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

IN THE MATTER OF THE APPLICATION OF
ARLINGTON VALLEY SOLAR ENERGY, LLC, IN
CONFORMANCE WITH THE REQUIREMENTS OF
ARIZONA REVISED STATUTES §§ 40-360.03 AND 40-
360.06 *et seq.* FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY AUTHORIZING
CONSTRUCTION OF THE ARLINGTON VALLEY
SOLAR ENERGY (“AVSE”) PROJECT, AN
APPROXIMATELY 125 MWSOLAR GENERATING
FACILITY LOCATED IN PORTIONS OF SECTIONS 20,
21 AND 28, WITH ASSOCIATED SWITCHYARDS
AND GEN-TIE LINES INTERCONNECTING FROM
THE AVSE PROJECT SITE TO THE EXISTING
HASSAYAMPA SWITCHYARD LOCATED IN
SECTION 15, ALL IN TOWNSHIP 1 SOUTH, RANGE 6
WEST, MARICOPA COUNTY, ARIZONA.

Docket No.L-00000PP-09-0548-00153

Case No. 153

IN THE MATTER OF THE APPLICATION OF
ARLINGTON VALLEY SOLAR ENERGY II, LLC, IN
CONFORMANCE WITH THE REQUIREMENTS OF
ARIZONA REVISED STATUTES §§ 40-360.03 AND 40-
360.06 *et seq.* FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY AUTHORIZING
CONSTRUCTION OF THE ARLINGTON VALLEY
SOLAR ENERGY II (“AVSE II”) PROJECT, AN
APPROXIMATELY 125 MW SOLAR GENERATING
FACILITY LOCATED IN PORTIONS OF SECTIONS 25,
26, 27, 35 AND 36, AND ASSOCIATED
SWITCHYARDS AND GEN-TIE LINES
INTERCONNECTING FROM THE AVSE PROJECT
SITE TO THE EXISTING HASSAYAMPA
SWITCHYARD LOCATED IN SECTION 15, ALL IN
TOWNSHIP 1 SOUTH, RANGE 6 WEST, MARICOPA
COUNTY, ARIZONA.

Docket No. L-00000QQ-09-0549-00154

Case No. 154

CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY

Case No. 154: AVSE II

1 Pursuant to notice given as provided by law, the Arizona Power Plant and Transmission
2 Line Siting Committee (the "Committee") held public hearings on January 26 and 27, 2010, in
3 conformance with the requirements of Arizona Revised Statutes ("A.R.S.") §§ 40-360, *et seq.*,
4 for the purpose of receiving evidence and deliberating on the Application of **Arlington Valley**
5 **Solar Energy II, LLC** ("Applicant") for a Certificate of Environmental Compatibility
6 ("Certificate") in the above-captioned Case No.154.

7 The following members and designees of members of the Committee were present at one
8 or more of the hearings for the evidentiary presentations and/or for the deliberations:

9 John Foreman	Chairman, Designee for Arizona Attorney General Terry Goddard
10 Paul Rasmussen	Designee for Director, Arizona Department of Environmental Quality
11 Gregg Houtz	Designee for Director, Arizona Department of Water Resources
12 Jessica Youle	Designee for Director, Energy Office, Arizona Department of Commerce
13 David Eberhart	Designee for Chairman, Arizona Corporation Commission
14 William Mundell	Appointed Member (participating on January 26, 2010)
15 Jeff McGuire	Appointed Member
16 Patricia Noland	Appointed Member
17 Michael Palmer	Appointed Member
18 Michael Whalen	Appointed Member
19 Barry Wong	Appointed Member

20 Applicant was represented by Jay Moyes and Steve Wene of Moyes Sellers & Sims,
21 Ltd. No parties sought intervention or made a limited appearance.
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1 At the conclusion of the hearings, the Committee, having received the Application,
2 the appearances of the parties, the evidence, testimony, and exhibits presented at the
3 hearings, and being advised of the legal requirements of A.R.S. §§ 40-360 to 40-360.13,
4 upon motion duly made and seconded, voted 10to 0 to grant Applicant this Certificate of
5 Environmental Compatibility (Case No. 154) for the below-described Project.

6 The Project as approved consists of an up to 125 Megawatt (MW) nominal net
7 output solar generating facility (the "Generation Facility") together with associated 115kV
8 and 500kV switchyards and 115 kV and 500 kV gen-tie electric lines (collectively, the
9 "Gen-tie Facilities") to interconnect the Generation Facility to the existing Hassayampa
10 500kV switchyard and the electric transmission grid. (The Generation Facility and the Gen-
11 tie Facilities collectively constitute the "Project"). The Committee acknowledges that
12 Applicant has proposed that the Generation Facility may utilize either (1) Photovoltaic (PV)
13 solar technology, or (2) concentrating solar thermal (CSP) technology. If CSP technology is
14 selected, the Generation Facility may, at Applicant's option, include equipment to provide
15 complementary firming generation capability when solar radiation is insufficient. The
16 firming may be provided by utilizing one of either (i) solar thermal storage (STS)
17 technology or (ii) natural gas co-firing technology using an auxiliary boiler but no
18 additional steam turbine. If CSP with firming is used, however, the Generation Facility's
19 nominal output of 125MW shall not be increased, and shall not exceed 1500 hours per
20 calendar year of generation using gas co-firing.

21 Pursuant to the jurisdiction of the Committee over the proposed CSP option
22 Generating Facility and the proposed Gen-tie Facilities, expressly granted under A.R.S. §
23 40-360 (9) and (10), this Certificate expressly authorizes construction of the Project using
24 the CSP option, with or without either the STS option or the natural gas co-firing option for
25 firming generation capability, but does not mandate the selection of any of such options for
the Generating Facility. The Generating Facility will be located on approximately 1160
acres comprising portions of Sections 25, 26, 27, 35 and 36 of Township 1 South, Range 6
West, G&SRB&M, Maricopa County, Arizona. Applicant may utilize either one of, or

1 portions of, either alternative corridor for the final location and construction of the Gen-tie
2 Facilities, as identified on the location map of the Project set forth in **Exhibit A** to this
3 Certificate; and may use a combination of single and/or double circuit principal
4 transmission structures and configurations approximately of the types and sizes represented
5 by the drawings attached as **Exhibit B** to this Certificate, using overhead and/or
6 underground configurations as feasible to make the necessary incidental crossings of
7 existing transmission lines, all to be determined by Applicant after due consultation with the
8 affected existing transmission line owners and in accordance with sound engineering
9 principles, governing interconnection standards and applicable safety and reliability
10 standards.

11 CONDITIONS

12 This Certificate is granted upon the following conditions:

- 13 1. These conditions shall apply to Applicant, its successor(s) and assignee(s).
- 14 2. Applicant shall obtain all required approvals and permits required by the United
15 States, the State of Arizona, the County of Maricopa, and any other
16 governmental entities having jurisdiction necessary to construct the Project.
- 17 3. Applicant shall comply with all existing applicable statutes, ordinances, master
18 plans, county comprehensive plans, and regulations of the State of Arizona,
19 Maricopa County, the United States, and any other governmental entities
20 having jurisdiction over the construction and operation of the Project.
- 21 4. This authorization to construct the Project shall expire seven years from the date
22 the Certificate is approved by the Commission; provided, however, that prior to
23 such expiration Applicant may request that the Commission extend this time
24 limitation.
- 25 5. In the event that the Project requires an extension of the term of this Certificate,
Applicant shall use commercially reasonable means to directly notify by first
class mail all landowners and residents within one mile of the Project Site, and
all persons who made public comment at this proceeding, of the date, time and

1 place of the proceeding in which the Commission shall consider such request for
2 extension.

- 3 6. Applicant shall comply with the most current Western Electricity Coordinating
4 Council/North American Electric Reliability Corporation planning standards as
5 approved by the Federal Energy Regulatory Commission, and National Electrical
6 Safety Code construction standards.
- 7 7. Applicant shall comply with the notice and salvage requirements of the Arizona
8 Native Plant Law (A.R.S. §§ 3-901, et seq.) and shall, to the extent feasible,
9 minimize the destruction of native plants during Project construction.
- 10 8. If any archaeological, paleontological or historical site or object that is at least
11 fifty years old is discovered on state, county or municipal land during Project-
12 related activities, the person in charge shall promptly report the discovery to the
13 Director of the Arizona State Museum and, in consultation with the Director,
14 shall immediately take all reasonable steps to secure and maintain the
15 preservation of the discovery, as required by A.R.S. § 41-844
- 16 9. If human remains and/or funerary objects are encountered on private land
17 during the course of any ground-disturbing activities relating to the
18 development of the subject property, Applicant shall cease work on the affected
19 area of the Project and notify the Director of the Arizona State Museum as
20 required by A.R.S. § 41-865.
- 21 10. Applicant shall follow any published guidelines adopted by the Arizona Game
22 and Fish Department or the United States Fish and Wildlife Service for handling
23 contacts during the construction and operation of the Project with any species
24 designated as endangered. Applicant shall also follow any published and
25 adopted guidelines for handling contacts with any species of greatest
conservation need as designated by the Arizona Game and Fish Department. If
no published and adopted guidelines exist, Applicant shall use reasonable care to
avoid any harm to individuals of the designated species. If the avoidance of
harm to individuals is not possible, Applicant shall contact the Arizona Game
and Fish Department and the United States Fish and Wildlife Service to obtain

1 any applicable permits and appropriate guidance for removing the individual
2 members of the species contacted from the area of the Project.

3 11. Before construction on the Gen-tie Facilities' transmission lines may commence,
4 Applicant shall file a construction mitigation and restoration plan ("Plan") with
5 ACC Docket Control. Where practicable, the Plan shall specify Applicant's plans
6 for construction access and methods to minimize impacts to wildlife and to
7 minimize vegetation disturbance outside of the Gen-tie Facilities right-of-way
8 particularly in drainage channels and along stream banks, if any, and to re-
9 vegetate, unless waived by the landowner, native areas of construction
10 disturbance to their preconstruction state outside of transmission line right of way
11 after construction has been completed. The Plan shall specify Applicant's plans
12 for coordination with the Arizona Game and Fish Department and the State
13 Historic Preservation Office. Applicant shall use existing roads for construction
14 and access where practicable and the Plan shall specify the manner in which
15 Applicant makes use of existing roads.

16 12. Within 120 days of the Commission decision granting this Certificate, Applicant
17 will erect and maintain at the Generation Facility site a sign of not less than 4
18 feet by 8 feet dimensions. Applicant will also post signs in public rights-of-way,
19 to the extent authorized by law, giving notice of the Gen-tie Facilities locations.
20 Applicant shall place signs in prominent locations at reasonable intervals such
21 that the public is notified along the full length of the corridors until the Gen-tie
22 Facilities are constructed. Such signage shall be no smaller than a normal
23 roadway sign. All of the above-required signs shall advise:

- 24 (a) That the site has been approved for the construction of Project facilities;
- 25 (b) The expected date of completion of the Project facilities;
- (c) A phone number for public information regarding the Project;
- (d) The name of the Project;
- (e) The name of the Applicant; and
- (f) The website of the Project

13. Applicant shall design the Gen-tie Facilities to incorporate reasonable measures to
minimize impacts to raptors.

- 1 14. Applicant shall use non-specular conductor and dulled surfaces for the Gen-Tie
2 Facilities' structures.
- 3 15. In connection with the construction of the Project, Applicant shall use
4 commercially reasonable efforts, where practicable and consistent with
5 applicable laws to encourage use of qualified Arizona legal resident
6 contractors, laborers, and suppliers of goods and services. In addition,
7 Applicant shall file, as part of its annual compliance certification requirement,
8 (A) a report listing the number of persons who were hired during the previous
9 calendar year for construction jobs at the Project who identify themselves, upon
10 hiring, as legal residents of Arizona; and (B) a report listing the names of
11 businesses in Arizona, with whom Applicant has executed during the previous
12 calendar year substantial contracts to provide goods and services during
13 construction of the Project, together with the total dollar payments, in the
14 aggregate for each list of businesses, to be paid by Applicant pursuant to those
15 contracts.
- 16 16. Applicant shall provide copies of this Certificate to the Maricopa County Department
17 of Development Services, the Arizona State Land Department, the State Historic
18 Preservation Office, and the Arizona Game and Fish Department.
- 19 17. Prior to the date construction commences on the Project, Applicant will provide
20 known homebuilders and developers of record within one mile of the Project the
21 identity, location, and a pictorial depiction of the type of power plant being
22 constructed, accompanied by a written description, and encourage the developers
23 and homebuilders to include this information in the developers' and homebuilders'
24 homeowners' disclosure statements.
- 25 18. Applicant shall submit a self-certification letter annually, identifying progress
made with respect to each condition contained in the Certificate, including which
conditions have been met. Each letter shall be submitted to the Commission
Docket Control on or before March 1, beginning in 2011. Attached to each
certification letter shall be documentation explaining how compliance with each
condition was achieved. Copies of each letter along with the corresponding

1 documentation shall be submitted to the Arizona Attorney General and Department
2 of Commerce Energy Office. The requirement for the self-certification shall expire
3 on the date the Project is placed into operation.

4 19. If Applicant selects the CSP technology for the Generation Facility, the Applicant
5 shall make all commercially reasonable efforts to minimize the use of groundwater
6 during construction and operation of the Project and such groundwater is limited to
7 withdrawals pursuant to Type 1 rights or hydrologic testing permits. Reports to the
8 Arizona Department of Water Resources required by applicable law with respect to
9 the Type 1 Non-irrigation Grandfathered Rights shall also be filed with the
Commission Docket Control.

10 20. If Applicant selects the CSP technology for the Generation Facility, Applicant shall
11 enter into a land subsidence monitoring agreement with the Arizona Department of
12 Water Resources.

13 21. Applicant shall obtain and comply with the applicable air quality permit(s) and all
14 air emissions regulations of the Maricopa County Air Quality Control Department,
15 Arizona Department of Environmental Quality, and United States Environmental
Protection Agency.

16 22. Applicant shall allow and provide for joint ownership and/or use of the authorized
17 new 115kV—500kV Switchyard and 500kV interconnection transmission line
18 components of the Gen-tie Facilities (the “500kV Components”) by the party who
19 holds a Certificate of Environmental Compatibility issued in Case No. 153, and it is
20 acknowledged that such 500kV Components are approved as a single facility
21 common to both generation facilities projects and their respective certificates, and
22 are not intended to be nor authorized to be constructed in duplicate.
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1 **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

2 This Certificate incorporates the following findings of fact and conclusions of law:

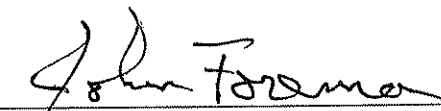
- 3 1. The Committee has the jurisdiction to approve this Application for a
4 Certificate to build the proposed Generating Facility using CSP technology,
5 but the Committee makes no determination of its jurisdiction to approve or
6 deny an application for a Certificate to build a photovoltaic electrical
7 generating facility. A.R.S. § 40-360 (9).
- 8 2. Taking into consideration the factors listed in A.R.S. § 40-360.06 and 360.07,
9 the photovoltaic electrical generating facility option would have an
10 environmental impact similar to or less than the CSP technology Generating
11 Facility approved in this Certificate.
- 12 3. The addition of the Generation Facility's clean energy production could offset
13 the need for fossil-fueled generation that would otherwise produce over one
14 hundred-fifty thousand tons per year of greenhouse gas emissions in the
15 western United States.
- 16 4. The Gen-tie Facilities are required for the operation of the Generation Facility
17 regardless of which Generation Facility technology option is constructed.
- 18 5. The Project will help the economy of Maricopa County and the state.
- 19 6. The Project will help meet the goal of advancing solar energy production.
- 20 7. The conditions placed on this Certificate by the Committee effectively
21 minimize the Project's impact on the environment and ecology of the state.
- 22 8. The Project is in the public interest because the Project's contribution to
23 meeting the need for an adequate, economical and reliable supply of renewable
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electric power outweighs the minimized impact of the Project on the environment and ecology of the state.

9. The conditions placed on this Certificate by the Committee resolve matters concerning the need for the Project and its impact on the environment and ecology of the state raised during the course of proceedings, and, as such, serve as the findings on the matters raised.
10. In light of these conditions, the balancing in the broad public interest results in favor of granting this Certificate.

THE ARIZONA POWER PLANT AND
TRANSMISSION LINE SITING COMMITTEE



Hon/ John Foreman, Chairman

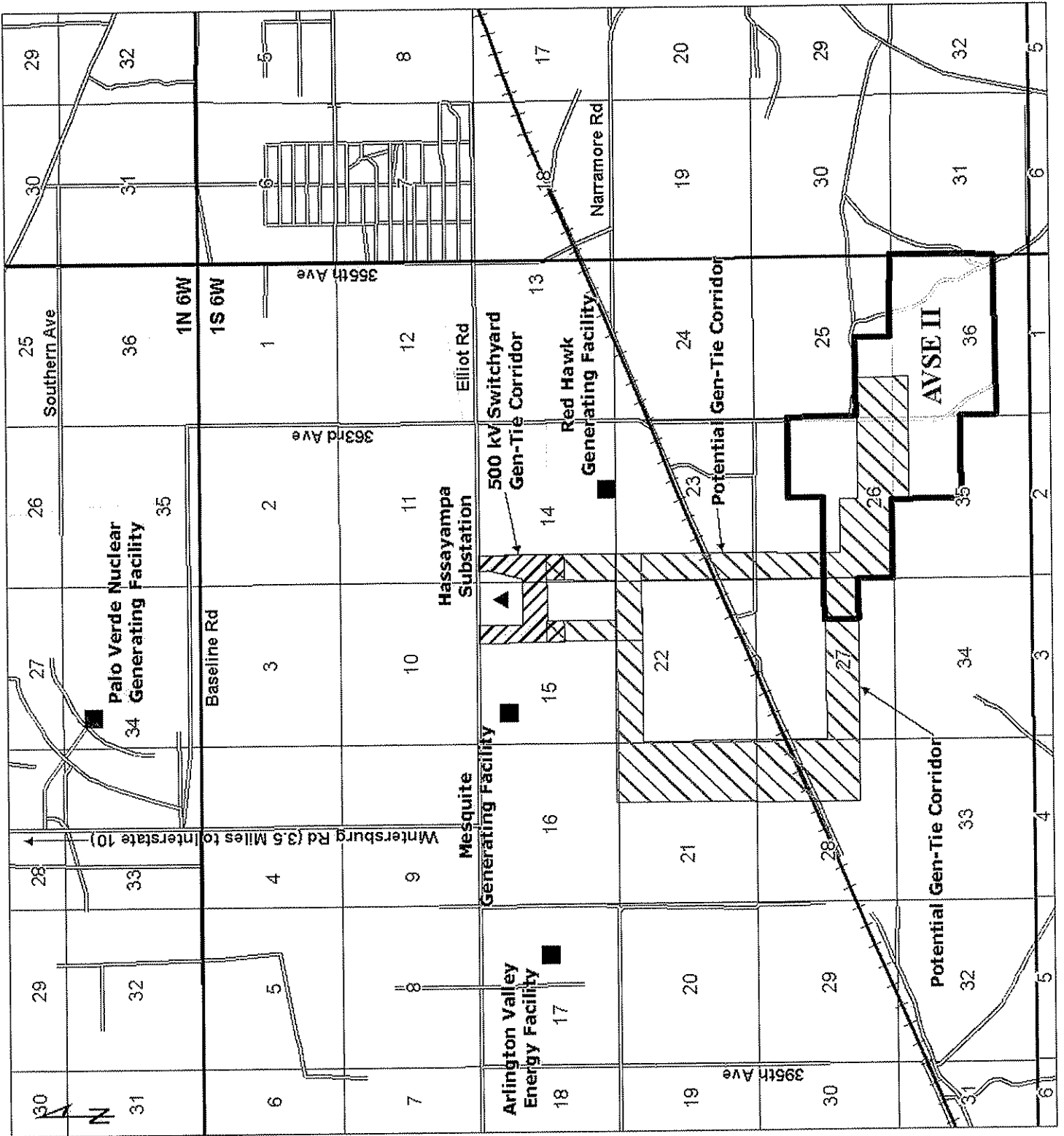
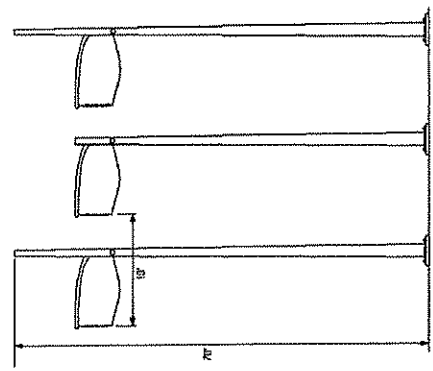
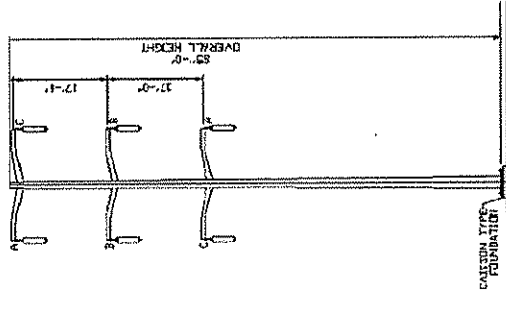


Exhibit A to Case No. 154

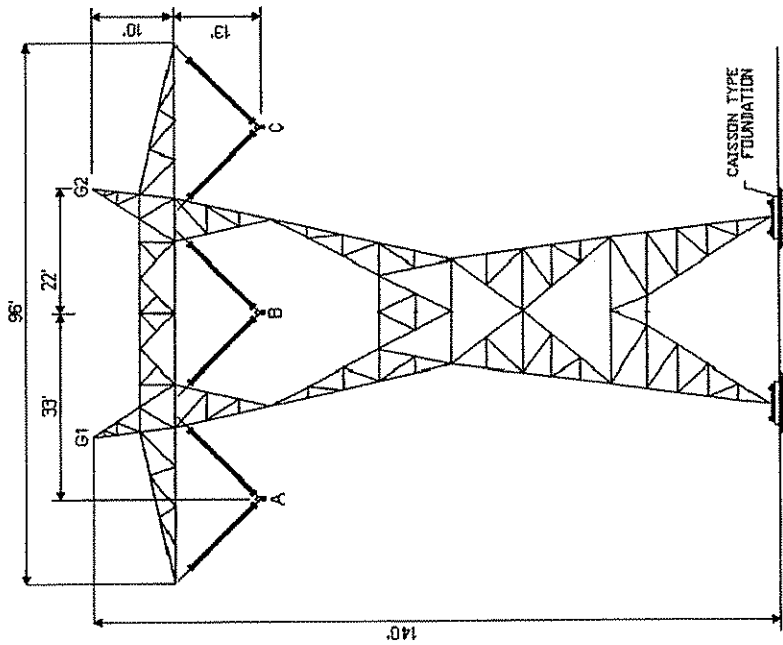
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CONCEPTUAL 115KV
SINGLE-CIRCUIT
DEAD-END STEEL
THREE-POLE STRUCTURE



CONCEPTUAL 115KV
DOUBLE-CIRCUIT POLE



CONCEPTUAL 500KV
SINGLE-CIRCUIT TOWER

NOTES
1. DRAWINGS NOT TO SCALE.
2. ALL DIMENSIONS ARE APPROXIMATE
AND SUBJECT TO CHANGE.

DATE	DESCRIPTION	BY	CHECKED
10/11/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
09/22/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
09/15/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
08/25/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
08/18/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
08/11/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
08/04/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
07/28/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
07/21/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
07/14/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
07/07/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
06/30/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
06/23/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
06/16/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
06/09/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
06/02/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
05/26/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
05/19/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
05/12/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
05/05/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
04/28/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
04/21/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
04/14/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
04/07/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
03/31/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
03/24/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
03/17/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
03/10/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
03/03/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
02/26/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
02/19/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
02/12/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
02/05/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
01/29/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
01/22/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
01/15/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
01/08/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS
01/01/11	REVISED FOR PERMITS	S. RICHARDS	S. RICHARDS

WorleyParsons
TRANSMISSION & ENERGY

ARLINGTON VALLEY
SOLAR ENERGY, LLC
TRANSMISSION STRUCTURES

CONCEPTUAL
ELEVATIONS

DATE: 10/11/11
PROJECT: ARLINGTON VALLEY SOLAR ENERGY, LLC TRANSMISSION STRUCTURES
DRAWN BY: S. RICHARDS
CHECKED BY: S. RICHARDS
SCALE: AS SHOWN
SHEET: 10 OF 10
PROJECT NO.: LS-AV-1-SK-671-102-002

Figure G-3