

2

BEFORE

THE OHIO POWER SITING BOARD

In the Matter of the Application of Duke)
Energy Ohio, for an Amendment to its)
Certificate of Environmental Compatibility) Case No. 07-812-EL-BTA
and Public Need for the Hillcrest Eastwood)
138 kV Electric Transmission Line Project.)

ENTRY

The administrative law judge finds:

- (1) On March 20, 2006, the Ohio Power Siting Board (Board) issued an opinion, order, and certificate in Case No. 05-361-EL-BTX (05-361), for the construction of an electric transmission line in Brown and Clermont counties.
- (2) On July 16, 2007, Duke Energy Ohio (Duke) filed an application in this case to amend the certificate issued in 05-361. The proposed amendment is to relocate approximately 1,600 feet of the transmission line route from a wooded/shrub area which includes a wetland and a nearby residence to an open agricultural field.
- (3) In an investigative report filed October 15, 2007, the Board's staff stated that it had reviewed Duke's application and determined that the proposed amendment would result in less negative social impacts than the approved segment because it will avoid a residence and it will reduce the ecological impact by avoiding a wetland and wooded area.
- (4) In accordance with Rule 4906-5-10(B)(1)(b), Ohio Administrative Code (O.A.C.), Duke shall serve a copy of the amendment application upon such persons and parties as set forth in Rule 4906-5-10(B)(2)(a), O.A.C., to the extent not already done so. Duke shall also give public notice in newspapers of general circulation in the area involved with the amendment within seven days of this entry, as required by Section 4906.06(C) and (E), Revised Code. The notice shall read as follows:

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NOTICE

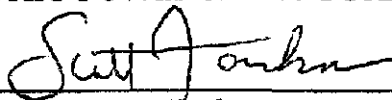
Duke Energy Ohio has filed an application with the Ohio Power Siting Board in Case No. 07-812-EL-BTA seeking to amend a certificate of environmental compatibility and public need issued for the construction of an electric transmission line in Brown and Clermont counties, Ohio. The purpose of the requested amendment is to relocate approximately 1,600 feet of the transmission line, shifting the route approximately 200 feet south of the approved centerline, located in Clermont County, near the southeast corner of Hagemans Crossing Road and the Norfolk and Western Railroad. More information may be obtained by contacting the offices of the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215-3793 or by reviewing a copy of the amendment application at the main library in your area. Interested persons wishing to file objections to the proposed change may do so by filing written objections to the Ohio Power Siting Board within 10 days of this notice.

It is, therefore,

ORDERED, That Duke serve copies of the amendment application and give public notice in accordance with Finding 4. It is, further,

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

OHIO POWER SITING BOARD


By: Scott Farkas
Administrative Law Judge

Entered in the Journal

RJR
OCT 16 2007



Renee J. Jenkins
Secretary