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BEFORE THE ARIZONA POWER PLANT  
AND TRANSMISSION LINE SITING COMMITTEE

IN THE MATTER OF THE APPLICATION OF  
YUMA BN, LLC, IN CONFORMANCE WITH  
THE REQUIREMENTS OF ARIZONA REVISED  
STATUTES, SECTIONS 40-360, ET. SEQ., FOR  
CERTIFICATES OF ENVIRONMENTAL  
COMPATIBILITY AUTHORIZING THE  
ORCHARD SOLAR 230 KV TRANSMISSION  
LINE PROJECT AND ASSOCIATED  
INTERCONNECTION FACILITIES LOCATED  
IN YUMA COUNTY, ARIZONA

Docket No.  
L-00000A-22-0313-00213

Case No. 213

Arizona Corporation Commission

DOCKETED

DEC 20 2022

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AGENDA  
AZ CORPORATION COMMISSION  
DOCKET CONTROL

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the general public, the parties and the Arizona Power Plant and Transmission Line Siting Committee (“Committee”), that the Committee will hold a public meeting/hearing on the above application that is open to the public at the Holiday Inn – Yuma, located at 1901 East 18<sup>th</sup> Street, Yuma, Arizona, 85365, commencing on Monday, January 30, 2023, at 1:00 p.m., and will continue each weekday on Tuesday, January 31, 2023, and Wednesday, February 1, 2023, as necessary, at the same location beginning at 9:00 a.m. on each day, unless a tour is taken. If a tour is taken, it will begin on an alternative date and time set by the Chairman of the Committee (“Chairman”).

Public comment will be taken in a special evening session on Monday, January 31, 2023, at 5:30 p.m. and may be taken at the beginning of each hearing day or at other times during the hearing at times designated by the Chairman. Unless later ordered by the Chairman, the hearing will adjourn at approximately 5:00 p.m. each day, except on Monday, January 31, 2023, when it will continue after 5:00 p.m. for the public comment session.

1 No tour of the Project area is planned by the Chairman at this time. If the  
2 Chairman or Committee later decide to conduct a tour, notice that includes a map and  
3 itinerary of any such tour will be available at the hearing and posted on the Project website  
4 at <https://brightnightpower.com/orchard/> and the ACC website at:  
5 <https://www.azcc.gov/arizona-power-plant/meeting-schedule>.

6 The hearing may conclude earlier or later than anticipated, depending upon the  
7 number of parties that intervene, the amount of testimony presented, the amount of public  
8 comment, and the time needed for deliberations by the Committee. As a part of the public  
9 meeting/hearing, members of the Committee will discuss the potential value of a tour, and,  
10 at the discretion of the Chairman, may tour the location of the proposed project area as set  
11 forth above.

12 **THE PUBLIC HAS THE OPTION TO PARTICIPATE BY EITHER**  
13 **WATCHING THE MEETING ONLINE OR LISTENING TO THE MEETING VIA**  
14 **TELEPHONE.**

15 At least 24 hours in advance of the hearing, information regarding online and  
16 telephone hearing access as well as any additional details regarding safety protocols or  
17 other revisions to the hearing schedule, will be posted on the Applicant's Project website  
18 at <https://brightnightpower.com/orchard/> and Arizona Corporation Commission's  
19 ("ACC") website at <https://www.azcc.gov/arizona-power-plant/meeting-schedule>. The  
20 Chairman may, at his discretion, recess the hearing to a time and place to be announced  
21 during the hearing, or to be determined after the recess. The date, time, and place at  
22 which the hearing will be resumed will be posted on the above-noted Project and ACC  
23 websites. **NOTE: NOTICE OF ANY SUCH RESUMED HEARING WILL BE**  
24 **GIVEN; HOWEVER, PUBLISHED NOTICE OF SUCH A RESUMED HEARING**  
25 **IS NOT REQUIRED.**

26 **PUBLIC COMMENT WILL BE TAKEN IN A SPECIAL EVENING**  
27 **SESSION ON MONDAY, JANUARY 30, 2023, AT 5:30 P.M., VIA TELEPHONE,**  
28 **ZOOM, OR IN PERSON AT THE HOLIDAY INN – YUMA, LOCATED AT 1901**  
**EAST 18<sup>TH</sup> STREET, YUMA, ARIZONA 85395. PUBLIC COMMENT MAY**

1 **ALSO BE TAKEN AT OTHER TIMES DURING THE HEARING AT THE**  
2 **DISCRETION OF THE COMMITTEE CHAIRMAN.**

3 **PLEASE BE ADVISED THAT ALL LOCALE AND STATE PUBLIC**  
4 **HEALTH AND SAFETY GUIDELINES WILL BE FOLLOWED DURING THE**  
5 **PUBLIC HEARING AND PUBLIC COMMENT SESSION. RESTRICTIONS ON**  
6 **PUBLIC ACCESS, SAFETY PROTOCOLS, AND REVISIONS TO THE**  
7 **HEARING SCHEDULE MAY OCCUR DUE TO PUBLIC HEALTH**  
8 **CONSIDERSATIONS.**

9 At the public meeting/hearing, the Committee may consider, discuss, deliberate  
10 and/or vote on the matters on the agenda. Items on the agenda may be taken in a different  
11 order than listed as conditions require:

- 12 1. Call to order;
- 13 2. Roll call;
- 14 3. Consideration of and vote upon any requests to intervene;
- 15 4. Hearing on the application;
- 16 5. Public comment at the discretion of the Chairman;
- 17 6. Discussion of potential value of a tour of the proposed route;
- 18 7. If it is decided a tour would be valuable, the Committee will meet at the  
19 hearing site. The members of the Committee will tour the project. Members  
20 of the public may follow the Committee's tour. No testimony or discussion  
21 with or between Committee members about the application or matters  
22 relating to the application will take place, except on the record before a court  
23 reporter at the designated stops. The Chairman will make any procedural  
24 decisions concerning stops at different points of interest;
- 25 8. Discussion of proposed findings of fact, conclusions of law, the certificate of  
26 environmental compatibility and conditions to the certificate of  
27 environmental compatibility;

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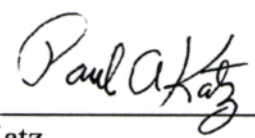
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9. Vote and decision concerning findings of fact, conclusions of law, the certificate of environmental compatibility and conditions to the certificate of environmental compatibility;

10. Adjournment.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Carolyn Buck, voice phone number: (602) 542-3931, e-mail: CDBuck@azcc.gov. Requests should be made as early as possible to arrange the accommodation. All materials relating to the hearing, including any tour, may be found at the Docket Control of the Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007, First Floor and on the Arizona Corporation Commission website eDocket at <http://www.azcc.gov>.

**DATED** this 20<sup>th</sup> day of December, 2022.



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Paul A. Katz  
Assistant Attorney General  
Chairman, Arizona Power Plant and  
Transmission Line Siting Committee  
15 South 15<sup>th</sup> Avenue  
Phoenix, Arizona 85007  
[Paul.Katz@azag.gov](mailto:Paul.Katz@azag.gov)

1 CERTIFICATION OF MAILING

2 Pursuant to A.A.C. R14-3-204, the **ORIGINAL** of the foregoing and 26 copies were filed  
3 this 20<sup>th</sup> day of December, 2022 with:

4 **Utilities Division – Docket Control**  
5 ARIZONA CORPORATION COMMISSION  
6 1200 W. Washington St.  
7 Phoenix, AZ 85007

8 **COPIES** of the foregoing mailed this 20<sup>th</sup> day of December, 2022 to:

9 Robin Mitchell, General Counsel  
10 Arizona Corporation Commission  
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12 Phoenix, Arizona 85007  
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31 CEC 213