

THE OHIO POWER SITING BOARD

IN THE MATTER OF THE LETTER OF
NOTIFICATION APPLICATION OF
DOMINION ENERGY OHIO FOR THE PIR
#559 HIGH AND SUNSET PIPELINE
REPLACEMENT PROJECT.

CASE No. 17-1957-GA-BLN

ENTRY

Entered in the Journal on February 26, 2018

{¶ 1} Dominion Energy Ohio (DEO) is a person as defined in R.C. 4906.01.

{¶ 2} R.C. 4906.04 provides that no person shall construct a major utility facility in the state without obtaining a certificate for the facility from the Ohio Power Siting Board (Board).

{¶ 3} R.C. 4906.03 instructs the Board to adopt rules providing for an accelerated review of a construction certificate under certain circumstances.

{¶ 4} The rules regarding an accelerated review of various applications were codified by the Board as Ohio Adm.Code Chapter 4906-6.

{¶ 5} On January 29, 2018, DEO filed a letter of notification application as Case No. 17-1957-GA-BLN (17-1957) seeking Board approval for the proposed PIR #559 Sunset and High Pipeline Replacement Project in the city of Orrville and Green Township, Wayne County, Ohio. DEO also sought expedited treatment of this accelerated application in accordance with Ohio Adm.Code 4906-6-04. Pursuant to R.C. 4906.03 and Ohio Adm.Code 4906-6-03(B), a letter of notification application in which the applicant seeks expedited treatment is subject to a 28-day approval process unless otherwise ordered.

{¶ 6} The automatic approval date of the 17-1957 application is February 26, 2018, unless otherwise ordered.

{¶ 7} Board Staff filed a Staff Report of Investigation (Staff Report) on February 20, 2018, recommending that a certificate be issued to DEO with five conditions.

{¶ 8} On February 23, 2018, DEO filed a supplement to the letter of notification and proposed an alternative condition to one of the conditions recommended in the Staff Report.

{¶ 9} Ohio Adm.Code 4906-6-10 states, in pertinent part, that if an applicant proposes an alternative condition to any condition proposed in a staff report at least three days prior to the automatic approval date, such alternative condition shall only be effective if specifically recommended by the staff in an amended staff report and adopted by the Board.

{¶ 10} Pursuant to R.C. 4906.03 and Ohio Adm.Code 4906-6-09(B), the administrative law judge determines that good cause exists to suspend the 17-1957 application. In accordance with R.C. 4906.03(F) and Ohio Adm.Code 4906-6-09(C), the Board will act on the 17-1957 application within 90 days from the date that this application was suspended.

{¶ 11} It is, therefore,

{¶ 12} ORDERED, That DEO's application be suspended in accordance with Paragraph 10. It is, further,

{¶ 13} ORDERED, That a copy of this Entry be served upon all interested persons of record in this proceeding.

THE OHIO POWER SITING BOARD

/s/ Jeffrey R. Jones

By: Jeffrey R. Jones
Administrative Law Judge

sjp/vrm

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in

Case No(s). 17-1957-GA-BLN

Summary: Administrative Law Judge Entry suspending Dominion Energy's application;
electronically filed by Vesta R Miller on behalf of Jeffrey R. Jones, Administrative Law Judge,
Ohio Power Siting Board