

In The Matter Of:

*APPLICANT: Wilmot Energy Center II PROJECT: 40 MW
Docket No.TBA - LS Case No. TBA*

*Prefiling Conference
November 21, 2023
Brief Temporary Caption*

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BEFORE THE ARIZONA POWER PLANT
AND TRANSMISSION LINE SITING COMMITTEE

2

3 APPLICANT: WILMOT ENERGY CENTER II,) DOCKET NO. TBA
LLC,)
4) CASE NO. TBA
5)
PROJECT: 450 MW PHOTOVOLTAIC SOLAR)
AND BATTERY PROJECT) PREFILING
CONFERENCE

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10 At: Phoenix, Arizona

11 Date: November 21, 2023

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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 (Pages 1 through 14)

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25 By: Robin L. B. Osterode, CSR, RPR

Arizona CR No. 50695

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BE IT REMEMBERED that the above-entitled and

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3 numbered matter came on regularly to be heard before the

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5 Arizona Power Plant and Transmission Line Siting

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7 Committee, commencing at 3:00 p.m. on the 21st day of

8

9 November 2023, with all participants appearing via

10

11 videoconference.

12

13

14 BEFORE: ADAM STAFFORD, Chairman

15

16

17 APPEARANCES:

18

19 For the Applicant:

20

21 CROCKETT LAW GROUP

22 By: Jeffrey Crockett

23 2198 East Camelback Road, Suite 305

24 Phoenix, Arizona 85016

25

Also Present:

Anna Galanis, Next Era Energy

Dean Hazle, SWCA

Olu Oladunni, Next Era Energy

Stephanie Rush, Next Era Energy

Alex Simons, Next Era Energy

Tod Brewer, Assistant to Chairman Stafford

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03:03:31-03:04:39 Page 4

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CHMN STAFFORD: Let's go on the record.

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3 Now's the time set for the prefiling conference for

4

5 Wilmot Energy Center II, LLC. I'll start by taking

6

7 appearances.

8

9 Mr. Crockett?

10

11 MR. CROCKETT: Good afternoon, Chairman

12

13 Stafford. Jeff Crockett, appearing on behalf of the

14

15 applicant, Wilmot Energy Center II, LLC.

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17 CHMN STAFFORD: And with you you have?

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19 MR. CROCKETT: Well, we've got Dean Hazle,

20

21 who is with SWCA; Stephanie Rush, who is with Next Era;

22

23 Alex Simons also with Next Era; Anna Galanis, who is with

24

25 Next Era; and Olu Oladunni, who is with Next Era.

CHMN STAFFORD: So I'm guessing Next Era is

the parent company for Wilmot Energy.

MR. CROCKETT: It is, yes.

CHMN STAFFORD: Have you had any public

interest or do you anticipate any intervenors?

MR. CROCKETT: We don't -- we have had no

one so far that has expressed to us that they intend to

intervene. There has been robust public outreach already

on this project. I can maybe ask Dean to respond and

tell you briefly what we've done there, and what the

reception has been thus far.

MR. HAZLE: Thank you, Mr. Crockett.

03:04:58-03:06:06	Page 5	03:07:55-03:08:53	Page 7
<p>1 We held a public open house for this</p> <p>2 project in mid-October, which was subject to our usual</p> <p>3 suite of advertising activities, including social media</p> <p>4 and direct mailings. We had about 15 or 20 people attend</p> <p>5 the open house, many of whom were residents who lived in</p> <p>6 the immediate vicinity of the solar project.</p> <p>7 I personally spoke with many of the</p> <p>8 attendees, and my impression was that the attendees at</p> <p>9 the open house were primarily concerned with the</p> <p>10 placement of the panels and location of the solar</p> <p>11 project, in general. And were perhaps less interested in</p> <p>12 the gen-tie overall. Although we did have information</p> <p>13 about the gen-tie on display at the open house. So my</p> <p>14 impression from that was low potential for property</p> <p>15 owners to intervene in the project.</p> <p>16 CHMN STAFFORD: So there weren't any</p> <p>17 interested parties that would be -- that wanted to come</p> <p>18 to the prefiling conference or anything, correct?</p> <p>19 MR. HAZLE: That's correct.</p> <p>20 MR. CROCKETT: Correct.</p> <p>21 CHMN STAFFORD: All right. Now, you'll</p> <p>22 provide a draft notice of hearing and e-mail Tod a Word</p> <p>23 copy. And, oh, yes, you have some exhibits for the</p> <p>24 prefiling conference; I see three of them.</p> <p>25 MR. CROCKETT: We do, Chairman Stafford.</p>	<p>1 County, the City of Tucson, and the Arizona State Land</p> <p>2 Department.</p> <p>3 CHMN STAFFORD: Okay. And you prepared the</p> <p>4 notice to file with the Commission, because the</p> <p>5 Commission actually sends the certified mail out to them,</p> <p>6 doesn't it?</p> <p>7 MR. CROCKETT: I think we both do it,</p> <p>8 actually, which is one of the areas of overlap in this</p> <p>9 process.</p> <p>10 CHMN STAFFORD: Well, I have high hopes</p> <p>11 that the Commission will complete a rulemaking on the</p> <p>12 Line Siting rules and move us into the 21st Century.</p> <p>13 Fingers crossed.</p> <p>14 So the hearing is going to be where? Is it</p> <p>15 going to be in Tucson or is it going to be Nogales?</p> <p>16 MR. CROCKETT: No, it's going to be in</p> <p>17 Tucson. This property is just southeast of Tucson, like</p> <p>18 I said, part of it is within the Tucson city limits and</p> <p>19 so the -- we've made arrangements at the -- I wrote a</p> <p>20 note here.</p> <p>21 Dean, where are we having our hearing?</p> <p>22 MR. HAZLE: At the Tucson Reid Park</p> <p>23 Doubletree, that hotel is right next to Reid Park in</p> <p>24 Tucson. And I believe that it's a venue that TEP</p> <p>25 frequently uses for their hearings, so perhaps some of</p>		
03:06:22-03:07:36	Page 6	03:09:05-03:10:12	Page 8
<p>1 That's correct. Prefiling Exhibit 1 is a map of the</p> <p>2 project. Prefiling 2 are the proposed locations of signs</p> <p>3 along the gen-tie route. And Prefiling 3 is the proposed</p> <p>4 notice that would be printed on those signs.</p> <p>5 (Exhibits 1 through 3 were marked and</p> <p>6 identified.)</p> <p>7 CHMN STAFFORD: All right. We'll mark</p> <p>8 those as prefilings 1, 2 and 3, and admit those.</p> <p>9 Robin, do you have a copy of those?</p> <p>10 THE REPORTER: I do, yes.</p> <p>11 CHMN STAFFORD: Now, for the publication of</p> <p>12 the notice, is that going to be in -- which paper is that</p> <p>13 going to be in?</p> <p>14 MR. CROCKETT: It will be in the Arizona</p> <p>15 Daily -- or that -- what is it, the Arizona Daily Star,</p> <p>16 which is a newspaper of general circulation in the area</p> <p>17 of this project. The project resides partially in Pima</p> <p>18 County, partially within the city of Tucson.</p> <p>19 CHMN STAFFORD: And does it cross some</p> <p>20 State Trust Land as well?</p> <p>21 MR. CROCKETT: The -- it -- yes, it</p> <p>22 includes State Trust Land and the State Trust Land is</p> <p>23 located within the city limits of the city of Tucson.</p> <p>24 So, Chairman Stafford, probably one of your</p> <p>25 next questions are affected jurisdictions are Pima</p>	<p>1 the committee members will be familiar with it.</p> <p>2 CHMN STAFFORD: Well, we have one in Tucson</p> <p>3 on the 4th and 5th, so -- I can't recall if it's the</p> <p>4 Doubletree or not, but I'll be sure to notice that when I</p> <p>5 show up.</p> <p>6 MR. CROCKETT: And, Chairman Stafford,</p> <p>7 since we're talking about the hotel, the hearing dates we</p> <p>8 have are January 16th and 17th, assuming we're finished</p> <p>9 in two days; we've got the 18th as well, in case we roll</p> <p>10 into a third day; Monday the 15th is Martin Luther King</p> <p>11 Day --</p> <p>12 CHMN STAFFORD: Okay.</p> <p>13 MR. CROCKETT: -- but we have rooms -- we</p> <p>14 have a block of rooms reserved on Monday, so Committee</p> <p>15 members could actually come and check in Monday evening</p> <p>16 if they would like. Or, typically, I think they come</p> <p>17 down the morning of, but they've got the option.</p> <p>18 CHMN STAFFORD: Okay. And you've got a</p> <p>19 block of rooms there for the out-of-town Committee</p> <p>20 members?</p> <p>21 MR. CROCKETT: Yes, we do.</p> <p>22 CHMN STAFFORD: Now, I don't know if we're</p> <p>23 going to want to do a tour of this, but it has --</p> <p>24 typically we have the applicant prepare a plan that's</p> <p>25 ready to go, and typically it will be on the Tuesday --</p>		

<p>03:10:26-03:11:44 Page 9</p> <p>1 well, I guess in this case, it would be Wednesday morning 2 if we decided to do a tour. We'll decide that before the 3 hearing concludes on Tuesday. So if you can know whether 4 to show up at the bus or not the following morning, just 5 make sure you have plans submitted by the time of the 6 prehearing conference. 7 MR. CROCKETT: We will -- we will do that, 8 and we will have van transportation on standby for the 9 Committee members. 10 CHMN STAFFORD: And, Tod, what do we have 11 for the date of the prehearing conference? 12 MR. BREWER: Thank you, Mr. Chairman. We 13 have this scheduled for January the 9th at 3:00. 14 CHMN STAFFORD: I'll prepare the procedural 15 order. And then the draft CEC give me by -- or to Tod by 16 the time of the prehearing conference. You know the 17 drill, reference the previous CECs. I think by this time 18 I think 222 is on the consent agenda next week, along 19 with 223. So those will be probably the newest ones to 20 look at. 21 We'll be doing public comment at 5:30 on 22 Tuesday. Do you expect a lot of turnout? Anybody from 23 the City going to come to make comment? 24 MR. CROCKETT: We -- we don't expect there 25 to be a lot of turnout on this. You know, the -- the</p>	<p>03:13:29-03:14:18 Page 11</p> <p>1 anticipate the hearing on the CUP to be? 2 MR. HAZLE: They're scheduled in January. 3 I don't have the date at my fingertips right now. 4 CHMN STAFFORD: That's fine. 5 MR. HAZLE: Unless some of my colleagues 6 does. 7 CHMN STAFFORD: That's fine. And we'll 8 have the -- I'm sure the hotel has got adequate Wifi. 9 And then we'll have Peaks Audio doing the normal setup 10 that they do? 11 MR. CROCKETT: Yes. Peaks Audio will be 12 doing the AV work, and they're already engaged. 13 CHMN STAFFORD: So you'll have the tablets 14 with all the exhibits available for the members? 15 MR. CROCKETT: Yes, we'll have tablets, and 16 then a couple of extra hard copies in the room. 17 CHMN STAFFORD: Yeah, one for me and then 18 one for the court reporter of the exhibits, and that 19 should do it. I'm assuming the filing fee for this was a 20 thousand dollars, if it's a shorter line, correct? 21 MR. CROCKETT: That's correct. 22 CHMN STAFFORD: As you know, the 23 Commission's obligated by statute to pay the cost of 24 reporting and transcribing any application hearing, as 25 well as the actual and necessary expenses incurred by the</p>
<p>03:12:05-03:13:16 Page 10</p> <p>1 starting portion of the gen-tie is located fairly close 2 to some residential areas, and so you never know what 3 kind of turnout we'll get there. But, as Dean mentioned, 4 people were -- the folks that came out were more 5 interested in the solar project itself and not so much 6 the gen-tie line. 7 CHMN STAFFORD: Right. 8 Okay. And then what about permit statuses, 9 do you need a permit from the County or the City? 10 MR. CROCKETT: Dean, do you want to give a 11 quick update on permits? 12 MR. HAZLE: Sure. 13 The solar project will be in unincorporated 14 Pima County. And most of the solar project will be in a 15 county designated renewable energy incentive district, 16 which is sort of a, you know, predetermined location 17 identified by Pima County as appropriate for solar. 18 Anyways, the solar project is going through 19 a Conditional Use Permit review process. Next Era 20 submitted its CUP application in late August and plans to 21 have hearings in January for the CUP with Pima County. 22 So that will not be wrapped up by the time we have 23 hearings, but, you know, it's well underway, with 24 advanced coordination with the County already. 25 CHMN STAFFORD: When did you say you</p>	<p>03:14:32-03:15:32 Page 12</p> <p>1 Committee members in connection with their participation 2 in the Committee meetings from the filing fee. If the 3 costs of these exceed the amount of what the fee may be, 4 with the applicant's consent incurred by the Committee to 5 charge the applicant. Does the applicant consent to 6 paying the Commission those costs in excess of the filing 7 fee? 8 MR. CROCKETT: Yes, they do. 9 CHMN STAFFORD: Thank you. 10 All right. And then the transcript 11 turnaround time will be three days. 12 Is there any other issues that you need to 13 discuss? 14 MR. CROCKETT: Chairman Stafford, the only 15 thing I'll bring up is that we are awaiting a System 16 Impact Study, which we don't expect to have by the time 17 we get to the hearing. They applied for it some time 18 ago. From what I understand, it's -- the Tucson Electric 19 Power is doing an update or a refresh of a System Impact 20 Study that goes back a ways. 21 We're assuming that that issue has sort of 22 been resolved for the time being that moving forward with 23 a System Impact Study is not going to be an obstacle or 24 an impediment to finishing this CEC process. 25 CHMN STAFFORD: Yeah. I anticipate that as</p>

03:15:48-03:16:14

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1 well. We will know for certain by the --
2 **MR. CROCKETT:** 29th.
3 **CHMN STAFFORD:** -- the 29th, or the next
4 day. It's on the consent agenda for the 29th, that's --
5 so we'll know before the hearing starts, yeah.
6 **MR. CROCKETT:** Yeah, that one's my case,
7 the Obed Meadow case, so I will be there.
8 **CHMN STAFFORD:** I remember.
9 **MR. CROCKETT:** It's on the consent agenda,
10 so that's good.
11 **CHMN STAFFORD:** Yes. Yeah, that one and
12 the 223, they're both on there, so -- I think that bodes
13 well. I think we'll know for certain. But by the time
14 we get to the hearing, the Commission will already have
15 decided it, so I think we're in good shape there.
16 Anything else, Tod, that we need?
17 **MR. BREWER:** No, Mr. Chairman, thank you.
18 **CHMN STAFFORD:** Well, that's all I have.
19 With that, let's go off the record.
20 (The hearing concluded at 3:16 p.m.)
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LS CASE NO. TBA PREFILING CONFERENCE 11/21/2023 Page 14

1 STATE OF ARIZONA)
2 COUNTY OF MARICOPA)
3
4 BE IT KNOWN that the foregoing proceedings were
5 taken before me; that the foregoing pages are a full,
6 true, and accurate record of the proceedings all done to
7 the best of my skill and ability; that the proceedings
8 were taken down by me in shorthand and thereafter reduced
9 to print under my direction.
10
11 I CERTIFY that I am in no way related to any of
12 the parties hereto nor am I in any way interested in the
13 outcome hereof.
14
15 I CERTIFY that I have complied with the ethical
16 obligations set forth in ACJA 7-206(F)(3) and ACJA 7-206
17 (J)(1)(g)(1) and (2). Dated at Phoenix, Arizona, this
18 24th day of November, 2023.
19
20
21
22
23
24
25

ROBIN L. B. OSTERODE, RPR
CA CSR No. 7750
AZ CR No. 50695

* * * * *

I CERTIFY that Glennie Reporting Services, LLC,
has complied with the ethical obligations set forth in
ACJA 7-206(J)(1)(g)(1) through (6).

GLENNIE REPORTING SERVICES, LLC
Registered Reporting Firm
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