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Ms. Barcy F. McNeal, Secretary PUCO Public Utilities Commission of Ohio

180 East Broad Street Columbus, Ohio 43215

May 30, 2014

RE:

In the Matter of the Letter of Notification for Burger-Knox 138 kV Transmission Line Tap

to Stacy Substation Project Case No. 14-0786-EL-BLN

. .

porter wright

CINCINNATI
CLEVELAND
COLUMBUS
DAYTON
NAPLES
WASHINGTON, DC

Dear Ms. McNeal:

Enclosed for filing are the original and 1 copy of the proof of publication in the above-captioned case. The public notice appeared in the May 24, 2014 Harrison News-Herald.

If you have any questions regarding this filing, please feel free to contact me at your convenience.

Sincerely,

/Robert J. Schmidt, Jr.

Attorney for Applicant American Transmission Systems, Inc.

Enclosure

COLUMBUS/1661902v.23

News-Herald TRI-STATE MERCHANTETTE

144 South Main Street Cadiz, Ohio 43907

Phone: 740.942.2118 • Fax:740.942.4667

FirstEnergy Media c/o Kathy Alexander 9183 Brandywine Road Northfield, OH 44067 Federal ID #: 34-1903363

Invoice #: 00024578

Date: 5/27/14

Order #: 6325

Invoice and Affidavit of Publication

\$1,014.90

Advertising Notice Of Proposed Major Utility Facility

Published: 5/24/2014

THE STATE OF OHIO HARRISON COUNTY, S.S. I, David G. Schloss, verify by oath that the notice hereunto
published in the Harrison News-Herald, a newspaper published of
general circulation in said county and meeting the requirements
Section 7.12 Revised Code for weeks commencing on the day of, 20, 20
David G. Schloss, Publisher Subscribed to age swarf before me this 21 day of May JESSICA SMITH Notary Public, State of Ohio My Commission Expires March 13, 2019 LNICA SMITH
//

Printer's Fee: \$1,014.90

Detach Here

Remittance from:

FirstEnergy Media c/o Kathy Alexander 9183 Brandywine Road Northfield, OH 44067 Please return this stub with your payment!

To insure proper credit please include this Invoice Number on your check

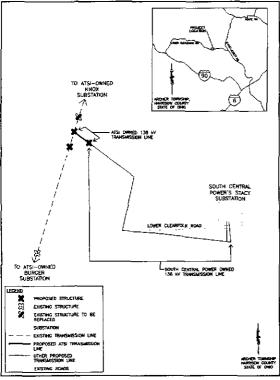
00024578

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NOTICE OF PROPOSED MAJOR UTILITY FACILITY

American Transmission Systems, Incorporated (ATSI), a FirstEnergy company, proposes to construct the Burger-Knox 138 kV Transmission Line Tap to the existing Stacy Substation ("Project"), in a Letter of Notification Application submitted to the Ohio Power Siting Board (Board) for a Certificate of Environmental Compatibility and Public Need.

The Project is proposed to be located in existing and new transmission line right-of-way in Archer Township, Harrison County, Ohio. The Project proposes to extend the existing ATSI-owned Burger-Knox 138 kV Transmission Line as a tap approximately 0.03 mile (150 feet) to connect to a new proposed South Central Power Company's 138 kV transmission line. The South Central Power Company's 138 kV transmission line will run approximate 0.32 mile (1,715 feet) from the point of connection with the Burger-Knox 138 kV Transmission Line to the existing Stacy Substation, which is owned by South Central Power Company. It is anticipated that South Central Power will submit a separate application to the Board for its project.



The following public officials and agencies have been served with copies of the Application as required by the Ohio Power String Board regulations:

- Mr. Dale Norris, Harrison County Board of Commissioners Chair
- Mr. Don Bethel, Harrison County Board of Commissioners
- Mr. William Host, Harrison County Board of Commissioners
- Mr. Robert Sterling, Harrison County Engineer
- Mr. Larry Powell, Archer Township Trustee
- Mr. James Albright, Archer Township Trustee
- Mr. Aaron Dodds, Archer Township Trustee
- Mr. Robert Positan, Archer Township Fiscal Officer

A copy of the application is available for public inspection at the offices of the Ohio Power Siting Board, c/o Public Utilities Commission of Ohio, Utilities Department, 12th Floor, Borden Building, 180 East Broad Street, Columbus, Ohio 43215-3793, www.opsb.ohio.gov. A copy of the application has been sent to the following libraries:

Puskarich Public Library, 200 E. Market Street, Cadiz, OH 43907 Scio Branch Library, 331 W. Market Street, Scio, OH 43988

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 Burger-Knox 138 kV Transmission Line Tap to the existing Stacy Substation Project application has been assigned Docket No. 14-0786-EL-BLN, and the docket number should be referenced in all communications about this proceeding.

In accordance with the Ohio Power Siting Board regulations (Admin. Code Rule 4906-5-08), the following sections of the Ohio Revised Code plus additional information are shown.

Section 4906.10(A)

(A) The power siting board shall render a decision upon the record either granting or denying the application as filed, or granting it upon such terms, conditions, or modifications of the construction, operation, or maintenance of the major utility facility as the board considers appropriate. The certificate shall be conditioned upon the facility being in compliance with standards and rules adopted under sections 1501.33, 1501.34, and 4561.32 and Chapters 3704., 3734., and 6111. of the Revised Code. The period of initial operation under a certificate shall expire two years after the date on which electric

power is first generated by the facility. During the period of initial operation, the facility shall be subject to the enforcement and monitoring powers of the director of environmental protection under Chapters 3704., 3734., and 6111, of the Revised Code and to the emergency provisions under those chapters. If a major utility facility constructed in accordance with the terms and conditions of its certificate is unable to operate in compliance with all applicable requirements of state laws, rules, and standards pertaining to air pollution, the facility may apply to the director of environmental protection for a conditional operating permit under division (G) of section 3704.03 of the Revised Code and the rules adopted thereunder. The operation of a major utility facility in compliance with a conditional operating permit is not in violation of its certificate. After the expiration of the period of initial operation of a major utility facility, the facility shall be under the jurisdiction of the environmental protection agency and shall comply with all laws, rules, and standards pertaining to air pollution, water pollution, and solid and hazardous waste disposal.

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 of the following:

- The basis of the need for the facility if the facility is an electric transmission line or gas or 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 generating facility, that the facility is consistent with 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 standards 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 office of aviation of the division of multi-modal planning and programs of the department of transportation under section 4561.341 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.

Section 4906.07. Public hearing on application

- (A) Upon the receipt of an application complying with section 4906.06 of the Revised Code, the power siting board shall promptly fix a date for a public hearing thereon, not less than sixty nor more than ninety days after such receipt, and shall conclude the proceeding as expeditiously as practicable.
- (B) On an application for an amendment of a certificate, the board shall hold a hearing in the same manner as a hearing is held on an application for a certificate if the proposed change in the facility would result in any material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of such facility other than as provided in the alternates set forth in the application.
- (C) The chairman of the power siting board shall cause each application filed with the board to be investigated and shall, not less than fifteen days prior to the date any application is set for hearing submit a written report to the board and to the applicant. A copy of such report shall be made available to any person upon request. Such report shall set forth the nature of the investigation, and shall contain recommended findings with regard to division (A) of section 4906.10 of the Revised Code and shall become part of the record and served upon all parties to the proceeding.

At this time, no public hearing has been scheduled.

4906.08(C). Parties - testimony

(C) The board shall accept written or oral testimony from any person at the public hearing, but the right to call and examine witnesses shall be reserved for parties. However, the board may adopt rules to exclude repetitive, immaterial, or irrelevant testimony.

Intervention.

Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 10 days following publication of this notice as required by the order issued in Docket No. 12-1981-GE-BRO or later if good cause is shown. However, the Board strongly encourages interested persons who wish to intervene to file their petitions as early as possible. Petitions should be addressed to the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215-3793 and cite the above-listed case number. (Docket No. 14-0786-EL-BLN)