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Rocky Mountain Power

BEFORE THE UTAH UTILITY FACILITY REVIEW BOARD

ROCKY MOUNTAIN POWER,

Petitioner,

vs.

WASATCH COUNTY,

Respondent.

PETITION FOR REVIEW

INTRODUCTION

On January 21, 2016, the Wasatch County Board of Adjustment denied Rocky Mountain Power's (the "Company's") application for a conditional use permit (the "Permit") for the construction and operation of the portion of the Evanston-Silvercreek 138 kV transmission line project to be located within Wasatch County. The 74 mile-long Evanston-Silvercreek 138 kV transmission line project is referred to herein as the "Project," and the ¼ mile-long segment of the Project to be located within Wasatch County, which is the subject of the Permit and this Petition for Review, is referred to herein as the "Wasatch Segment."

As a regulated public utility, the Company has an affirmative legal duty to design, construct, and maintain facilities sufficient to provide safe, reliable, adequate, and efficient electric service to its customers. In furtherance of its legal duty, the Company is constructing the Project in order to address decreased reliability issues, prolonged outage exposure, and the need for increased system capacity in Wasatch and Summit Counties as a result of continuing commercial and residential growth and development in those counties.

Wasatch County's land use ordinances require the Company to obtain a conditional use permit prior to constructing the Wasatch Segment. The Company's application for the Permit, which pertains only to the Wasatch Segment, was denied by Wasatch County. Wasatch County's denial of the application for the Permit prohibits construction of the Wasatch Segment, a required component of the overall Project.

GROUND FOR REVIEW AND RELIEF REQUESTED

The Project, including the Wasatch Segment, is necessary in order for the Company to provide safe, reliable, adequate, and efficient service to its customers in Summit and Wasatch Counties. Pursuant to Utah Code Ann. § 54-14-303(d), the Company may seek review by the Utility Facility Review Board (the "Board") if "a local government has prohibited construction of a facility which is needed to provide safe, reliable, adequate, and efficient service to the customers of the public utility." Because the Company cannot construct the facility, which it needs, without Wasatch County's permit, which has been denied, the Company has grounds to seek relief from this Board.

Accordingly, the Company submits this Petition seeking review by the Board of Wasatch County's decision to deny the Permit, and requests the Board determine that the Wasatch Segment should be constructed, specify the general location parameters of the Wasatch Segment

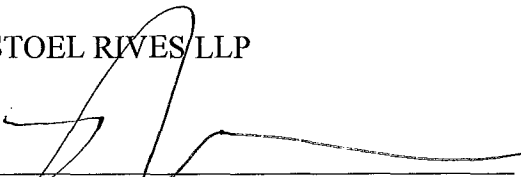
and direct Wasatch County to issue the Permit, leaving to Wasatch County any issue that does not affect the provision of safe, reliable, adequate and efficient service to the Company's customers or that does not involve excess costs.

REQUEST FOR HEARING/ADDITIONAL MATERIALS

The Company hereby requests that the hearing required by Utah Code Ann. § 54-14-304 be convened and a schedule established for the Company and Wasatch County to file additional memoranda, reports, and testimony. In doing so, the Company recognizes that the Board may need to be formally reconstituted before such a hearing is held and is willing to meet and confer with the County regarding any additional time this Board may need to convene a hearing. By filing this Petition, Rocky Mountain Power also gives notice of its intent to file a memorandum and pre-filed written testimony in support of its position herein, in time frames approved by the Board at its initial hearing.

DATED this 19th day of February, 2016.

STOEL RIVES LLP



D. Matthew Moscon
Richard R. Hall
Attorneys for Petitioner
Rocky Mountain Power

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of February, 2016, I caused to be sent by hand delivery a true and correct copy of the foregoing **PETITION FOR REVIEW**, to the following:

Wasatch County
Attn: Scott Sweat
805 W. 100 South
Heber City, Utah 84032

