

Decision No. C04-0144

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-276E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF
COLORADO FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
FOR THE MIDWAY-DANIELS PARK TRANSMISSION REBUILD PROJECT.

**DECISION GRANTING REHEARING,
REARGUMENT, AND RECONSIDERATION**

Mailed Date: February 6, 2004
Adopted Date: February 4, 2004

I. BY THE COMMISSION

A. Statements

1. This matter comes before the Commission for ruling on an Application for Rehearing, Reargument, and Reconsideration (RRR) filed by Public Service Company of Colorado (Public Service or Company). In its application for RRR, Public Service asks the Commission for a technical clarification of Decision No. C04-0051. In that decision, the Commission determined that the noise levels projected by the model resulting from the operation of the Midway-Daniels Park Transmission Rebuild Project at 230kV are reasonable. The Commission specifically cited the noise levels set forth in Exhibit No AS-3, Model Case C, as reasonable.

2. The application for RRR points out that the corridor in which the Midway-Daniels Park lines are located does contain two 230Kv transmission lines, as well as a 115kV line, for a portion but not all of the corridor. Public Service contends that Decision No. C04-0051 needs to be modified in order to accurately reflect transmission operations in the corridor after the project is built. The Company explains that Model Case C represents the projected noise levels when

the two 230kV transmission lines and a 115kV line are in operation, and Model Case D represents the projected noise levels when only the two 230kV transmission lines are in operation.

B. Discussion

3. Because the 115kV line only runs through a portion of corridor, we need to modify our previous decision to include noise reasonableness findings for that portion of the corridor that contains only two 230kV lines. The Commission agrees with Public Service that we intended to provide findings of reasonableness for the noise projected by the Company's model associated with the Midway-Daniels Park Transmission Rebuild Project for the scenarios in both Model Case C and Model Case D. We thus grant the application for RRR.

II. ORDER

A. The Commission Orders That:

1. The Application for Rehearing, Reargument, and Reconsideration filed by Public Service Company of Colorado is granted.

2. The noise levels set forth in Model Cases C and D of Exhibit AS-3, plus the 15 percent margin of error, are reasonable when applied to the operations set forth in the respective models.

3. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
February 4, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

CHAIRMAN GREGORY E. SOPKIN
RECUSED HIMSELF.