ATTACHMENT H

U.S. FISH & WILDLIFE SERVICE IPAC SUMMARY

IPaC Information for Planning and Consultation **U.S. Fish & Wildlife Servi**

IPaC resource list

This report is an automatically generated list of species and other resources such as critical habitat (collectively referred to as trust resources) under the U.S. Fish and Wildlife Service's (USFWS) jurisdiction that are known or expected to be on or near the project area referenced below. The list may also include trust resources that occur outside of the project area, but that could potentially be directly or indirectly affected by activities in the project area. However, determining the likelihood and extent of effects a project may have on trust resources typically requires gathering additional site-specific (e.g., vegetation/species surveys) and project-specific (e.g., magnitude and timing of proposed activities) information.

Below is a summary of the project information you provided and contact information for the USFWS office(s) with jurisdiction in the defined project area. Please read the introduction to each section that follows (Endangered Species, Migratory Birds, USFWS Facilities, and NWI Wetlands) for additional information applicable to the trust resources addressed in that section.

Project information

NAME

PIR 778

LOCATION

Stark County, Ohio

Local office

Ohio Ecological Services Field Office

(614) 416-8993
(614) 416-8994

4625 Morse Road, Suite 104
Columbus, OH 43230-8355

NOT FOR CONSULTATION

Endangered species

This resource list is for informational purposes only and does not constitute an analysis of project level impacts.

The primary information used to generate this list is the known or expected range of each species. Additional areas of influence (AOI) for species are also considered. An AOI includes areas outside of the species range if the species could be indirectly affected by activities in that area (e.g., placing a dam upstream of a fish population, even if that fish does not occur at the dam site, may indirectly impact the species by reducing or eliminating water flow downstream). Because species can move, and site conditions can change, the species on this list are not guaranteed to be found on or near the project area. To fully determine any potential effects to species, additional site-specific and project-specific information is often required.

Section 7 of the Endangered Species Act **requires** Federal agencies to "request of the Secretary information whether any species which is listed or proposed to be listed may be present in the area of such proposed action" for any project that is conducted, permitted, funded, or licensed by any Federal agency. A letter from the local office and a species list which fulfills this requirement can **only** be obtained by requesting an official species list from either the Regulatory Review section in IPaC (see directions below) or from the local field office directly.

For project evaluations that require USFWS concurrence/review, please return to the IPaC website and request an official species list by doing the following:

1. Log in to IPaC.
2. Go to your My Projects list.
3. Click PROJECT HOME for this project.
4. Click REQUEST SPECIES LIST.

Listed species[1] are managed by the Ecological Services Program of the U.S. Fish and Wildlife Service.

NOT FOR CONSULTATION

1. Species listed under the Endangered Species Act are threatened or endangered; IPaC also shows species that are candidates, or proposed, for listing. See the listing status page for more information.

The following species are potentially affected by activities in this location:

Mammals

NAME	STATUS

Indiana Bat Myotis sodalis — Endangered

There is **final designated** critical habitat for this species. Your location is outside the critical habitat.

https://ecos.fws.gov/ecp/species/5949

Northern Long-eared Bat Myotis septentrionalis — Threatened

This species only needs to be considered if the following condition applies:

- Incidental take of the northern long-eared bat is not prohibited at this location. Federal action agencies may conclude consultation using the streamlined process described at https://www.fws.gov/midwest/endangered/mammals/nleb/s7.html

No critical habitat has been designated for this species.

https://ecos.fws.gov/ecp/species/9045

Critical habitats

Potential effects to critical habitat(s) in this location must be analyzed along with the endangered species themselves.

THERE ARE NO CRITICAL HABITATS AT THIS LOCATION.

NOT FOR CONSULTATION

Migratory birds

Certain birds are protected under the Migratory Bird Treaty Act[1] and the Bald and Golden Eagle Protection Act[2].

Any activity that results in the take (to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct) of migratory birds or eagles is prohibited unless authorized by the U.S. Fish and Wildlife Service[3]. There are no provisions for allowing the take of migratory birds that are unintentionally killed or injured. Any person or organization who plans or conducts activities that may result in the take of migratory birds is responsible for complying with the appropriate regulations and implementing appropriate conservation measures, as described below.

1. The Migratory Birds Treaty Act of 1918.
2. The Bald and Golden Eagle Protection Act of 1940.
3. 50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)

ATTACHMENT I

ODNR COORDINATION CORRESPONDENCE

Dominion Energy Services, Inc.
320 Springside Drive, Suite 320
Akron, Ohio 44333
DominionEnergy.com

September 14, 2017

BY EMAIL

John Kessler, PE
Ohio Department of Natural Resources
Office of Real Estate
2045 Morse Road, Building E-2
Columbus, Ohio 43229-6693

RE: The East Ohio Gas Company – Pipeline Infrastructure Replacement Program
Ohio Listed Species Consultation
PIR 778 – Dueber Avenue SW

Dear Mr. Kessler:

Please review the following information regarding the East Ohio Gas Company (EOG) Pipeline Infrastructure Replacement (PIR) project, PIR 778 – Dueber Avenue SW. To assist with your review of the project, site maps and photographs are enclosed.

Project Purpose and Location

EOG is proposing to replace approximately 3,367 feet of natural gas pipeline (four [4]- and twelve [12]-inch diameters) with 3,666 feet of pipeline under the PIR Program. The purpose of the program is to replace existing pipe with corrosion-resistant pipe to ensure the safety and reliability of pipeline operations.

PIR 778 – Dueber Avenue SW is located in the City of Canton and Canton Township, Stark County, along an easement that extends approximately 1,600 feet east of Dueber Avenue SW, and approximately 1,650 feet west to I-77, where the easement extends south parallel to I-77 for approximately 550 feet. The latitude and longitude coordinates for the project center point are 40.75425, -81.39879. The project area is indicated on an excerpt of the Canton West, Ohio USGS 7.5-minute topographic map and the project area map, located in Attachment A. Representative photographs of the project area are included in Attachment B.

Project Area Description

The project area was surveyed on December 8, 2016 and August 24, 2017. This survey was performed to collect information on potential wetlands, streams, and protected species habitat. The project area is located within rural, residential and agricultural areas with land covers of mowed grass, lawn trees, successional woods, agricultural field, new field, pasture, emergent wetland, scrub/shrub wetland, and forested wetland.

A wetland is located on the eastern end of the project area and extends off site both north and south of the pipeline easement. An intermittent stream is also located on the eastern end of the project area, and drains south through Wetland A. The wetland and stream will be avoided.

A stormwater basin is located within the project area west of Greentree Avenue SW. It will be necessary to temporarily impact the basin for the installation of the pipeline. This feature is not a Water of the U.S. and is therefore not subject to regulatory oversight from the U.S. Army Corps of Engineers. However, all Best Management Practices will be utilized to minimize impacts to the water quality function of the basin. Following installation of the pipeline, the disturbed areas will be restored to pre-construction grade and the basin embankment will be stabilized and re-vegetated. No permanent impacts to this feature will occur with the installation of pipeline for this project. Photographs of the wetland and stormwater basin are included in Attachment B.

The project area was evaluated for potential habitat for the Indiana bat (*Myotis sodalis*) or northern long-eared bat (*Myotis septentrionalis*). PIR 778 is in a rural, residential, and agricultural setting with trees of various sizes scattered throughout the project area. No wooden structures occur in the study area.

However, successional woods border the pipeline easement throughout the project area. The successional woods are composed primarily of *Carya ovata* (shagbark hickory), *Acer rubrum* (red maple), *Quercus rubra* (red oak) and *Prunus serotina (*black cherry), with diameters at breast height ranging from eight (8) to fourteen (14) inches. The understory is primarily composed of *Rosa multiflora* (multiflora rose), *Frangula alnus* (glossy buckthorn), *Lonicera morrowii* (Morrow's honeysuckle), *Toxicodendron radicans* (poison ivy), and *Vitis* spp. (grape vine). The riparian corridor along Stream 1 extends beyond the project area providing connectivity to other forested areas and may provide foraging opportunities for these bats.

Additionally, three (3) trees were identified with characteristics that may potentially provide habitat for these bats. The locations of these trees are indicated on the map included in Attachment A. Photographs of the trees are included in Attachment B. It will be necessary to remove the three (3) potential habitat trees. EOG proposes to cut these trees between October 1 and March 31. Clearing of other trees in the project area may be necessary to safely conduct project activities or upon the directive of a city arborist and can be cleared at any time.

Request for Finding

Considering the information above, EOG is requesting a finding from the Ohio Department of Natural Resources regarding any adverse effect to any state-listed species and natural areas with ecological and/or geological significance.

A timely response is respectfully requested to ensure compliance relative to state-listed endangered species prior to initiating construction activities. An email response would be greatly appreciated. Please send the email to Tara Buzzelli at Tara.E.Buzzelli@dominionenergy.com.

If you have any questions or need additional information, please contact Tara Buzzelli at (330) 664-2579.

Sincerely,

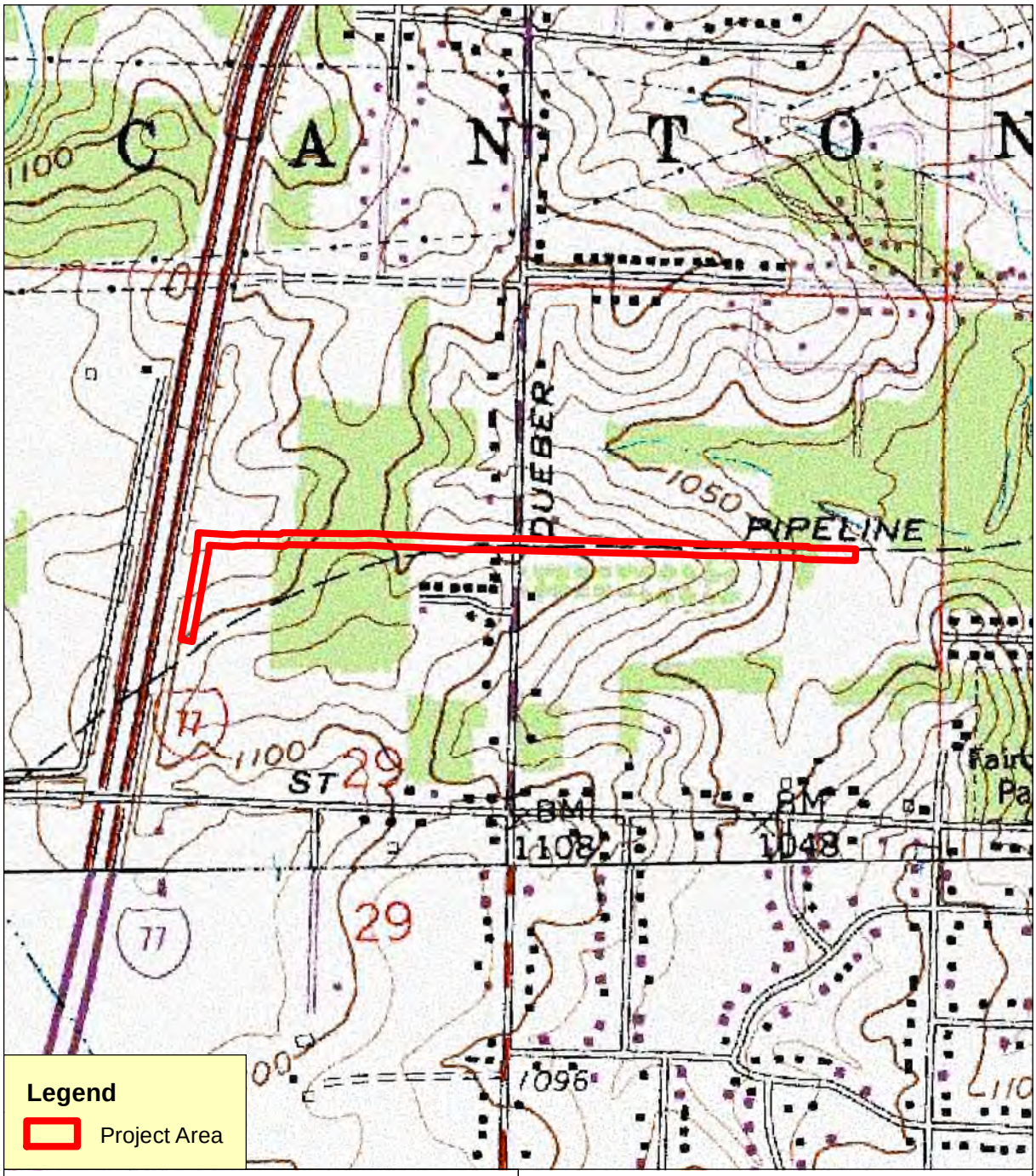
Amanda B. Tornabene
Director, Environmental Services (Air Program and Gas Infrastructure Group)

Enclosures

cc: Tara Buzzelli

Attachment A
Maps

Location of Project Area on
USGS 7.5-Minute Topographic Map
(Canton West Quadrangle)



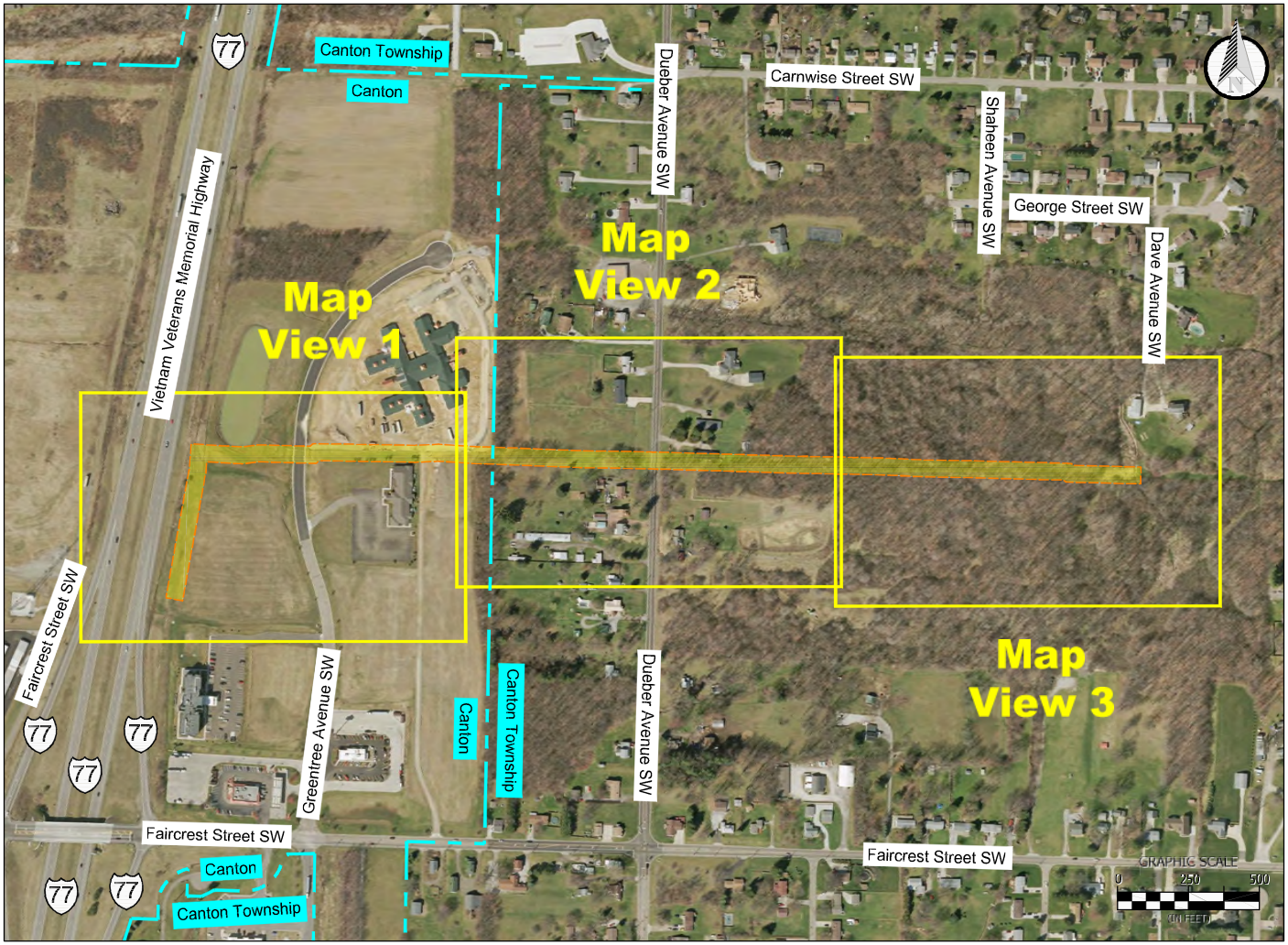
N

500 250 0 500 1,000
Feet

Site Location: PIR 778 - Dueber Avenue SW
Pipeline Replacement Project
Canton Township, Stark County, Ohio

Source: U.S. Department of the Interior
U.S. Geological Survey
Reston, Virginia
Photorevised 1985

Map View Location Map



Location of Stark County, Ohio

The information presented is not a survey or engineering product, and should not be used for any purpose provided by applicable law or regulation that requires a surveying or engineering license.

= Approximate study area

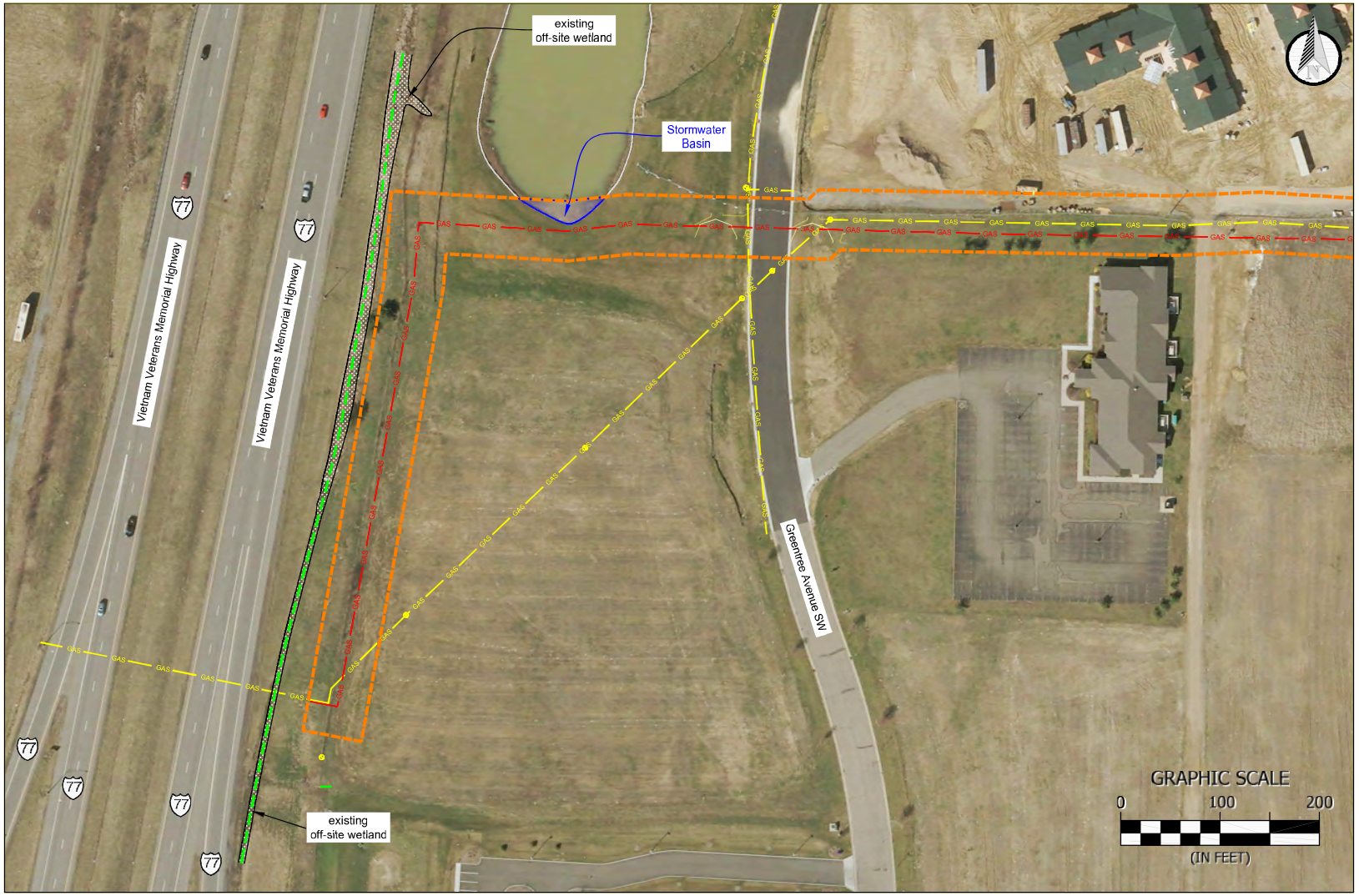
Prepared by: DAVEY RESOURCE GROUP, A Division of The Davey Tree Expert Company

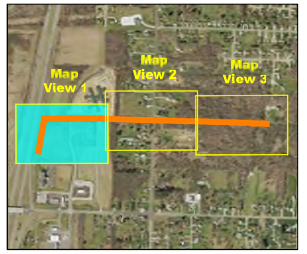
Prepared for: The East Ohio Gas Company

PIR 778 - Dueber Avenue SW
Pipeline Replacement Project
Canton and Canton Township
Stark County, Ohio

Data used to produce this map were collected on December 8, 2016 and August 24, 2017

Location Map





= Gas line marker/stake
= Existing gas line
= Proposed gas line

= Approximate study area
= Intermittent stream
= Non-jurisdictional roadside ditch
= Direction of flow
= Existing culvert(s)

1 = Potential roost tree for the federally endangered Indiana bat (*Myotis sodalis*) and the federally threatened northern long-eared bat (*Myotis septentrionalis*)

= Areas of wetlands delineated within study area (0.172 acre)

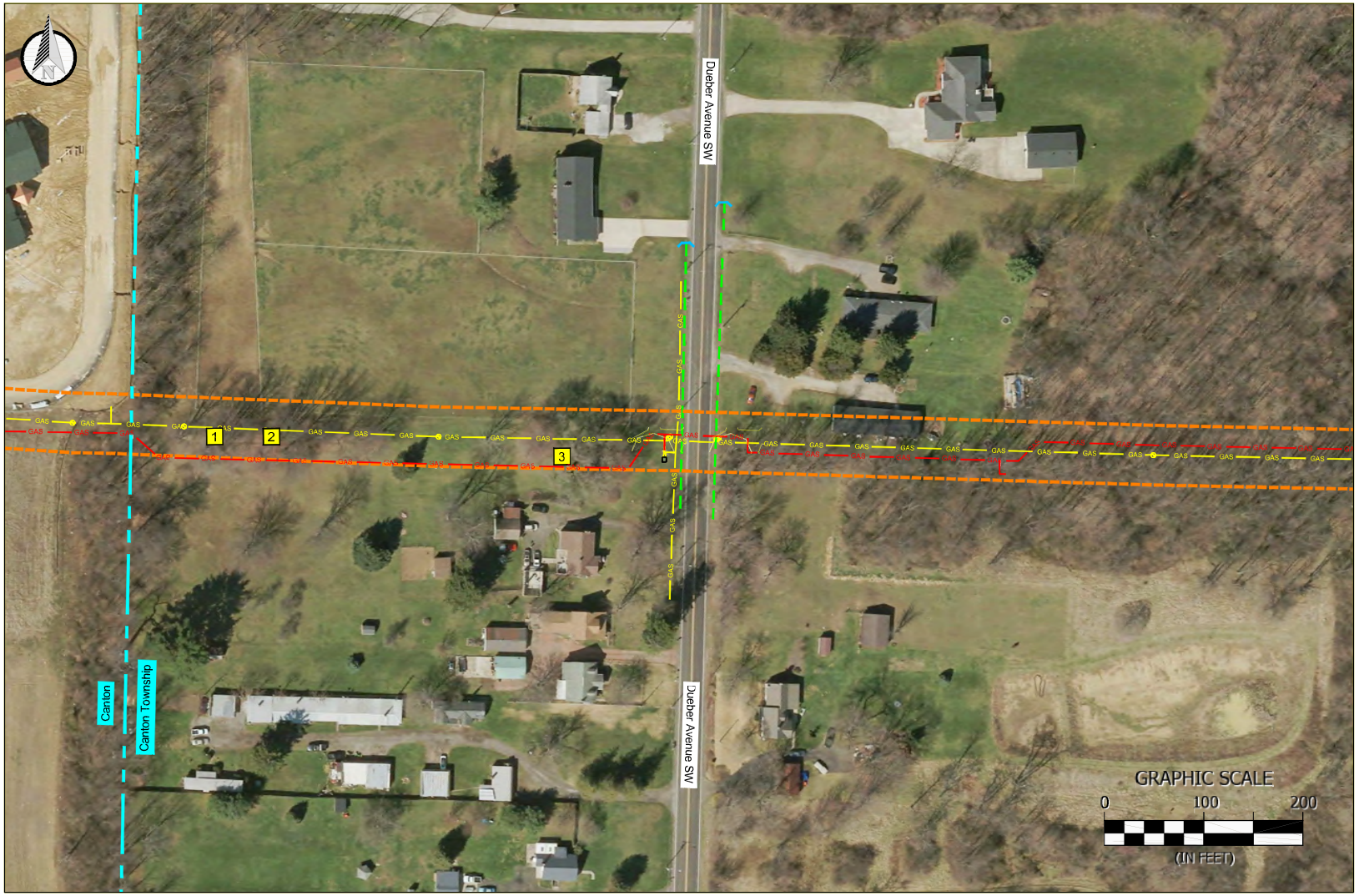
Prepared by
DAVEY RESOURCE GROUP
A Division of The Davey Tree Expert Company

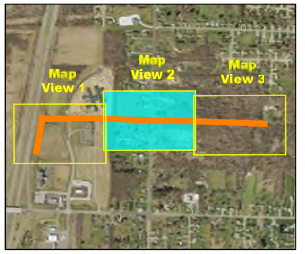
Prepared for:
The East Ohio Gas Company

PIR 778 - Dueber Avenue SW
Pipeline Replacement Project
Canton and Canton Township
Stark County, Ohio

Data used to produce this map were collected on December 8, 2016 and August 24, 2017

Map View **1** of **3**





= Gas line marker/stake
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= Intermittent stream
= Non-jurisdictional roadside ditch
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= Areas of wetlands delineated within study area (0.172 acre)

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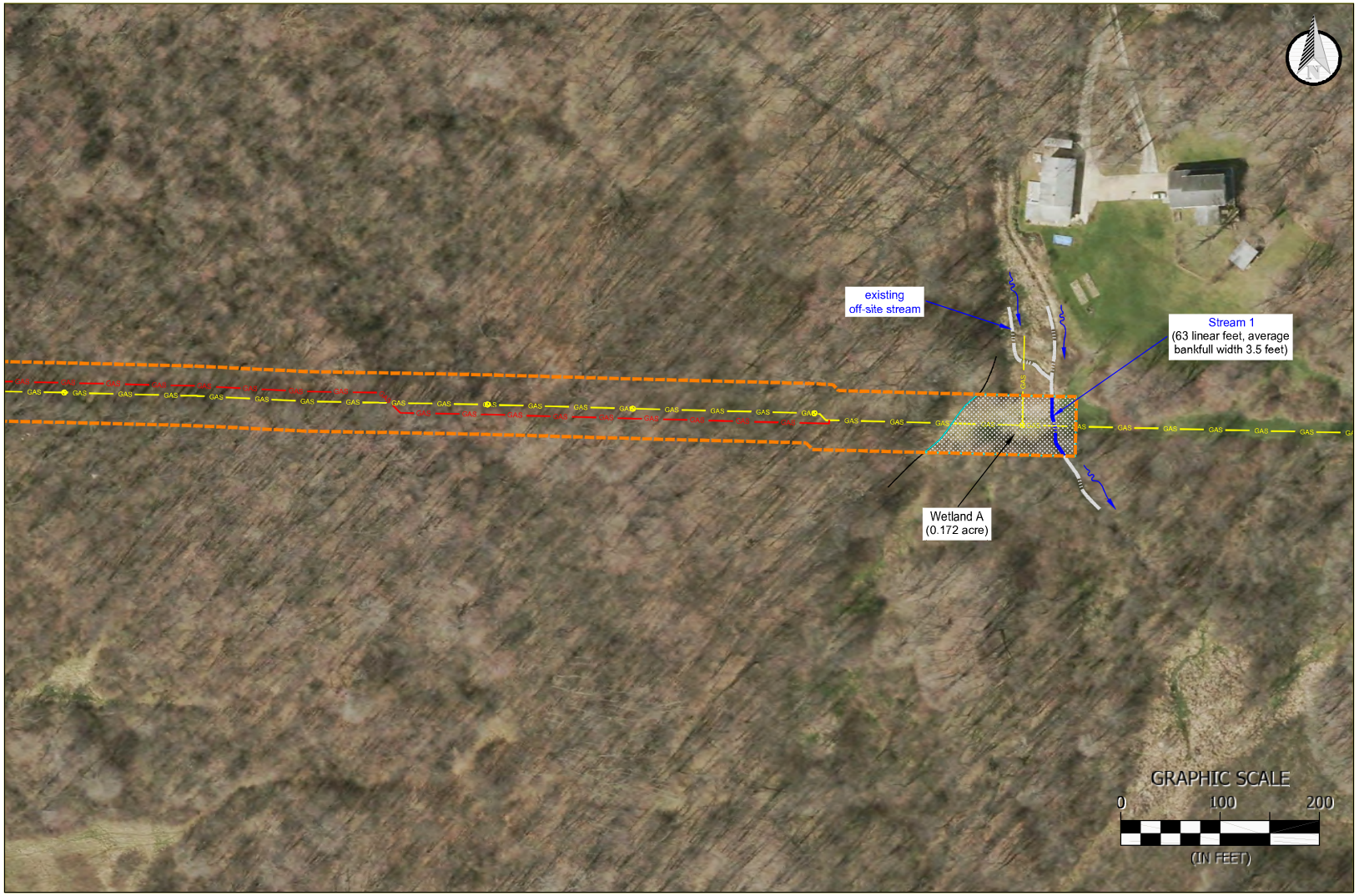
A Division of The Davey Tree Expert Company

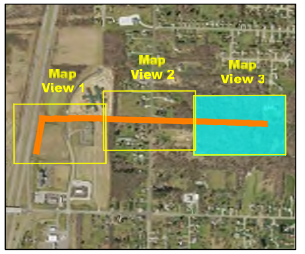
Prepared for:
The East Ohio Gas Company

PIR 778 - Dueber Avenue SW
Pipeline Replacement Project
Canton and Canton Township
Stark County, Ohio

Data used to produce this map were collected on December 8, 2016 and August 24, 2017

Map View 2 of 3





= Gas line marker/stake
= Existing gas line
= Proposed gas line

= Approximate study area
= Intermittent stream
= Non-jurisdictional roadside ditch
= Direction of flow
= Existing culvert(s)

1 = Potential roost tree for the federally endangered Indiana bat (*Myotis sodalis*) and the federally threatened northern long-eared bat (*Myotis septentrionalis*)

= Areas of wetlands delineated within study area (0.172 acre)

Prepared by
DAVEY RESOURCE GROUP
A Division of The Davey Tree Expert Company

Prepared for:
The East Ohio Gas Company

PIR 778 - Dueber Avenue SW
Pipeline Replacement Project
Canton and Canton Township
Stark County, Ohio

Data used to produce this map were collected on December 8, 2016 and August 24, 2017

Map View 3 of 3

Attachment B
Photographs

Photograph 1. Rural, residential development is the predominant land use associated with the PIR 778 – Dueber Avenue SW project.

Photograph 2. Agriculture development is located in the western end of the project area.

Photograph 3. Successional woods surround the pipeline easement throughout the project area.

Photograph 4. A new field is associated with the residential building in the western end of the project area.

Photograph 5. A grazing pasture is located adjacent to the pipeline easement where the easement intersects Dueber Avenue SW.

Photograph 6. Wetland A has predominantly emergent vegetative cover, and is mowed within the easement.

Photograph 7. Outside of the easement, Wetland A has areas of shrub/scrub and forested vegetative covers.

Photograph 8. Upstream of the project area, Stream 1 drains through a residential development.

Photograph 9. A stormwater basin is located within the project area, west of Greentree Avenue SW.

Photograph 10. Tree number 1 is a *Prunus serotina* (black cherry).

Photograph 11. Tree number 2 is a *Prunus serotina* (black cherry).

Photograph 12. Tree number 3 is an *Ulmus pumila* (Siberian elm).

ATTACHMENT J

TRANSMITTAL LETTER TO PUBLIC OFFICIALS

Bricker & Eckler
ATTORNEYS AT LAW

COLUMBUS I CLEVELAND
CINCINNATI I DAYTON
MARIETTA

BRICKER & ECKLER LLP
100 South Third Street
Columbus, OH 43215-4291
MAIN: 614.227.2300
FAX: 614.227.2390

www.bricker.com
info@bricker.com

Sally W. Bloomfield
614.227.2368
sbloomfield@bricker.com

September __, 2017

Via UPS Ground

<NAME>
<ADDRESS>
<ADDRESS>

Re: Dominion Energy Ohio Construction Notice for PIR 778 Pipeline Replacement Project, City of Canton and Canton Township, Stark County Ohio, Ohio Power Siting Board Case No. 17-1973-GA-BNR

Dear <NAME>,

Dominion Energy Ohio ("DEO") is planning to replace approximately 3,376 feet of existing 8-inch diameter pipeline with approximately 3,700 feet of 12-inch diameter pipeline. The new pipeline will be installed within public right-of-way as well as in DEO easements. The location of the new pipeline will be installed offset from the existing pipeline by varying degrees. On the west end of the project the line will follow a new agreed upon easement that follows the property line up to Greentree Avenue where it intersects with the existing line. For the rest of the project the line will be offset from the existing line by ten feet. A small 2-inch branch will be used to tie into the Dueber Avenue Station.

In accordance with the provisions of Ohio Revised Code Section 4906.03(F)(3), this project falls within the Ohio Power Siting Board's ("Board") accelerated review or within its requirements for a Construction Notice. Therefore, in compliance with Ohio Administrative Code ("OAC") Rule 4906-6-07(A)(1) of the Board's rules, enclosed please find a disk containing a copy of the Construction Notice application that has been filed today with the Board for its review and approval. You may request a paper copy of the Construction Notice by contacting Teresa Orahood at (614) 227-4821 or torahood@bricker.com.

This project falls within the Board's requirements for a Construction Notice. Therefore, in compliance with OAC Chapter 4906-6 of the Board's rules, the enclosed Construction Notice has been filed today with the Board for its review and approval. These materials contain a description of the project.

If you have any questions concerning this pipeline replacement project, please contact Nicholas Justus at (330) 664-4486 or nicholas.r.justus@dominionenergy.com.

Sincerely,

Sally W. Bloomfield

Sally W. Bloomfield

Enclosure: Disk Containing Copy of Construction Notice

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/28/2017 12:47:06 PM

in

Case No(s). 17-1973-GA-BNR

Summary: Text Dominion Energy Ohio Construction Notice for PIR 778 Pipeline Replacement Project - Part 3 electronically filed by Teresa Orahood on behalf of Sally W. Bloomfield