

BEFORE

THE OHIO POWER SITING BOARD

In the Matter of the Application of AEP )  
Ohio Transmission Company, Inc. for a )  
Certificate of Environmental Compatibility ) Case No. 11-1313-EL-BSB  
and Public Need for the 765/345/138 kV )  
Vassell Substation Project. )

ENTRY

The administrative law judge finds:

- (1) On March 26, 2012, the Board issued an opinion, order, and certificate approving the application of AEP Ohio Transmission Company, Inc. (AEP Transco) for the construction of a new electric substation and associated facilities in Berkshire and Trenton Townships in Delaware County, Ohio, to improve reliability and reinforce the transmission infrastructure to withstand power transfers. Condition 12 to the certificate provides that, prior to any clearing or other construction activity associated with the placement of the new 345 kilovolt (kV) electric transmission interconnection lines, as currently proposed, AEP Transco shall further evaluate the possibility of relocating one or both of the new 345 kV lines to reduce and/or eliminate the need for further clearing of the wooded riparian corridor along stream IC beyond that required for the 765 kV line. If AEP Transco demonstrates that there is no acceptable alternative but to clear approximately seven acres of wooded riparian vegetation adjacent to stream IC for the placement of a 765 kV and two 345 kV electric transmission interconnection lines, then 30 days prior to the commencement of clearing activities, AEP Transco shall submit to Staff, for review and confirmation that it complies with this condition, a draft wetland and stream conservation proposal. AEP Transco shall submit to Staff an acceptable notarized, recorded, and filed conservation instrument within six months after the issuance of this certificate. AEP Transco shall promptly notify and seek input from Staff on any delays to implementation of this conservation easement proposal, which may be beyond its control.

- (2) On September 24, 2012, AEP Transco filed a motion for an extension of time in which to file its conservation easement and a request for an expedited ruling. In its motion, AEP Transco explains that it submitted a draft wetland and stream conservation proposal to Staff prior to commencing clearing activities. However, AEP Transco has determined that it is unable to submit an acceptable, notarized, recorded, and filed conservation instrument to Staff by September 26, 2012, due to a delay in receiving approval from the board of the conservation group it is working with, Preservation Parks. AEP Transco requests that the deadline for the submission of the notarized, recorded, and filed conservation easement be extended until March 31, 2013. AEP Transco also submits that it has contacted all other parties to this case and they do not object to the issuance of an expedited ruling.
- (3) The administrative law judge finds that AEP Transco's motion for an extension is reasonable and should be granted. Accordingly, AEP Transco should submit to Staff, by March 31, 2013, its notarized, recorded, and filed conservation easement.

It is, therefore,

ORDERED, That AEP Transco's motion for an extension of time is granted. It is, further,

ORDERED, That AEP Transco should submit to Staff, by March 31, 2013, its notarized, recorded, and filed conservation easement. It is, further,

ORDERED, That a copy of this entry be served upon all interested persons of record in this proceeding.

THE OHIO POWER SITING BOARD

s/Katie Stenman

By: Katie L. Stenman  
Administrative Law Judge

JRJ/sc

**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 11-1313-EL-BSB**

Summary: Administrative Law Judge Entry granting AEP Transco's motion for an extension of time and ordering AEP Transco to submit its notarized, recorded, and filed conservation easement to Staff by 03/31/13. - electronically filed by Sandra Coffey on behalf of Katie Stenman, Attorney Examiner, Public Utilities Commission of Ohio