think -- I guess that
9 would be -- then that would include all structure
10 types, correct?

11 MR. HEIM: Correct.

12 MEMBER GRINNELL: See, when I was voting, I
13 was voting on "all," based on what was given to me
14 early.

15 CHMN. KATZ: I understand that. On my copy
16 of it, it does say "all," but what was projected
17 didn't. So it was passed with it having "typical."

18 MEMBER GRINNELL: Well, on the left screen it
19 says "all."

20 CHMN. KATZ: Yeah, the left screen does say
21 "all," but we were working on the right screen. So,
22 yeah, it should -- it does say "all" on No. 12 on
23 Chairman Exhibit 1 and on my copy of -- that was run
24 off and provided to me by SRP's counsel. But we were
25 working off of the right screen, Chairman Exhibit 2,

1 and I did notice that that didn't have that change in
2 it. So we passed it with "typical," even if you
3 intended to follow what it says on the copy we
4 circulated. So we just need to get a clarification
5 from the Committee as to whether we leave it "typical,"
6 which is on Chairman Exhibit 2, or whether we change it
7 back to "all," which was the change that I had made.

8 MR. DERSTINE: Correct. Yeah. For some
9 reason, we didn't capture -- the right screen didn't
10 match what we had circulated and what we were
11 presenting on the left screen just in that one
12 condition. Everything else, I'm told, matches exactly
13 what the Committee had been considering and what the
14 Chairman had reviewed and edited.

15 So it's that Condition 12, and you have
16 before you the issue of you passed it as "typical." Do
17 you want to go back to "all," or do you want to make
18 some other change to the language in Condition 12?

19 MEMBER GRINNELL: Well, 199 feet is not a
20 typical tower or pole size, correct?

21 MR. HEIM: Correct. That would be an
22 exception within that corridor for --

23 MEMBER GRINNELL: That would be the
24 exception, so that wouldn't be typical. So I think I
25 move that we amend it to say "all." And that was part

1 of my questions earlier about the outreach. And I'm
2 not trying to nickel and dime this thing to death here,
3 but what I don't want to do is have the Commission be
4 addressed, well, they said it was typical, now it's
5 199 feet, and all of a sudden you've got the
6 Commissioners getting a heated argument from neighbors.

7 CHMN. KATZ: Well, let me just ask Mr. Heim.
8 If we left it as "all," and you're not prepared
9 initially to describe something that's going to be
10 higher than or different than what you've defined
11 initially as "typical," you could go back and give a
12 second notice, could you not?

13 MR. HEIM: Correct. Our intent would be, if
14 the word "all" is used, we would do two notifications,
15 one prior to the start of the substation construction
16 in the near term, and then upon near completion of the
17 overhead design we would provide a second notification
18 at a future date when we have a full understanding of
19 the structure heights along the entire route.

20 MR. DERSTINE: Mr. Heim, is there a middle
21 ground where, if the Committee wanted to go back to
22 "all," but we -- in the line before that Line 21 if we
23 add the word "approximate" so that it would read, "with
24 a written description including the approximate height
25 and width measurements of all structure types," does

1 that help you in terms of your concerns, while at the
2 same time addressing possibly the concerns of the
3 Committee?

4 MR. HEIM: My read of that, unless anyone on
5 the SRP team disagrees with me, is that that would
6 address the concern that we would have.

7 MEMBER GRINNELL: Yeah, you'd have a range.

8 MR. DERSTINE: Yeah. The concern -- Member
9 Grinnell, I understand your concern. And I think from
10 SRP's perspective, given the accelerated nature of the
11 project, we're not at the point of having final
12 engineering and having final design to know the exact
13 height of each structure or the width or the dimensions
14 of every structure. But we can certainly give and our
15 intent is to give all landowners within the
16 notification area an understanding of what we plan to
17 build. So if we can use the term "approximate," that
18 gives us some flexibility.

19 MEMBER GRINNELL: Yeah, I'm not looking to
20 pigeonhole you here. I'm just looking to make sure
21 that we have clarity. Because if somebody goes back to
22 the Corporation Commission saying, well, they said
23 "all," and they didn't tell us about this, that puts
24 the Commission at a -- we're trying to move this thing,
25 get it done, and be appropriate, so let's cover all our

1 bases, that's all.

2 CHMN. KATZ: Okay. Well, what we need is a
3 motion to amend if we're going to amend it to read
4 "all," and we also can consider adding, at Line 26,
5 "project with a written description, including the
6 approximate height and width of all."

7 MEMBER GRINNELL: So moved.

8 MR. DERSTINE: So Michelle, can you make the
9 change back to all, at least for something for the
10 Committee to consider? And then insert the word "the"
11 in front of "approximate."

12 And then the Committee, I guess, has the
13 opportunity to reconsider and amend what you had
14 approved for Condition 12 and may consider this
15 suggested change to Condition 12.

16 CHMN. KATZ: And just for the record, we
17 would be making, if a motion is made, approved -- or,
18 seconded and approved, we would be changing -- at
19 Line 21 we would be adding -- at the end of the phrase
20 "including" we would be adding, "the approximate height
21 and width measurements of all" -- and we would use
22 "all" instead of "typical -- "structure types." And if
23 someone is comfortable in making that motion for those
24 two amendments, we can go that route.

25 MEMBER GRINNELL: So moved.

1 MEMBER HAMWAY: Second.

2 CHMN. KATZ: It's been moved and seconded.

3 All those in favor of adding "the
4 approximate" to Line 21 and "all" below that, Line 22,
5 all in favor -- well, any further discussion?

6 (No response.)

7 CHMN. KATZ: All in favor?

8 (A chorus of ayes.)

9 CHMN. KATZ: Anyone opposed?

10 (No response.)

11 CHMN. KATZ: And now we have -- I pulled out
12 my other -- I think I have my other copy of it. I was
13 missing a page. But going on now to Page 12, Line 23,
14 Findings of Fact. Is there a motion to approve the
15 first Finding of Fact?

16 MEMBER GRINNELL: Mr. Chairman, do we have to
17 go back to Page 2, Line 111 -- or, excuse me -- Line 18
18 and approve --

19 CHMN. KATZ: We're not there yet. That's
20 when we vote on -- that's when we do the roll call.

21 MEMBER GRINNELL: Okay. It just seems to
22 be --

23 CHMN. KATZ: What we're doing is we have to
24 approve the Findings of Fact individually. Then there
25 will be a motion to approve or not approve the entire

1 package, and that's when we do a number count on roll
2 call.

3 MEMBER GRINNELL: Okay.

4 CHMN. KATZ: So we're now looking at Page 12,
5 Line 23, onto Page 13 -- well, that's it, through Line
6 27, Finding of Fact and Conclusions of Law No. 1.

7 MEMBER PALMER: Move Finding of Fact and
8 Conclusions of Law No. 1.

9 MEMBER HAMWAY: Second.

10 CHMN. KATZ: Any discussion?

11 (No response.)

12 CHMN. KATZ: All in favor?

13 (A chorus of ayes.)

14 CHMN. KATZ: The second proposed Finding of
15 Fact or Conclusion of Law, any motion to approve that?

16 MEMBER HAMWAY: I move the second condition
17 -- or, not condition -- Finding of Fact.

18 MEMBER HAENICHEN: Second.

19 CHMN. KATZ: All in favor?

20 (A chorus of ayes.)

21 CHMN. KATZ: The third finding is that we are
22 considering things to be environmentally compatible
23 pursuant to A.R.S. Section 40-360 and subsequent
24 sections.

25 Any motion?

1 MEMBER HAMWAY: So moved.

2 MEMBER GRINNELL: Second.

3 CHMN. KATZ: All in favor?

4 (A chorus of ayes.)

5 CHMN. KATZ: Condition -- or, excuse me.

6 Finding of Fact, Conclusion of Law No. 4.

7 MEMBER HAMWAY: I move Finding of Fact No. 4.

8 MEMBER GRINNELL: Second.

9 CHMN. KATZ: All in favor?

10 (A chorus of ayes.)

11 CHMN. KATZ: Number 5.

12 MEMBER PALMER: Move Finding No. 5.

13 MEMBER HAMWAY: Second.

14 CHMN. KATZ: Any discussion?

15 (No response.)

16 CHMN. KATZ: All in favor?

17 (Chorus of ayes.)

18 CHMN. KATZ: Anyone opposed?

19 (No response.)

20 CHMN. KATZ: Last one is just indicating the

21 project is in the public interest, and I won't read it

22 any further.

23 Is there a motion?

24 MEMBER HAMWAY: I move Finding of Fact No. 6.

25 MEMBER HAENICHEN: Second.

1 CHMN. KATZ: Okay. And any discussion?

2 (No response.)

3 CHMN. KATZ: All in favor?

4 (A chorus of ayes.)

5 CHMN. KATZ: Anybody opposed?

6 (No response.)

7 CHMN. KATZ: What we now need to do is have a
8 motion to approve the CEC as it now reads, and we just
9 would need a motion and then we'll do a roll call vote.

10 MEMBER PALMER: Mr. Chairman, I move approval
11 of the CEC.

12 CHMN. KATZ: And this is for approval of CEC
13 195?

14 MEMBER PALMER: 195. And I'll add to that
15 motion. And with that, that we authorize the Chairman
16 to make any edits, spelling corrections, scrivener's
17 errors, any corrections that are found in the process.

18 CHMN. KATZ: That's fine. And I will work
19 with counsel for SRP to make sure that things are
20 reading correctly. And they will send probably an
21 e-mail to me or to Tod, the final copy in Word, and I
22 will sign off on that and we'll probably then convert
23 it to a PDF and circulate it.

24 Let me go ahead, then. We have the motion,
25 correct?

1 MEMBER HAENICHEN: Second.

2 CHMN. KATZ: And a second? The motion to
3 approve, was it seconded?

4 MEMBER PALMER: Yes.

5 CHMN. KATZ: Okay. I'm just going to go off
6 of my chart here. Mr. Riggins, how do you vote?

7 MEMBER RIGGINS: Mr. Chairman, I vote aye.
8 And I would just like to say thank you to the
9 applicant, to the witnesses and their testimony. I
10 thought it was a very well run hearing. And for that
11 reason, I vote aye.

12 CHMN. KATZ: Thank you.

13 Mr. Palmer.

14 MEMBER PALMER: Thank you. And I also vote
15 aye and would like to add my thanks to all the counsel
16 from the applicant, from the intervenors, and really
17 appreciate the witnesses. It was excellent testimony,
18 very clear, very easy to understand, and a very well
19 presented case. Thank you.

20 CHMN. KATZ: And Mr. Grinnell.

21 MEMBER GRINNELL: First of all, thank you to
22 everybody for your participation. I would like to
23 maybe suggest you do a little white paper on how
24 coordination and communication and collaboration makes
25 life a whole lot easier and send it around to future

1 applicants. I would just -- I understand
2 neighborhoods, and they have a very genuine concern;
3 but I also understand business, and the reality is we
4 have to have this. So congratulations on your efforts,
5 and I vote aye.

6 CHMN. KATZ: Thank you. And I know you're a
7 Tucson resident, but I don't want you to do anything
8 inappropriate.

9 MEMBER GRINNELL: I won't, trust me.

10 CHMN. KATZ: And that was on a matter we have
11 coming up after the first of the year in Tucson. I
12 hope some resolution does take place, at least
13 good-faith discussions.

14 Anyway, Mr. Drago?

15 MEMBER DRAGO: Yeah, I vote aye. And I'd
16 like to thank all parties involved. I agree with
17 Mr. Grinnell that collaboration is key. And enabling
18 Intel for this effort that they're about to take on and
19 supply our world with chips is very significant, and I
20 appreciate all the work you all are doing to enable
21 that. So thank you.

22 CHMN. KATZ: Mr. Haenichen.

23 MEMBER HAENICHEN: The state of Arizona and
24 all its citizens are fortunate that Intel has decided
25 to make such a major investment in such an important

1 field, namely semiconductors. And I think we're just
2 really lucky that this has all happened, and Salt River
3 Project has bent over backwards to serve the needs of
4 Intel and make this project a reality. So I vote aye.

5 CHMN. KATZ: Thank you.

6 Mr. Branum.

7 MEMBER BRANUM: Thank you. I vote aye.

8 CHMN. KATZ: And Member Little.

9 MEMBER LITTLE: I also would like to commend
10 all the parties on the process in this case, and I also
11 vote aye.

12 CHMN. KATZ: And I will also vote aye.

13 So that makes --

14 MEMBER HAMWAY: Do I get to vote?

15 CHMN. KATZ: Oh, I'm sorry about that.

16 MEMBER HAMWAY: That's okay.

17 CHMN. KATZ: Please, go ahead. I forgot,
18 because I had you down -- I had you listed as --

19 MEMBER HAMWAY: It's okay.

20 CHMN. KATZ: I'm sorry.

21 MEMBER HAMWAY: I'm often overlooked, and I'm
22 good with that.

23 CHMN. KATZ: No, not really. You're a very
24 important addition to this Committee.

25 MEMBER HAMWAY: So Case 170 was the first

1 case that I attended, and I was very impressed at the
2 time with the Price Road corridor and everything that
3 the City of Chandler was doing. And then I also
4 remember 175, so thank you for the walk down memory
5 lane, Mr. Heim.

6 And so today we're here, and I always feel it
7 an honor to be able to look inside a city's economic
8 development plan and see the deliberate effort to make
9 that happen. And Chandler has always done that,
10 starting with my first opportunity to see that in Case
11 170, but with all that infrastructure comes a
12 responsibility to the community and to the residents.
13 And I think that the partnership between SRP, Chandler,
14 and Intel can be looked upon as an example of what can
15 happen when communities come together, recognize the
16 economic need, but also the need for aesthetic beauty
17 and maintaining a community that is worthy of the kind
18 of infrastructure that we're putting in. So with that,
19 I vote aye, and I think everybody did a great job.

20 CHMN. KATZ: Thank you.

21 And I also vote aye, which gives us a
22 9-member approval and no negative votes.

23 And I want to thank the lawyers and your
24 staffs, SRP, their staffs, Intel for making this a joy
25 to participate in.

1 And I also -- maybe I'll talk to Mr. Branum
2 privately, not in a proceeding, but I just almost am
3 tempted to send a portion of the transcript to ACC
4 Commissioner Kennedy, because she had all of her
5 concerns about how we make the record showing that the
6 public has received notice. And I hope that the
7 lawyers that regularly participate in these proceedings
8 will convey the methods that were used in this case to
9 other attorneys and parties participating in this
10 process to make sure we get the best possible public
11 notification and input.

12 But anyway, that being said, unless there's
13 any further discussion by anybody that is present, I
14 want to thank everybody for their patience and for
15 putting up with me, and we would stand in recess unless
16 there are any additional comments.

17 MEMBER GRINNELL: What about this Line 11
18 now? Do we have to vote on this?

19 CHMN. KATZ: We just did. Yeah, that was
20 when I asked you -- we just voted, and we'll fill that
21 in 9 to nothing.

22 MEMBER GRINNELL: All right. I thought --

23 CHMN. KATZ: Don't worry about it. We're
24 set.

25 Anything further from counsel?

1 MR. DERSTINE: No, thank you.

2 CHMN. KATZ: Anything further from any of the
3 Committee Members?

4 (No response.)

5 CHMN. KATZ: Thank you all. We do stand in
6 recess. Enjoy your rest of the day.

7 (The proceeding adjourned at 10:17 a.m.)

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1 STATE OF ARIZONA)

2 COUNTY OF MARICOPA)

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4 BE IT KNOWN that the foregoing proceedings
5 were taken before me; that the foregoing pages are a
6 full, true, and accurate record of the proceedings all
7 done to the best of my skill and ability; that the
8 proceedings were taken down by me in shorthand and
9 thereafter reduced to print under my direction.

10 I CERTIFY that I am in no way related to any
11 of the parties hereto nor am I in any way interested in
12 the outcome hereof.

13 I CERTIFY that I have complied with the
14 ethical obligations set forth in ACJA 7-206(F)(3) and
15 ACJA 7-206 J(1)(g)(1) and (2). Dated at Phoenix,
16 Arizona, this 15th day of November, 2021.

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KATHRYN A. BLACKWELDER
Certified Reporter
Certificate No. 50666

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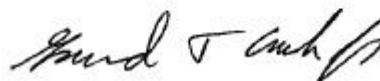
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