

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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THE APPLICATION OF PUBLIC SERVICE)	
COMPANY OF COLORADO FOR AN ORDER TO)	DOCKET NO. 89A-028E
PERMIT TRANSMISSION UPGRADES AND)	
BETTERMENTS IN DOUGLAS COUNTY)	COMMISSION DECISION DENYING
PURSUANT TO § 30-28-127, C.R.S.,)	APPLICATIONS FOR REHEARING,
1973.)	REARGUMENT, OR RECONSIDERATION

February 14, 1990

STATEMENT AND FINDINGS OF FACT

BY THE COMMISSION:

On December 20, 1989, the Commission entered Decision No. C89-1622 in regard to the application of Public Service Company of Colorado (Public Service) for an order to permit transmission upgrades and betterments in Douglas County pursuant to § 30-28-127, C.R.S. On January 4, 1990, the Douglas County Board of County Commissioners (Douglas County) filed a motion to stay the effective date of Decision No. C89-1622 pending the Commission's final decision on all applications for rehearing, reargument, or reconsideration which may be filed in this docket. By Decision No. C90-80, dated January 17, 1989, the Commission granted Douglas County's motion to stay and provided that the effective date of Decision No. C89-1622 is stayed until 30 days after the Commission's final decision on applications for rehearing, reargument, or reconsideration.

Douglas County filed an application for rehearing, reargument, or reconsideration on January 16, 1990. On January 17, 1990, Intervenor M. Suzanne Weber sent a letter to the three Commissioners accompanied by copies of certain newspaper articles and offering to provide the Commission with copies of certain medical studies.

On January 24, 1990, the Commission issued Decision No. C90-154 indicating that it would be interested in responsive comments to the application for rehearing, reargument or reconsideration filed by Douglas County. Accordingly, in that decision the Commission allowed parties to respond, in writing, on or before February 5, 1990. Intervenors M. Suzanne Weber, and Lawrence F. Herbert, each filed documents entitled "Request for Reconsideration" which were basically in support of the positions advanced by Douglas County. On February 5, 1990, Public Service filed a response in opposition to Douglas County's application for rehearing, reargument, or reconsideration.

The Commission has carefully reviewed Douglas County's application for rehearing, reargument, or reconsideration of Decision No. C89-1622, together with the three responses filed by M. Suzanne Weber, Lawrence F. Herbert, and Public Service, respectively. The Commission finds that Douglas County's application for rehearing, reargument, or reconsideration does not set forth sufficient factual or legal grounds which would justify a modification of Decision No. C89-1622. Accordingly, the application for rehearing, reargument, or reconsideration will be denied.

THEREFORE THE COMMISSION ORDERS THAT:

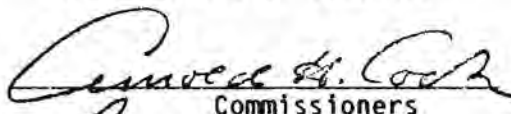
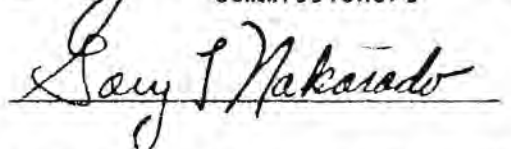
1. The application for rehearing, reargument, or reconsideration, directed to Decision No. C89-1622, dated December 20, 1989, filed on January 16, 1990, by the Douglas County Board of County Commissioners, is denied.

2. In accordance with Decision No. C90-80, dated January 17, 1990, the effective date of Decision No. C89-1622 is stayed for 30 days from the date of this Decision, or until March 17, 1990.

This Decision is effective immediately.

DONE IN OPEN MEETING February 14, 1990.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO


Commissioners


COMMISSIONER RONALD L. LEHR ABSENT
BUT CONCURRING IN THE RESULT.