ORIGINAL

BEFORE THE ARIZONA POWER PLANT AND TRANSMISSION LINE SITING COMMITTEE

IN THE MATTER OF THE APPLICATION OF TUCSON ELECTRIC POWER COMPANY IN CONFORMANCE WITH THE REQUIREMENTS OF A.R.S. § 40-360, ET SEQ., FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AUTHORIZING THE 138 KILOVOLT (KV) SOUTHWEST TUCSON RELIABILITY PROJECT, WHICH INCLUDES THE CONSTRUCTION OF A NEW 138 KV TRANSMISSION LINE WITHIN THE CITY OF TUCSON AND UNINCORPORATED PIMA COUNTY, ARIZONA.	Docket No. L-00000C-26-0407-00269 Case No. 269 **CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY**

A. INTRODUCTION

Pursuant to notice given as provided by law, the Arizona Power Plant and Transmission Line Siting Committee ("Committee") held public hearings in Tucson, Arizona, on November 4, 2026 through November 5, 2026, in conformance with the requirements of the Arizona Revised Statutes ("A.R.S.") § 40-360 *et seq.* for the purpose of receiving evidence and deliberating on the September 18, 2026 Application of Tucson Electric Power Company ("Applicant" or "TEP") for a Certificate of Environmental Compatibility ("Certificate") for the Southwest Tucson Reliability Project ("Project").

The following members and designees of members of the Committee were present at one or more of the hearing days for the evidentiary presentations, public comment, and/or the deliberations:

Adam Stafford	Chairman, Designee for Arizona Attorney General Kris Mayes
Nicole Hill	Designee for Director, Governor's Energy Office.

ACC - Docket Control - Received: 11/16/2026 01:40 PM
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Leonard Drago	Designee for Director, Arizona Department of Environmental Quality ("ADEQ")
Roman Fontes	Appointed Member, representing counties
Sal DiCiccio	Appointed Member, representing cities and towns
Margaret "Toby" Little	Appointed Member, representing the general public
Gabby Saucedo Mercer	Appointed Member, representing the general public
Douglas Fant	Appointed Member, representing the general public

The Applicant was represented by Meghan H. Grabel and Elias Ancharski of Osborn Maledon, P.A. and in-house counsel for TEP, Megan C. Hill and Samantha Egan. The City of Tucson intervened pursuant to A.R.S. § 40-360.05(A)(2) and was represented by Bradford Borman. One member of the public provided public comment seeking information regarding the impact of this Project on his land.

At the conclusion of the hearing, the Committee, after considering the (i) Application, (ii) evidence, testimony, and exhibits presented by the Applicant, and (iii) comments of the public, and being advised of the legal requirements of A.R.S. §§ 40-360 through 40-360.13, upon motion duly made and seconded, voted 6 to 0 to grant Applicant, its successors and assigns, this Certificate for the construction of the Project as described below.

B. PROJECT DESCRIPTION

The Project will involve the construction of an approximately 17-mile looped transmission line consisting of two new 138 kilovolt ("kV") circuits. The Project will be completed in two phases. Phase 1 of the Project will connect TEP's existing Midvale Substation in the City of Tucson to TEP's planned Tucson Estates Substation in unincorporated Pima County. Phase 2 of the Project will connect TEP's planned Tucson Estates Substation in unincorporated Pima County to a tie-in point on TEP's existing Midvale-South 138-kV transmission line in the City of Tucson. Only approximately 17 percent of the Project is new build. The rest of the Project leverages

existing infrastructure as follows: 9 percent rebuilds a 46 kV line to a 138 kV line using the same structure locations, to the extent feasible; 13 percent of the Project adds a second circuit to an existing set of structures; 29 percent reenergizes an existing 115 kV circuit to 138 kV on existing structures; 29 percent reenergizes existing 46 kV circuit to 138 kV on existing structures; and 3 percent rebuilds an existing 46 kV line to 138kV/46 kV on the same structure locations to the extent feasible.

Maps of the final approved Project, including the Project corridor and construction types, are included as **Exhibit A**. The proposed width of the corridor for the Project is up to 300 feet wide to allow for routing flexibility in the new build section. The rest of the Project will be located within existing rights-of-way ("ROW"). In areas outside of existing rights-of-way ("ROW"), the final ROW for the for Project will be no greater than 100 feet wide.

Route and Corridor

Phase 1 Route

The Phase 1 Route originates at the existing Midvale Substation on the north side of Drexel Road on land owned by TEP in the City of Tucson. From the substation, the route continues in the Drexel Road ROW west for approximately 0.6 miles to Westover Avenue. The route turns south and continues in the west ROW of Westover Avenue for approximately 1.0 miles to West Valencia Road. It then turns west and continues in an existing 46/115-kV transmission line easement in the south ROW of West Valencia Road for approximately 2.5 miles to Camino de Oeste, where it crosses to the north ROW of West Valencia Road. It continues in an existing 46/115-kV transmission line easement in the north ROW of West Valencia Road for approximately 1.5 miles to just east of Spencer Avenue. Here, the route turns north and continues in an existing 115-kV transmission line easement (owned by others) that parallels the Spencer Avenue alignment, for approximately 2.2 miles, to the planned Tucson Estates Substation parcel, which is on land leased from Arizona State Land Department

("ASLD") in Pima County, Arizona.

Phase 2 Route

The Phase 2 Route originates at the planned Tucson Estates Substation, which is on land leased from ASLD, in Pima County, Arizona. From the substation, the route traverses ASLD, Arizona Department of Transportation ("ADOT"), and Bureau of Land Management ("BLM") lands as it heads west, for approximately 1.3 miles, to South Camino Verde. The route then turns south and continues in an existing 46-kV line easement in the west ROW of South Camino Verde for approximately 1.5 miles to West Valencia Road. It then turns east and continues in an existing 46/115-kV transmission line easement in the north ROW of West Valencia Road for approximately 2.5 miles to Camino de Oeste, where it crosses to the south side of West Valencia Road. It continues east in an existing 46/115-kV transmission line easement in the West Valencia Road ROW for approximately 4.0 miles to the Circuit Tie, located west of I-19 in the City of Tucson, Arizona.

The Committee approves the construction of the Phase 1 and Phase 2 Routes, subject to the Conditions contained herein.

CONDITIONS

This Certificate is granted upon the following conditions:

1. This authorization to construct the Project shall expire ten (10) years from the date this Certificate is approved by the Arizona Corporation Commission ("Commission"), with or without modification. Construction of the Project shall be complete, such that the Project is in service within this ten-year timeframe. However, prior to the expiration of the time period, the Applicant may request that the Commission extend the time limitation.

2. In the event the Project requires an extension of the term of this Certificate prior to completion of construction, the Applicant shall file such time extension request at least one hundred and eighty (180) days prior to the expiration of

the Certificate. Within ten (10) days of the filing of the request to extend the term of this Certificate, the Applicant shall use reasonable means to promptly notify the ADOT, ASLD, Pima County, the City of Tucson, and all landowners and residents within a one (1) mile radius of the centerline of the Project, all persons who made public comment at this proceeding who provided a mailing or email address, and all parties to this proceeding. Any person who receives notice of the request to extend the term of the Certificate may request that the Applicant notify them by email of the date, time, and place of the hearing or open meetings during which the Commission will consider the request for extension. The Applicant shall notify such persons of the date and time of the open meeting or hearing as soon as the Applicant is made aware of the open meeting or hearing date.

3. During the development, construction, operation, maintenance, and reclamation of the Project, the Applicant shall comply with all existing applicable air and water pollution control standards and regulations, and with all existing applicable statutes, ordinances, master plans, and regulations of any governmental entity having jurisdiction including, but not limited to, the United States of America, the State of Arizona, Pima County, the City of Tucson, and their agencies and subdivisions, including but not limited to the following:

(a) All applicable land use regulations;

(b) All applicable zoning stipulations and conditions including, but not limited to, landscaping and dust control requirements;

(c) All applicable water use, discharge and/or disposal requirements of the Arizona Department of Water Resources and ADEQ;

(d) All applicable noise control standards; and

(e) All applicable regulations governing storage and handling of hazardous chemicals and petroleum products.

4. The Applicant shall obtain all approvals and permits necessary to construct, operate, and maintain the Project required by any governmental entity having jurisdiction including, but not limited to, the United States of America, the State of Arizona, Pima County, the City of Tucson, and their agencies and subdivisions. This Condition is consistent with the Joint Stipulation between TEP and the City of Tucson, which is attached as **Exhibit C**.

5. The Applicant shall comply with the Arizona Game and Fish Department ("AGFD") guidelines and recommendations for handling protected animal species, should any be encountered during construction and operation of the Project, and shall consult with AGFD or U.S. Fish and Wildlife Service, as appropriate, on other issues concerning wildlife. The Applicant shall, in consultation with AGFD, follow the environmental protection measures listed in **Exhibit B**.

6. The Applicant shall design the Project's facilities to incorporate reasonable measures to minimize electrocution of and impacts to avian species in accordance with the Applicant's avian protection program. Such measures will be accomplished through incorporation of Avian Power Line Interaction Committee guidelines set forth in the current versions of *Suggested Practices for Avian Protection on Power Lines* and *Reducing Avian Collisions with Power Lines* manuals.

7. The issuance of a Certificate by the Commission is a state action pursuant to A.R.S. §§ 41-861 through 41-864, also known as the State Historic Preservation Act ("State Act"). The Applicant shall consult with the Arizona State Historic Preservation Office ("SHPO") regarding the Project and its impacts on historic properties. Construction shall not commence until SHPO has had an opportunity to review and comment in accordance with the State Act. In accordance with the recommendations of SHPO, the Applicant shall, in cooperation with the landowner, complete a Class III cultural inventory of the portions of the final ROWs that have not been previously surveyed to modern standards. If any historic property will be substantially altered or

demolished as a result of the construction or operation of the Project, the Applicant shall take timely steps to make appropriate documentary recordation in accordance with the standards established by SHPO.

8. If any archaeological, paleontological, or historical site or a significant cultural object is discovered on state, county, or municipal land during the construction or operation of the Project, the Applicant or its authorized representative shall promptly report the discovery to the Director of the Arizona State Museum ("ASM"), and in consultation with the Director, shall immediately take all reasonable steps to secure and maintain the preservation of the discovery as required by A.R.S. § 41-844.

9. If human remains and/or funerary objects are encountered during the course of any ground-disturbing activities related to the construction or operation of the Project, the Applicant shall cease work on the affected area of the Project and notify the Director of the ASM as required by A.R.S. § 41-865 for private land, or as required by A.R.S. § 41-844 for state, county, or municipal lands.

10. The Applicant shall comply with the notice and salvage requirements of the Arizona Native Plant Law (A.R.S §§ 3-901 *et seq*.) and shall, to the extent feasible, minimize the destruction of native plants during the construction and operation of the Project.

11. The Applicant shall make every reasonable effort to promptly investigate, identify, and correct, on a case-specific basis, all complaints of interference with radio or television signals from operation of the Project addressed in this Certificate and where such interference is caused by the Project take reasonable measures to mitigate such interference. The Applicant shall maintain written records for a period of five (5) years of all complaints of radio or television interference attributable to operations, together with the corrective action taken in response to each complaint. All complaints shall be recorded and shall include notation on the corrective action taken. Complaints not leading to a specific action or for which there was no resolution shall be noted and

explained. Upon request, the written records shall be provided to the Staff of the Commission. The Applicant shall respond to complaints and implement appropriate mitigation measures. In addition, the Project shall be evaluated on a regular basis so that damaged insulators or other line materials that could cause interference are repaired or replaced in a timely manner.

12. Within one hundred twenty (120) days of the Commission's decision approving this Certificate, the Applicant shall post signs in or near public ROWs, to the extent authorized by law, reasonably adjacent to the Project giving notice of the Project. Such signage shall be no smaller than a roadway sign. The signs shall advise:

(a) The future site of the Project;

(b) A phone number and website for public information regarding the Project; and

(c) Refer the public to the Docket.

Such signs shall be inspected at least once annually and, if necessary, be repaired or replaced, and removed at the completion of construction.

The Applicant shall make every reasonable effort to communicate the decision either approving or disapproving the Certificate in digital media.

13. At least ninety (90) days before construction commences on the Project, the Applicant shall provide ADOT, ASLD, Pima County, the City of Tucson, and builders and developers who are building upon or developing land within one (1) mile of the of the centerline of the selected route with a written description, including the approximate height and width measurements of all structure types, of the Project. The written description shall identify the location of the Project and contain a pictorial depiction of the facilities being constructed. The Applicant shall also encourage the developers and builders to include this information in their disclosure statements. Upon approval of this Certificate by the Commission, the Applicant may commence construction of the Project.

14. The Applicant shall use non-specular conductor and non-reflective surfaces for the transmission line structures on the Project.

15. The Applicant shall be responsible for arranging that all field personnel involved in the Project receive training as to proper ingress, egress, and on-site working protocol for environmentally sensitive areas and activities. Contractors employing such field personnel shall maintain records documenting that the personnel have received such training.

16. The Applicant shall follow the most current Western Electricity Coordinating Council ("WECC") and North American Electric Reliability Corporation ("NERC") planning standards, as approved by the Federal Energy Regulatory Commission ("FERC"), National Electrical Safety Code ("NESC") standards, and Federal Aviation Administration ("FAA") regulations.

17. The Applicant shall participate in good faith in state and regional transmission study forums to coordinate transmission expansion plans related to the Project and to resolve transmission constraints in a timely manner.

18. When Project facilities are located parallel to and within one hundred (100) feet of any existing natural gas or hazardous pipeline, the Applicant shall:

A. Ensure grounding and cathodic protection studies are performed to show that the Project's location parallel to and within one hundred (100) feet of such pipeline results in no material adverse impacts to the pipeline or to public safety when both the pipeline and the Project are in operation. The Applicant shall take appropriate steps to ensure that any material adverse impacts are mitigated. The Applicant shall provide to Staff of the Commission, and file with Docket Control, a copy of the studies performed and additional mitigation, if any, that was implemented as part of its annual compliance-certification letter; and

B. Ensure that studies are performed simulating an outage of the Project that may be caused by the collocation of the Project parallel to and within one hundred (100) feet of the existing natural gas or hazardous liquid pipeline. The studies should either: (i) show that such simulated outage does not result in customer outages, or (ii) include operating plans to minimize any resulting customer outages. The Applicant shall provide a copy of the study results to Staff of the Commission and file them with Docket Control as part of the Applicant's annual compliance certification letter.

19. The designation of the transmission line corridor in this Certificate, as shown in **Exhibit A**, does not authorize a ROW greater than 100 feet wide for the Project nor does it grant the Applicant exclusive rights within the corridor outside of the final designated transmission ROWs. The maximum height of the structures shall not exceed 115 feet.

20. The Applicant shall submit a compliance certification letter annually, identifying progress made with respect to and current status of each condition contained in this Certificate. The letter shall be submitted to Commission's Docket Control commencing on June 15, 2028. Attached to each certification letter shall be documentation explaining how compliance with each condition was achieved. Copies of each letter, along with the corresponding documentation, shall be submitted to the Arizona Attorney General's Office. With respect to the Project, the requirement for the compliance letter shall expire on the date the Project is placed into operation. Notification of such filing with Docket Control shall be made to ADOT, ASLD, Pima County, the City of Tucson, all parties to this Docket, and all parties who made a limited appearance in this Docket.

21. The Applicant shall provide a copy of this Certificate to ADOT, ASLD, Pima County, and the City of Tucson.

22. Any transfer or assignment of this Certificate shall require the assignee or successor to assume, in writing, all responsibilities of the Applicant listed in this Certificate and its conditions as required by A.R.S. § 40-360.08(A) and R14-7-113(F) of the Arizona Administrative Code.

23. In the event the Applicant, its assignee, or successor, seeks to modify the Certificate terms at the Commission, it shall provide copies of such request to ADOT, ASLD, Pima County, the City of Tucson, all parties to this Docket, and all parties who made a limited appearance in this Docket.

24. The Certificate Conditions shall be binding on the Applicant, its successors, assignee(s) and transferees, and any affiliates, agents, or lessees of the Applicant who have a contractual relationship with the Applicant concerning the construction, operation, maintenance or reclamation of the Project. The Applicant shall provide in any agreement(s) or lease(s) pertaining to the Project that the contracting parties and/or lessee(s) shall be responsible for compliance with the Conditions set forth herein, and the Applicant's responsibilities with respect to compliance with such Conditions shall not cease or be abated by reason of the fact that the Applicant is not in control of or responsible for operation and maintenance of the Project facilities.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This Certificate incorporates the following Findings of Fact and Conclusions of Law:

1. The Project aids the State and the Southwest Region of the United States in meeting the need for an adequate, economical, and reliable supply of electric power.

2. When constructed in compliance with the conditions imposed in this Certificate, the Project aids the State, preserving a safe and reliable electric transmission system.

3. During the course of the hearing, the Committee considered evidence on the environmental compatibility of the Project as required by A.R.S. § 40-360 *et seq*.

4. The Project and the conditions placed on the Project in this Certificate effectively minimize the impact of the Project on the environment and ecology of the State.

5. The conditions placed on the Project of this Certificate resolve matters concerning balancing the need for the Project with its impact on the environment and ecology of the state arising during the course of the proceedings, and, as such, serve as finding and conclusions on such matters.

6. The Project is in the public interest because the Project's contribution to meeting the need for an adequate, economical, and reliable supply of electric power outweighs the minimized impact of the Project on the environment and ecology of the State.

7. The Project substation is not jurisdictional because the definition of a "transmission line" under A.R.S. § 40-360(10) only includes "new switchyards to be used therewith," not substations.

DATED this 16th day of November, 2026.

THE ARIZONA POWER PLANT AND
TRANSMISSION LINE SITING COMMITTEE

By: _____
Adam Stafford, Chairman

CERTIFICATION OF MAILING

ORIGINAL of the foregoing e-filed this 16th day of November, 2026 with:

Utilities Division – Docket Control
ARIZONA CORPORATION COMMISSION
1200 W. Washington St.
Phoenix, AZ 85007

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CEC 269

EXHIBIT A

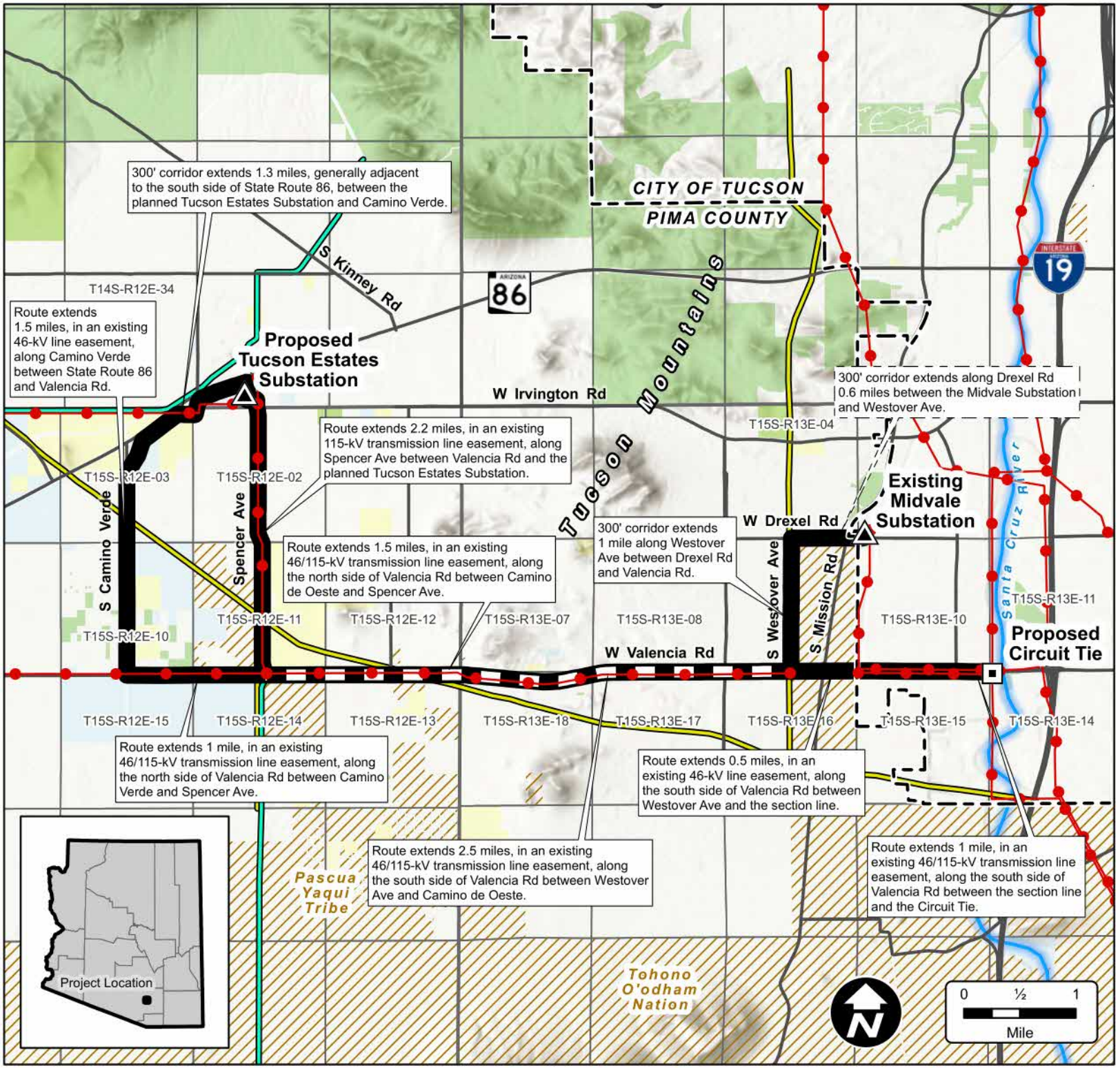


Exhibit A

Southwest Tucson Reliability Project
L-00000C-26-0407-00269
Approved CEC Corridor

Legend

Approved CEC Corridor

- Single Circuit
- Double Circuit
- Electric Transmission Line
- Gas Transmission Pipeline
- CAP Canal
- Parks and Preserves
- Bureau of Land Mgmt.
- State Land
- Tribal Lands
- Jurisdictional Boundary

TEP
Tucson Electric Power

This map is for planning purposes only. TEP and UNS Energy make no warranty of its accuracy.

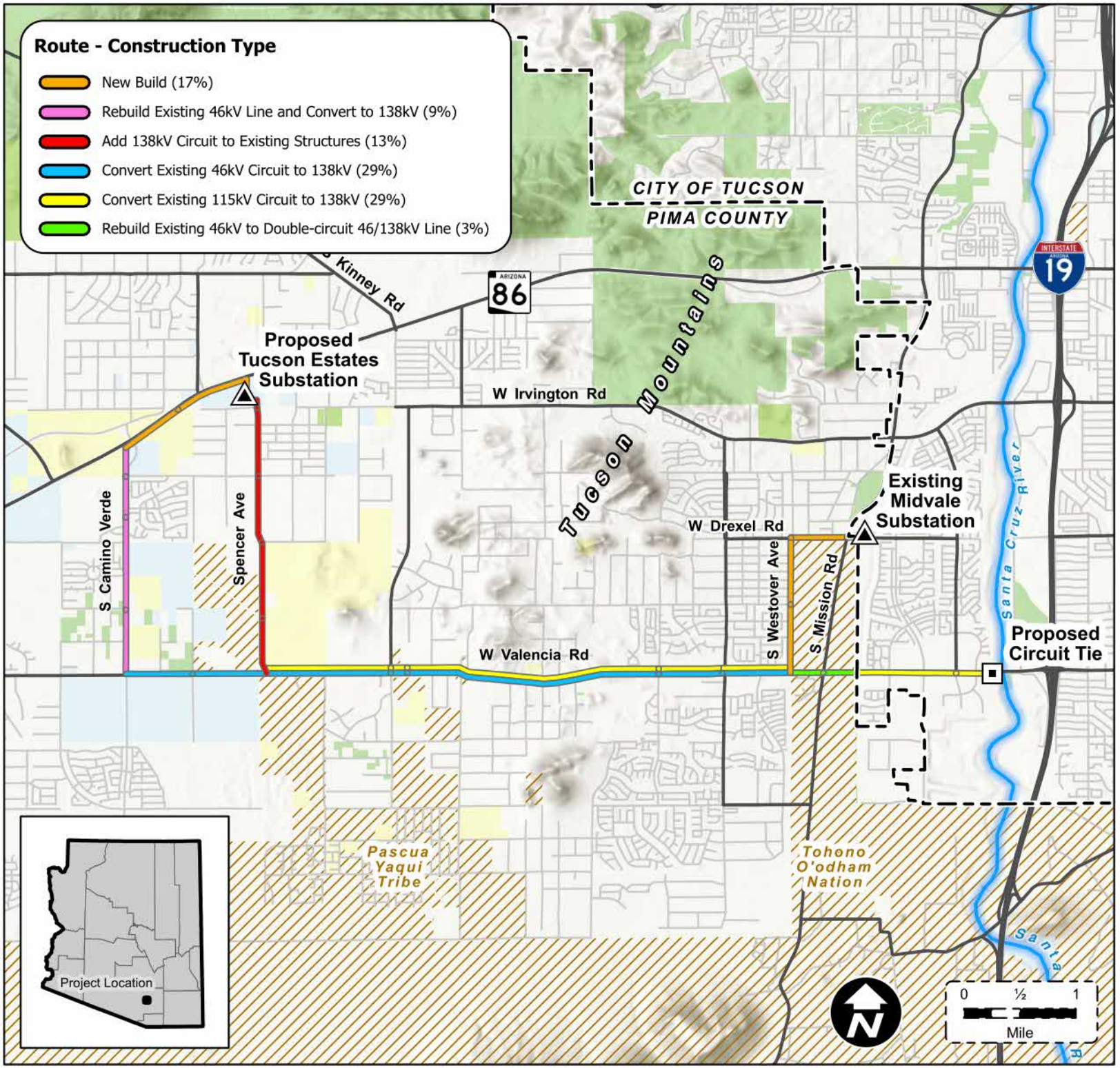


Exhibit A

Southwest Tucson Reliability Project
L-00000C-26-0407-00269
Approved Route by Construction Type

Legend

- Parks and Preserves
- Bureau of Land Mgmt.
- State Land
- Tribal Lands
- Jurisdictional Boundary

Tucson Electric Power

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EXHIBIT B

SOUTHWEST TUCSON RELIABILITY PROJECT CEC 269

EXHIBIT B – PROPOSED ENVIRONMENTAL PROTECTION MEASURES

Standard EPMs

- Vehicular traffic will use existing roads and stay within the right of way.
- Construction will generally occur only during daylight hours.
- Maintain all construction equipment in proper working condition according to manufacturer's specifications.
- Use electric or battery-powered equipment whenever possible to reduce emissions.
- Schedule construction and maintenance activities during favorable weather conditions, such as low-wind and moderate temperatures to the extent practicable.
- Minimize idling time either by shutting equipment off when not in use or reducing the time of idling to 5 minutes.
- Implement a stormwater pollution prevention plan, as required.
- Implement a spill prevention, control, and countermeasures plan, as required.
- Minimize vegetation clearing and ground disturbance.
- Provide construction period monitors in areas where pre-construction surveys indicate the presence of sensitive species.
- Implement worker environmental awareness training to inform site personnel on the appearance of protected species and their legal protections.
- Clear the construction site of Project or construction-related trash each day.
- Restore disturbed areas to pre-construction or native condition following completion of Project activities, by planting seeds or native vegetation.
- If native plants listed under the Arizona Native Plant Law are proposed for removal, a Notice of Intent to Clear Land should be submitted to the Arizona Department of Agriculture prior to commencing ground disturbance.
- If other wildlife are encountered during construction activities, move them out of harm's way, no more than 0.25 mile outside the Project boundary, and within similar habitat.
- Trenching or digging of large holes should be close together to minimize the amount of open holes at any given time. Where trenches or holes will be left open overnight or for more than 24 hours, escape ramps should be conducted at least every 300 feet. Trenches and holes that have been left open should be inspected to remove animals prior to back-filling.
- If any areas are to be fenced, refer to the Arizona Game and Fish Department Wildlife Compatible Fencing Guidelines to ensure wildlife movement is not restricted.
- Use only the minimum amount of light needed for safety. Use motion sensing lighting and "warmer" narrow spectrum lighting (e.g., amber, orange, red). Lighting will also be shielded, canted, or cut to minimize the amount of upward shining light.
- Conduct preconstruction site visits to confirm presence/absence, condition, and related regulatory requirements for all waterway, floodplain, and riparian habitat.

Invasive Plant Species

- All construction equipment and personnel vehicles used on site will be clean before entering the construction area. Vehicles will be clean of all mud, dirt, plant parts, and other debris.
- Soil disturbance will be minimized to the maximum extent feasible. Contractors will use certified weed-free wood straw mulch that has a certified stamp or sterile material such as regreen or other approved material.
- Monitor disturbed areas for invasive plant establishment during bi-annual inspections.

Western Burrowing Owl

The Arizona Burrowing Owl Working Group has developed guidelines for surveys and management of burrowing owls on development sites (AGFD 2009). In addition to standard EPMs for protection of migratory birds, the following guideline is recommended within the selected right of way:

- Coordinate with the AGFD to determine need for surveys and other resource protection measures.

Migratory Bird Species

To avoid impacts to migratory birds (including bald and golden eagles) and their nests, the following mitigation measures are recommended during the general migratory bird breeding season of March 1 to August 31:

- A biologist will conduct surveys for migratory bird and raptor nests within 10 days prior to construction activities, vegetation removal, or ground disturbance.
- Establish avoidance buffers around active nests. No construction, vegetation, or ground disturbance will occur during time restriction.
- Minimize disturbance to areas with high vegetative cover.
- If listed species and their nests are identified during construction, activities will stop at site, and Applicant will notify appropriate federal or state wildlife agencies to determine appropriate next steps.
- Follow Applicant established raptor protection protocols, as well as the Avian Power Line Interaction Committee guidelines.

Sonoran Desert Tortoise

Standard AGFD protection measures to avoid or minimize impacts will be followed including:

- Preconstruction survey by a qualified biologist for burrows, shelters, and individuals.
- Site personnel will be trained on the appearance of the species and AGFD Desert Tortoise Handling Guidelines (Appendix D) to mitigate potential impacts to the desert tortoise.
- If construction occurs during species active periods, construction monitoring is recommended.

Monarch Butterfly

Keep the removal of blooming plants at a minimum to avoid impacts to the monarch butterfly.

Pima Pineapple Cactus

The USFWS has established standard measures to avoid or minimize impacts on the PPC:

- Conduct pre-construction surveys in suitable habitat to identify individual plants. Follow current survey protocols.
- Establish 10- to 50-foot-wide buffers around identified PPCs to avoid impacting individual PPCs and their surrounding habitat during construction and ground-disturbing activities. These buffered areas should be flagged or fenced.
- Restrict construction during wet seasons to avoid excessive soil compaction.
- Minimize soil disturbance in suitable habitat (e.g., limit grading, vehicle travel, equipment laydowns, trenching).
- Implement appropriate erosion and sediment control measures to protect habitat from runoff.
- Restore disturbed habitat with native seed and/or plantings.
- Educate site personnel on species' appearance and legal protections. Prohibit plant collection and/or removal.

JOINT STIPULATION

SOUTHWEST TUCSON RELIABILITY PROJECT

1. On September 18, 2026, Tucson Electric Power Company ("TEP") filed an application for a Certificate of Environmental Compatibility ("CEC") authorizing the construction of the Southwest Tucson Reliability Project ("Project") – an approximately 17-mile looped transmission line consisting of two 138 kV circuits connecting TEP's existing Midvale Substation in the City of Tucson ("City") to a planned Tucson Estates Substation in unincorporated Pima County, then looping back to connect the Tucson Estates Substation to a tie-in on TEP's existing Midvale-South 138kV transmission line in the City.
2. On October 19, 2026, the City filed a Notice of Intent to be a Party to the Project's CEC hearing, raising questions about whether the Project complies with the City's Unified Development Code ("UDC") specifically as it relates to utility requirements in Gateway Corridor Zones.
3. A portion of the Project runs along Valencia Road within the City's jurisdiction. Valencia Road is a Gateway Corridor, and construction along it must comply with the UDC.
4. As discussed in the Application at pages 349-350, for the portion of the Project that runs along Valencia within the Gateway Corridor, TEP will not construct any new infrastructure except for a single pole set in line with, but not extending, an existing overhead system. No other poles, lines or infrastructure will be constructed on the portion of the Project within the Valencia Road right-of-way because there is an existing line owned by Western Area Power Administration ("WAPA") that is not currently energized that TEP intends to purchase and energize.
5. There are currently three overhead crossings of Valencia Road east of West Commerce Court. The Project contemplates removing two of the existing overhead crossings and maintaining the third.
6. On these facts, the existing infrastructure is in compliance with the Gateway Corridor requirements of the UDC.
7. TEP has not and will not request a finding from the Arizona Corporation Commission that would preempt the application of the UDC.
8. TEP will not object to the standard conditions placed on CECs requiring the applicant to "comply with all existing . . . ordinances, master plans, and regulations of any governmental entity having jurisdiction" and "obtain all approvals and permits necessary to construct, operate and maintain the Project required by any governmental entity having jurisdiction," in both cases including the City.

AGREED AND STIPULATED:

OSBORN MALEDON, P.A.

By: Meghan H. Grabel

Date: October 30, 2025

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CITY OF TUCSON

By: [signature]

Date: 11/2/25

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