

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)
8 Certificate of Environmental Compatibility) Docket No. L-00000B-00-0105
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 ~ SRP has completed all the permitting requirements for this
8 project and is in compliance with all ordinances, master plans and
9 regulations of all applicable governmental jurisdictions.***

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

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

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

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

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

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

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

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

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

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

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

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

21 The objective of the CWG shall be to refine the landscaping and mitigation
22 concept plans submitted during these hearings (Exhibit 88). The CWG shall
23 work to achieve appropriate visual mitigation of plant facilities and to
24 facilitate the design and installation of the concept plan components so as to
25 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.

Applicant will develop with the Town of Gilbert a continuous fund, to be
administered by the Town of Gilbert, to provide for the construction and
maintenance of off-site landscaping in the areas depicted in the off-site
landscaping concepts as developed by the CWG in an amount sufficient to
fund the concepts in Exhibit 88 or concepts developed by the CWG,

1 whichever is greater.

2 **Status ~**

3 **Onsite Landscaping Program ~**

4 ***SRP has completed nearly all of the landscaping at the site. The only***
5 ***work not completed involves the northeast area and the southeast***
6 ***corner of the project site that could not be addressed until the plant***
7 ***construction was completed. Work in the northeast and southeast***
8 ***areas is expected to be completed by the end of 2006.***

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

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

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

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

22 **Individual County Landscaping Program ~**

23 ***SRP has completed this program.***

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

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

- 35 9. Applicant shall, where reasonable to do so, plant on site trees by the fall of
36 2001. Because planting of trees must await the improvement of Warner
37 Road and the design and construction of berms, this condition will largely
38 apply to trees on the East side of the site, and some of the trees on the
39 North side. All landscaping will be installed prior to the installation of major
40 plant equipment such as, but not limited to, exhaust stacks, combustion
41 turbines, and heat recovery steam generators, except where delays are

1 reasonably necessary to facilitate construction activities.

2 ***Status ~ As noted in condition 7, nearly all of the landscaping work at***
3 ***the site has been completed. SRP expects to complete the landscaping***
4 ***work in the northeast area and the southeast corner of the project site***
5 ***by the end of 2006.***

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

19 ***Status ~ SRP remains in compliance with all applicable noise guidelines***
20 ***and standards. Throughout construction of the project, SRP has taken***
21 ***noise readings at various locations along the plant boundary three***
22 ***times per week to ensure compliance with noise guidelines and***
23 ***standards. Additional noise testing was conducted during nighttime***
24 ***construction activities, such as concrete pours. This process will***
25 ***continue until all construction activities are complete.***

Since Unit 5 began commercial operation on April 1, 2005, plant
personnel are conducting additional off-site noise testing at the sites
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.

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

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

- 31 12. Applicant shall actively work with all interested Valley cities, including at a
32 minimum, Tempe, Mesa, Chandler, Queen Creek and Gilbert, to fund a
33 Major Investment Study through the Regional Public Transit Authority to
34 develop concepts and plans for commuter rail systems to serve the growing
35

1 population of the East Valley. Applicant will contribute a maximum of
2 \$400,000 to this effort.

3 ***Status ~ Phase 2 of the Gilbert Transportation Study (the Gilbert Bicycle
4 & Pedestrian Plan) is 98% complete. The Gilbert Transportation Study
5 was developed to integrate with the Maricopa Association of
6 Government's (MAG) Transit Study. Final comments from the Technical
7 Advisory Committee (TAC) on the report have been incorporated in the
8 Plan. The final Plan and Development Guidelines documents have been
9 submitted to the Town of Gilbert. Town staff is working to schedule a
10 final presentation to the Town Council.***

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

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

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

15 ***Status ~ To date, SRP has delivered a total of 82,879 acre feet of CAP
16 water to GRUSP for future use via recovery from any SRP owned wells
17 (Association or District) and delivered to SEP from the Eastern Canal
18 (or onsite District wells). SRP continues to be ahead of its storage
19 schedule and projects that SRP will continue to store CAP water in
20 GRUSP through 2011 for recovery and use. To meet ongoing
21 operational water demands, SEP continues to use SRP surface water
22 and CAP water (both directly and via recovery of storage credits from
23 SRP owned wells).***

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

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

- 24 16. Applicant agrees to maintain on file with the Town of Gilbert safety and
25 emergency plans relative to emergency conditions that may arise at the
plant site. On at least an annual basis Applicant shall review and update, if
necessary, the emergency plans. Copies of these plans will be made

1 available to the public and on Applicant's web site. Additionally Applicant
2 will cooperate with the Town of Gilbert to develop an emergency notification
3 plan and to provide information to community residents relative to potential
4 emergency situations arising from the plant or related facilities. Applicant
5 agrees to work with the Gilbert police and fire departments to jointly develop
6 on site and off-site evacuation plans, as may be reasonably appropriate.
7 This cooperative work and plan shall be completed prior to operation of the
8 plant expansion.

9 ***Status ~ SRP does and will continue to comply with all safety standards
10 including secondary containment for bulk materials (chemicals) and
11 development of evacuation procedures for plant personnel. The plant's
12 Emergency Response/Contingency Plan is available on the Santan
13 website. Additionally, a detailed copy of the Emergency Response plan is
14 available at the Town of Gilbert Fire Department as well as with the State
15 Emergency Response Commission (SERC) and the Maricopa County
16 Local Emergency Planning Committee (LEPC).***

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

20 ***Status ~ SRP acquired emission reduction credits from the Phoenician
21 and Oak Canyon Manufacturing sufficient to satisfy the 72 ton VOC
22 offset requirement contained in the Santan air quality permit. In
23 addition, SRP, in cooperation with the Maricopa County Department of
24 Transportation (MCDOT), has obtained sufficient PM10 offsets for Units
25 5 and 6 by paving roads in the east valley, starting with roads closest to
the plant site.***

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

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

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

- 24 19. Beginning upon operation of the new units, Applicant will establish a citizens'
25 committee, elected by the CWG, to monitor air and noise compliance and
water quality reporting. Applicant will establish on-site air and noise
monitoring facilities to facilitate the process. Additionally Applicant shall

1 work with Maricopa County and the Arizona Department of Environmental
2 Quality to enhance monitoring in the vicinity of the plant site in a manner
3 acceptable to Maricopa County and the Arizona Department of
4 Environmental Quality. Results of air monitoring will be made reasonably
5 available to the public and to the citizens' committee. Applicant shall provide
6 on and off-site noise monitoring services (at least on a quarterly basis),
7 testing those locations suggested by the citizens' committee. The off-site air
8 monitoring plan shall be funded by the Applicant and be implemented before
9 operation of the plant expansion.

6 ***Status ~ The Santan Neighborhood Committee (SNC) held a meeting on
7 August 16, 2006 where Santan personnel provided a presentation and
8 discussion of the July 27th transformer failure and resulting fire at the
9 Santan switchyard. While the switchyard is located at the Santan
10 facility, it is not related to the Santan Expansion Project. Santan
11 personnel also provided additional monthly data on emissions, water
12 discharge and off-site noise readings taken since the last meeting. The
13 next SNC meeting is scheduled for November 15, 2006.***

- 11 20. Applicant will explore, and deploy where reasonably practicable, the use of
12 available technologies to reduce the size of the steam plumes from the unit
13 cooling towers. This will be a continuing obligation throughout the life of the
14 plant.

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

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

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

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

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

- 24 23. Applicant will replace all Town of Gilbert existing street sweepers with
25 certified PM10 efficient equipment. A PM10 efficient street sweeper is a
street sweeper that has been certified by the South Coast Air Quality
Management District (California) to comply with the District's performance

standards under its Rule 1186 (which is the standard referenced by the Maricopa Association of Governments).

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

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

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

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

Status ~ SRP has an environmental management system (EMS) designed to assure compliance with applicable laws and regulations. The Santan Generating Station is integrated in the SRP EMS. Procedures and Environmental Information Management Systems (EIMS) have been modified to incorporate the new requirements associated with the Santan Expansion Project. Plant personnel responsible for meeting environmental compliance have received training on the new requirements and a formal audit will be conducted within one year after Unit 6 startup.

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. SRP is currently developing the presentation materials and graphics for the emissions data that will be posted on the Santan website.

28. Applicant will comply with the provisions of the Intergovernmental

1 Agreement dated April 25, 2000 between Applicant and the Town of Gilbert,
2 as modified pursuant to this Certificate.

3 **Status** ~ *There are eight SRP obligations noted on the IGA. The status
4 of each obligation is as follows:*

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

7 **Screening of the Plant** ~ *All of the screening, with the exception of the
8 northeast area and the southeast corner of the project site, is complete.
9 With the recent completion of the power plant construction, these two
10 areas of the site can now be addressed. Screening in these areas is
11 scheduled for completion by the end of 2006.–*

12 **Trail Extension** ~ *In the “Trails Area” to the east of the power plant,
13 work is complete. The “Trails Area” includes a horse trail, unpaved
14 equestrian resting areas complete with benches for the horse’s rider,
15 and a shared use path, surrounded by decorative masonry walls, path
16 lighting, and new plantings of trees and shrubs.*

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

18 **Training Tower Removal** ~ *This training tower was removed in the fall of
19 2000.*

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

23 **Dust Control Along Canals** ~ *SRP is in compliance with applicable PM-
24 10 standards along SRP canal banks.*

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

29. During the proceeding neighbors to the plant site raise significant concern
about the impact of the plant expansion on residential property values. In
performing each of the conditions in this order Applicant, in conjunction
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. Almost all of the
landscaping at the project site has been completed and funding for off-
site landscaping has been completed as well. The landscaping*

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2
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)
7 Sections 40-360-03 and 40-360.06, for a)
8 Certificate of Environmental Compatibility)
9 authorizing the Expansion of its Santan)
10 Generating Station, located at the intersection)
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.)

Case No. 105

Docket No. L-00000B-00-0105

Decision No. _____

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

21 The Commission finds and concludes that the Certificate of Environmental
22 Compatibility should be granted upon the additional and modified conditions stated
23 herein.

- 24 35. The Santan Expansion Project shall be required to meet the Lowest
25 Achievable Emission rate (LAER) for Carbon Monoxide (CO), Nitrogen
Oxides (Nox), Volatile Organic Carbons (VOCs), and particulate Matter
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.

Status ~ On February 10, 2003 the Maricopa County Environmental 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 will 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 39. Applicant shall provide \$20,000 to the Pipeline Safety Revolving Fund on
2 an annual basis, thus improving the overall safety of pipelines throughout
the State of Arizona.

3 **Status ~ In March 2006, a check for \$20,000 was sent to the Arizona
4 Corporation Commission, for deposit in the Pipeline Safety Revolving
5 Fund. This check satisfies compliance with this condition for the year
ending April 30, 2006. Subsequent checks will be distributed in the
6 March/April timeframe each year.**

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

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

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

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

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

16
17 Chairman

Commissioner

Commissioner

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

22
23 By: _____
24 Brian C. McNeil
Executive Secretary

24 Dissent: _____