

Vorys, Sater, Seymour and Pease LLP Legal Counsel 52 East Gay Street P.O. Box 1008 Columbus, Ohio 43216-1008

614.464.6400 | www.vorys.com

Founded 1909

Scott M. Guttman
Direct Dial (614) 464-6272
Direct Fax (614) 719-4871
Email smguttman@vorys.com

May 19, 2014

Ms. Barcy F. McNeal, Secretary Public Utilities Commission of Ohio 180 E. Broad St., 11th Floor Columbus, Ohio

Re:

Case No. 14-0591-EL-BLN

Carroll County Energy LLC

Proof of Publication

Dear Ms. McNeal:

Please find enclosed a copy of the Publisher's Affidavit and tear sheet indicating that on Thursday, April 24, 2014, the Notice of Proposed Major Utility Facility for Case No. 14-0591-EL-BLN was published in <u>The Repository</u>, a newspaper of general circulation in Carroll County, Ohio. The copy of the notice attached hereto does not represent the actual dimensions of the ad as it appeared on page A-5 of the Thursday, April 24, 2014 edition of <u>The Repository</u>.

Thank you in advance for your consideration.

Scott M. Guttman

Vorys, Sater, Seymour and Pease LLP Attorneys for Carroll County Energy LLC

SMG/crm Attachments

## PUBLISHER'S AFFIDAVIT

## **LEGAL NOTICE**

Virginia Davis

Being first duly sworn, says that the Affiant is a duly authorized Clerk of The Repositoy, a Daily and Sunday newspaper published and of general circulation in said

CITY OF Canton
STATE OF OHIO
COUNTY OF Stark

and that the advertisement, of which is enclosed a copy was published in said newspaper on:

April 24, 2014.

Sworn to and subscribed before me, this 24th day of April, 2014.

Representative Signature

Notary Public

Total number of measured

inches published:

54

JHL A. GRIFFITHS
Notary Public - State of Ohio

My Commission Expires 03-19-2016

Charged for publication:

\$1620.00

ACCT. #135158 AD# 00534512

## NOTICE OF PROPOSED MAJOR UTILITY FACILITY

Carroll County Energy LLC ("CCE") proposes to construct an approximately 0.45 mile 345 kV transmission line ("the CCE Transmission Interconnection") to interconnect its proposed natural gas turbine electric generating facility to an existing American Electric Power ("AEP") 345 kV transmission line in Washington Township, Carroll County, Ohio. CCE has filed a Letter of Notification Application for the CCE Transmission Interconnection with the Ohio Power Siting Board ("Board") for a Certificate of Environmental Compatibility and Public Need. The new transmission line will consist of single pole construction from the generating facility and will terminate at the AEP 345 kV transmission line. Construction on the CCE Transmission Interconnection is scheduled to begin in February 2015.

The following public officials and agencies have been served with copies of the Letter of Notification Application as required by the Ohio Power Siting Board's rules: Thomas A. Wheaton, President, Carroll County Commissioner

Robert L. Wirkner, Vice President, Carroll County Commissioner

Jeffrey L. Ohler, Carroll County Commissioner Aaron Dodd, Carroll County Regional Planning Director Ralph Castellucci, Carroll County Environmental Services Kevin Davis, Washington Township Trustee Chris Keyser, Washington Township Trustee Darrell L. Shafer, Washington Township Trustee

A copy of the Letter of Notification Application is available for public inspection at the offices of the Ohio Power Siting Board, 180 E. Broad St., Columbus, Ohio 43215-3793, <a href="www.opsb.ohio.gov">www.opsb.ohio.gov</a> and on CCE's website at www.carrollcountyenergy.com. A copy of the Letter of Notification Application has also been sent to the Carroll County District Library, 72nd St., N.E., Carrollton, OH 44615.

A Letter of Notification Application for a certificate to construct, operate and maintain the above named electric transmission line facility is now pending before the Board. The application has been assigned Case No. 14-0591-EL-BLN and the case number should be referenced in all correspondence about this proceeding.

Under Section 4906.10(A) of the Revised Code, the Board shall not grant a certificate for the construction, operation and maintenance of a major utility facility, either as proposed or as modified by the Board, unless it finds and determines all the following:

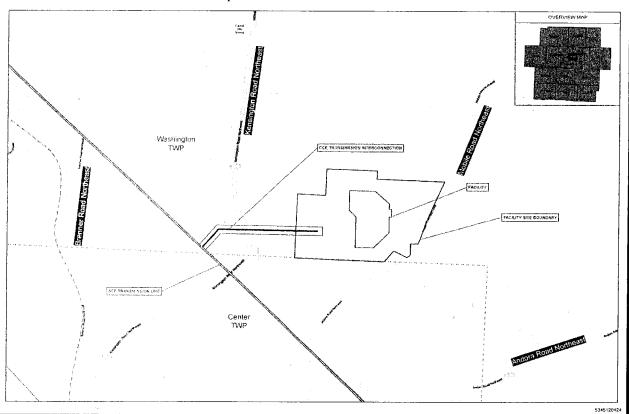
- The basis of the need for the facility if the facility is an electric transmission line or a natural gas transmission line;
- (2) The nature of the probable environmental impact;
- (3) That the facility represents the minimum adverse environmental impact, considering the state of available technology and the nature and economics of the various alternatives, and other pertinent considerations:
- (4) In the case of an electric transmission line or generat-

- ing facility, that the facility is consistent with the regional plans for expansion of the electric power grid of the electric systems serving this state and interconnected utility systems and that the facility will serve the interests of electric system economy and reliability;
- (5) That the facility will comply with Chapters 3704, 3734 and 6111 of the Revised Code and all rules and standard adopted under those chapters and under sections 1501.33, 1501.34, and 4561.32 of the Revised Code. In determining whether the facility will comply with all rules and standards adopted under section 4561.32 of the Revised Code, the Board shall consult with the offices of aviation of the division of multimodal planning and programs of the department of transportation under section 4561.341 [4561.34.1] of the Revised Code.
- (6) That the facility will serve the public interest, convenience, and necessity;
- (7) In addition to the provisions contained in divisions (A)(1) to (6) of this section and rules adopted under those divisions, what its impact will be on the viability as agricultural land of any land in an existing agricultural district established under Chapter 929 of the

- Revised Code that is located within the site and alternative site of the proposed major utility facility. Rules adopted to evaluate impact under division (A)(7) of this section shall not require the compilation, creation, submission or production of any information, document, or other data pertaining to land not located within the site and alternative site.
- (8) That the facility incorporates maximum feasible water conservation practices as determined by the Board, considering available technology and the nature and economics of the various alternatives.

Motions to intervene and comments must be filed with the Board within 10 days following publication of this notice. Motions and comments should be addressed to the Docketing Division, the Ohio Power Siting Board, 180 E. Broad Street, 11th Floor, Columbus, Ohio 43215-3793, and cite Case No. 14-0591-EL-BLN.

The attached map shows the proposed layout and location of the CCE Transmission Interconnection, the existing AEP transmission line and the location and boundary of the natural gas turbine electric generating facility (the "Facility") which is the subject of a separate Ohio Power Siting Board proceeding, Case No. 13-1752-EL-BGN.



This foregoing document was electronically filed with the Public Utilities

**Commission of Ohio Docketing Information System on** 

5/19/2014 11:55:18 AM

in

Case No(s). 14-0591-EL-BLN

Summary: Proof of Pub (Affidavit and tear sheet indicating publication in Carroll County) electronically filed by Mr. Scott M Guttman on behalf of Carroll County Energy LLC