

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 09M-392E

IN THE MATTER OF THE DESIGNATION OF ELECTRIC UTILITY TRANSMISSION FACILITIES AND ELECTRIC UTILITY GENERATION FACILITIES FOR WHICH AN APPLICATION TO OBTAIN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY IS REQUIRED FOR THE FILING OF A FORMAL DETERMINATION THAT NO CERTIFICATE IS REQUIRED.

**DECISION REGARDING CERTIFICATION
OF FACILITIES FOR PUBLIC SERVICE
COMPANY OF COLORADO**

Mailed Date: May 26, 2021
Adopted Date: May 26, 2021

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission to consider the Amended Rule 3206 Report: Proposed Construction or Extension of Transmission Facilities, 2010 through 2012 (Amended 2009 Report) filed on April 8, 2021 by Public Service Company of Colorado (Public Service or the Company). The Amended 2009 Report provides an update on the Company's Bluestone Valley Substation Project (Bluestone Valley Project) and requests that the Commission affirm the determination in Decision No. C09-0681, issued June 25, 2009, that Phase 2 of the Bluestone Valley Project is in the ordinary course of business and no Certificate of Public Convenience and Necessity (CPCN) is required.

2. Through this Decision, we affirm our determination in Decision No. C09-0681 that Phase 2 of the Bluestone Valley Project is in the ordinary course of business and no CPCN is required.

B. Discussion, Findings, and Conclusions

3. Public Service filed its initial 2009 Rule 3206 Report on April 30, 2009. By Decision No. C09-0681, issued June 25, 2009, the Commission addressed the Company's initial 2009 Rule 3206 Report and included the determination that the Company's Bluestone Valley Project, a planned new 230 kV substation, was in the ordinary course of business and that no CPCN was necessary for the project.

4. On April 8, 2021, Public Service filed its Amended 2009 Report in this Proceeding, providing an update on its Bluestone Valley Project and requesting the Commission affirm no CPCN is required.

5. On April 30, 2021, the Commission issued Decision No. C21-0256-I establishing a notice and comment period for the Amended 2009 Report ending on May 12, 2021. No comments were received.

6. In the Amended 2009 Report, Public Service explains that in the years since the Bluestone Valley Project was originally identified, the Company has modified the project's scope and divided the project into two phases. It states that the Phase 1 portion of the project included removal of an existing 69 kV transmission line and construction of a new Bluestone Valley 69 kV Switching Station, and has been completed. Public Service states that the Phase 2 portion of the project includes the remaining 230 kV work identified in Public Service's initial 2009 Rule 3206 Report and in its subsequent Rule 3206 reports.

7. In the Amended 2009 Report, Public Service includes an updated project description, explanation of purpose and need, cost estimate, and in-service date for Phase 2 of the Bluestone Valley Project. The Company states that the project's overall scope, purpose, and need have not substantially changed since 2009.

8. Considering all of the above, the Commission concludes that Phase 2 of the Bluestone Valley Project continues to be in the ordinary course of business and no CPCN is required. We therefore affirm our determination in Decision No. C09-0681 regarding the Bluestone Valley Project.

II. ORDER

A. The Commission Orders That:

1. The determination in Decision No. C09-0681 that Phase 2 of the Bluestone Valley Substation Project is in the ordinary course of business and no Certificate of Public Convenience and Necessity is required is affirmed, consistent with the discussion above.

2. This Decision is effective upon its Mailed Date.

B. **ADOPTED IN COMMISSIONERS' WEEKLY MEETING May 26, 2021.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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JOHN GAVAN

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Commissioners