



CITY ATTORNEY'S OFFICE

*Submitted via overnight delivery and
Electronic Mail to: psc@utah.gov*

December 19, 2016

Utah Public Service Commission
Attn: Gary Widerburg, Commission Secretary
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City, UT 84114

RE: Docket No. 14-035-114: Petition to Intervene of Park City Municipal Corporation

Dear Mr. Widerburg:

Please find enclosed for filing in Docket Number 14-035-114, an original and one (1) copy of the *PETITION TO INTERVENE OF PARK CITY MUNICIPAL CORPORATION*, and its accompanying certificate of service.

I have electronically filed and served this document on December 19, 2016.

Please contact me if you have any questions regarding this filing.

Park City respectfully requests that all formal correspondence and requests for additional information regarding this filing be addressed to the following:

By E-mail (preferred):
tdaley@parkcity.org
luke.cartin@parkcity.org

By regular mail:
Thomas A. Daley (USB# 7377)
Park City Municipal Corporation
445 Marsac Avenue, PO Box 1480
Park City, UT 84098

Sincerely,

A handwritten signature in blue ink, appearing to read "T. Daley", written over a blue horizontal line.

Thomas A. Daley

cc: Service List PSC Docket No. 14-035-114

PARK CITY MUNICIPAL CORPORATION
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Attorneys for Park City Municipal Corporation

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of PacifiCorp's Revision)	DOCKET NO. 14-035-114
To Schedule 135, Net Metering Service)	
and Proposal for New Schedule 135 A,)	PETITION TO INTERVENE OF
Net Metering – Transition Service)	PARK CITY MUNICIPAL
)	CORPORATION

Park City Municipal Corporation (“PCMC”) hereby petitions the Public Service Commission of Utah (“Commission”) for leave to intervene in the above-captioned matter pursuant to Utah Code Ann. §63G-4-207 and Utah Admin. R746-100-7 and states as follows:

1. PCMC is a municipality organized under the laws of the State of Utah and serves the interests of citizens who are customers of Rocky Mountain Power including those who have enlisted and intend to enlist in Rocky Mountain Power’s net-metering program.
2. Under the Constitution and laws of the State of Utah, PCMC is responsible for protecting the public health and safety of its residents. PCMC commits significant resources to providing Park City’s residents and visitors with a healthy environment and to protecting wildlife habitat. PCMC is a participant in the Mountain Town Community Solar Program and the Community Renewable Energy study.

3. Park City has set for itself ambitious goals in relation to the reduction of carbon emissions, including the achievement of carbon neutrality in its municipal operations by 2022 and city-wide by 2032. A critical component of PCMC's success in reaching these goals is solar energy, and the viability of solar energy in Park City, in turn, depends largely on the predictability and permanence of the incentives in Rocky Mountain Power's current net-metering program.
4. PCMC has invested significantly in roof-top solar installations on its municipal buildings and is itself a net metering customer of Rocky Mountain Power. PCMC is currently incorporating renewable energy systems, including solar, in several pending large-scale public projects and is relying on the inclusion of net metering arrangements with Rocky Mountain Power in the development of these projects.
5. For the foregoing reasons, PCMC has a significant interest in the above-captioned matter. PCMC's legal alternatives, rights, and interests may be substantially affected by the outcome of this docket. PCMC's interest in the outcome of these proceedings will not be adequately represented by any other party and PCMC's participation will not broaden the scope of issues or delay the conduct of this proceeding.
6. In a previously filed docket, Docket No. 13-035-184, the Public Service Commission declined to implement a PacifiCorp proposal to impose a net metering facilities charge on net metering customers and instead concluded that further study and analysis regarding the costs and benefits associated with the net metering program were required. The Commission opened this docket, Docket No. 14-035-114, to do that study and perform that analysis.

7. In Docket No. 14-035-114, Rocky Mountain Power filed, on November 9, 2016, its Compliance Filing and Request to Complete All Analyses Required Under the Net Metering Statute for the Evaluation of the Net Metering Program (the “Compliance Filing”).
8. The cost-benefit analysis offered by Rocky Mountain Power in its compliance filing, if accepted and approved by the Public Service Commission, would adversely impact both PCMC’s existing net-metered installations as well as the installations slated for pending projects.
9. Rocky Mountain Power asserts in its Compliance Filing that its costs of the Net Metering Program exceeds the benefits to net metering customers and that this imbalance results in an unjust and unreasonable rate structure that unfairly shifts costs to other customers. In light of this perceived imbalance, Rocky Mountain Power proposes a series of new fee schedules (Schedule 136, Net Metering Service; Schedule 5, Residential Customer Generators), which would create a less favorable rate structure for net metering customers.
10. Rocky Mountain Power’s proposed changes will increase the costs of net metering for both current customers as well as future customers who intend to participate in the program.
11. Rocky Mountain Power’s cost-benefit analysis included in its Compliance Filing does not accurately describe how net metering benefits participants in the program and the public generally.
12. PCMC urges the Public Service Commission to recognize that the excess generation of one net-metered customer provides clean renewable power at no cost to neighboring

households. This distribution reduces transmission line losses and reduces the amount of electricity generation required from Rocky Mountain Power, and thereby reduces harmful emissions.

13. Rocky Mountain Power's Compliance Filing works against the established intent of the net-metering program by increasing costs for those individuals or entities who have already voluntarily incurred the front-loaded costs of roof top solar and by discouraging future participation through similarly prohibitive costs.
14. The proposed Schedule 136 and Schedule 5 provide for a 3-tier rate design for new solar customers that will reduce the kWh credit back to customers from 10.5 cents/kWh to 7.1 cents/kWh and increase the cost of service to net metering customers by effectively creating a new commercial rate. This change would result in a 900kW/month household with a solar installation providing 50% of its usage saving \$74/month, as opposed to \$133/month.
15. The broader effect of approving Rocky Mountain Power's proposed changes is clear and irrefutable: The consequent reduction in customer savings would eliminate a customer's ability to recoup the front-loaded costs of installing roof top solar.
16. Rocky Mountain Power intends with its current proposal to put an end to the steeply rising increase in the number of Utah homes, businesses, and municipalities participating in the Net Metering Program.
17. UCA §54-15-105.1 requires the Public Service Commission to:
 - (1) determine, after appropriate notice and opportunity for public comment, whether costs that the electrical corporation or other customers will incur from a net metering

program will exceed the benefits of the net metering program, or whether the benefits of the net metering program will exceed the costs; and

(2) determine a just and reasonable charge, credit, or ratemaking structure, including new or existing tariffs, in light of the costs and benefits.

18. PCMC requests that the Public Service Commission allow PCMC to participate in the Public Service Commission's process as provided in the state code and related regulations and administrative procedures and for leave to submit expert testimony on Rocky Mountain Power's Compliance Filing.

19. PCMC's intervention and participation in this matter will not materially impair the prompt and orderly conduct of these proceedings. PCMC requests that copies of all notices and filings in this docket be served on:

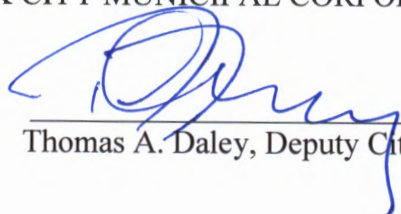
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NOW THEREFORE, PCMC respectfully requests that the Public Service Commission grant PCMC's Petition to Intervene in the above-captioned docket.

DATED this 16th day of December, 2016.

PARK CITY MUNICIPAL CORPORATION

BY:


Thomas A. Daley, Deputy City Attorney

CERTIFICATE OF SERVICE
Docket No. 14-035-114

I hereby certify that a true and correct copy of the foregoing was served by email this 15th day of December, 2016, on the following:

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