

BEFORE

THE OHIO POWER SITING BOARD

In the Matter of the Application of American)
Transmission Systems, Incorporated for an)
Amendment to its Certificate to Construct) Case No. 13-2112-EL-BTA
the East Springfield-London-Tangy 138)
Kilovolt Transmission Line Project.)

ENTRY

The Administrative Law Judge finds:

- (1) On March 11, 2013, the Ohio Power Siting Board (Board) issued an Opinion, Order and Certificate, in Case No. 11-4884-EL-BTX, et al. (11-4884), approving stipulations entered into between the parties and granting the application of American Transmission Systems, Incorporated (ATSI or Applicant) for a certificate to construct a 58.5 mile, 138-kilovolt transmission line in Clark, Delaware, Madison, and Union counties, Ohio (East Springfield-London-Tangy Line). ATSI plans to construct the transmission line in two segments, the East Springfield-London segment, which extends approximately 18.5 miles, and the London-Tangy segment, which extends approximately 40 miles.
- (2) On October 29, 2013, ATSI filed an application to amend seven sections of the transmission line as approved by the Board in 11-4884. ATSI proposes one amendment to the East Springfield-London segment of the transmission line to modify a .5 mile portion of the line in the area of North Tuttle Road north of East National Road, in Springfield Township, Clark County. The relocation would shift the line from the western side to the eastern side of the parcel of land. ATSI states that the relocation of this portion of the transmission line is being done at the suggestion of the property owners. According to the application, this amendment would shift the transmission line to within approximately 250 feet from the rear property line of 14 homes on Larchmont Drive and to within 1,000 feet of an additional 49 residences on Larchmont Drive, Birch Road, and Redwood Boulevard than the certificated route. The remaining six proposed amendments are to the London-Tangy segment of the transmission line.

- (3) On November 22, 2013, ATSI filed its proof of publication of the amendment application in Clark, Delaware, Madison, and Union counties, Ohio.
- (4) The proposed amendment to the East Springfield-London line would relocate the line 600 feet closer to the rear property lines of 14 residential properties on Larchmont Drive and within 1,000 feet of an additional 49 residences than the certificated route approved by the Board. This proposed amendment affects parcels of property that were not previously contiguous to the preferred or alternate route in the certification application considered in 11-4884. For these reasons, the Administrative Law Judge directs that ATSI notify these property owners and tenants, by letter, and conduct a public information meeting regarding the proposed amendment of the East Springfield-London transmission line. At the public information meeting, ATSI representatives shall be available to discuss the proposed amendment to the East Springfield-London line, as well as the other proposed amendments of the transmission line.
- (5) A letter shall be sent, by first class mail, to each property owner and affected tenant set forth in Finding (6) below. The letter must include:
 - (a) A brief description of the amendment process and the proposed amendment to the East Springfield-London segment of the transmission line.
 - (b) The case number for this case and the address of the Board's Docketing Division, 11th Floor, 180 East Broad Street, Columbus, Ohio 43215, for the filing of comments.
 - (c) The date by which interested persons must file written comments.
 - (d) The date, time, and location of an informational meeting where ATSI representatives will be available to discuss the proposed amendment of the transmission line.
- (6) The letter shall be sent to the property owners and affected tenants of the East Springfield-London transmission line that:

- (a) Are within the planned site of the amendment route to the East Springfield-London transmission line.
- (b) Are contiguous to the planned site of the amendment route of the East Springfield-London transmission line.
- (c) May be approached by ATSI for any additional easement necessary for the construction, operation, or maintenance of the East Springfield-London transmission facility, as proposed to be amended.

If the property owner's address is not the same as the address affected by the proposed amendment to the transmission line, then the Applicant shall also send a letter to the affected property. The name and address of each landowner and affected tenant on the mailing list, along with a copy of the notice, shall be filed with the Board.

- (7) In order to facilitate the Board's timely consideration of ATSI's amendment application, the following procedural schedule shall be established:
 - (a) ATSI shall send notice to property owners and tenants along the proposed amendment to the East Springfield-London line by December 4, 2013.
 - (b) Staff shall file its investigative report by December 24, 2013.
 - (c) ATSI shall conduct an information meeting by no later than January 3, 2014.
 - (d) Written comments or objections to the proposed amendment of the East Springfield-London line must be filed by January 10, 2014 with the Board's Docketing Division, 11th Floor, 180 East Broad Street, Columbus, Ohio 43215.

It is, therefore,

ORDERED, That ATSI serve notice of the East Springfield-London amendment and conduct a public information meeting consistent with the directives in this entry. It is, further,

ORDERED, That ATSI file a copy of the notice and the list of property owners and tenants served a copy of the notice, consistent with Finding (6). It is, further,

ORDERED, That the parties comply with the procedural schedule as set forth in Finding (7). It is, further,

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

THE OHIO POWER SITING BOARD

s/ Greta See

By: Greta See
Administrative Law Judge

sef/vrm

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in

Case No(s). 13-2112-EL-BTA

Summary: Administrative Law Judge Entry ordering that ATSI serve notice of the proposed East Springfield-London transmission line amendment and conduct a public information meeting; electronically filed by Vesta R Miller on behalf of Greta See, Administrative Law Judge, Ohio Power Siting Board