

BEFORE THE POWER SITING BOARD OF THE STATE OF OHIO

In the Matter of the Construction Notice Application of)
Dominion Energy Ohio for the US 62 Pipeline) 17-2425-GA-BNR
Replacement Project)

Members of the Board:

Chairman, Public Utilities Commission	Ohio House of Representatives
Director, Development Services Agency	Ohio Senate
Director, Department of Health	
Director, Department of Agriculture	
Director, Environmental Protection Agency	
Director, Department of Natural Resources	
Public Member	

To the Honorable Power Siting Board:

Please review the attached Staff Report of Investigation, which has been filed in accordance with Ohio Power Siting Board (Board) rules. The accelerated certificate application in this case is subject to an automatic approval process as required by Ohio Revised Code (R.C.) 4906.03 and Ohio Administrative Code 4906-6.

Staff recommends the application for automatic approval on March 6, 2018, unless suspended by the Board, an administrative law judge, or the chairperson or executive director of the board for good cause shown. If suspended, the Board must render a decision on the application within 90 days from the date of suspension.

Please present any concerns you or your designee may have with this case to my office at least four business days prior to March 6, 2018, which is the recommended automatic approval date.

Sincerely,



Raymond W. Strom
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OPSB STAFF REPORT OF INVESTIGATION

Case No.: 17-2425-GA-BNR
Project Name: US 62 Pipeline Replacement Project
Project Location: Stark County
Applicant: Dominion Energy Ohio
Application Filing Date: December 5, 2017
Filing Type: Construction Notice
Inspection Date: December 19, 2017
Report Date: February 27, 2018
Recommended Automatic Approval Date: March 6, 2018
Applicant's Waiver Requests: none
Staff Assigned: A. Holderbaum, E. Morrison

Summary of Staff Recommendations (see discussion below):

Application: ☐ Approval ☐ Disapproval ☒ Approval with Conditions

Waiver: ☐ Approval ☐ Disapproval ☒ Not Applicable

Project Description

Dominion Energy Ohio (Applicant) proposes to replace approximately 0.09 mile of existing 12-inch diameter pipeline along Harrisburg Road between Spangler Road and 30th Street NE, and another 0.17 mile of existing 12-inch diameter pipeline along 30th Street NE between Harrisburg Road and Roosevelt Avenue in the city of Canton. Both replacement pipelines would be 12-inches in diameter. The replacement pipelines would have a maximum allowable operating pressure of 160 pounds per square inch gauge (PSIG). The pipelines would be installed with a wall thickness of 0.375 inches and would have a minimum yield strength of 52,000 PSIG. The Applicant also plans to relocate approximately 1.16 miles of pipeline, ranging from 4-6 inches in diameter, as part of this project

The Applicant would primarily utilize open cut trench construction methods. The Applicant proposes to begin construction in early 2018 and place the line in service by June 2018. The Applicant estimates the total cost of the project at \$900,000. The surrounding land use consists of existing road and utility right-of-way. The entire length of the replacement pipeline would be located within public road right-of-way. The right-of-way along 30th Street NE is 40 feet wide (20 feet on either side of the road center line), and 70 feet wide along Harrisburg Road NE (35 feet on either side of the road center line).

Basis of Need

The Ohio Department of Transportation (ODOT) is planning a Street Intersection Improvement Project involving the installation of a roundabout and realignment of the US Route 62/Middlebranch Avenue/Harrisburg Avenue/30th Street intersection in Canton. Dominion East Ohio's 12-inch diameter high pressure gas pipeline is in conflict with the excavation and infrastructure installation of ODOT's project. The pipeline must be moved to a location that allows for the construction of ODOT's project and complies with company and federal pipeline safety standards.

Nature of Impacts

Socioeconomic Impacts

The replacement pipelines would be installed in the public road right-of-way along Harrisburg Road and 30th Street NE. The Applicant proposes to utilize open cut trenching at each road crossing. The Applicant has submitted construction plans to Stark County, the City of Canton, and Plain Township for the appropriate road crossing and temporary driveway construction-related permits and will coordinate temporary road closures, if required, with these entities.

The Applicant sent notification about the project to area public officials and affected property owners. Existing public roadways, private roadways, and the existing right-of-way would provide the required equipment access during construction. Laydown areas would be determined by the contractor awarded the project, and the Applicant stated that it will file in this docket their locations as late-filed information. The Applicant stated that it will ensure that all property owners and tenants have access to their residences and/or property during construction.

Cultural Resources

The Applicant completed a cultural resources literature review for the area of potential effects for the project. The review did not identify any previously recorded archaeological or historical sites within or adjacent to the project area.

Surface Waters

No streams, wetlands or ponds are located within the project area. No impacts to surface waters are anticipated. The Applicant has submitted a Notice of Intent for coverage under the Ohio Environmental Protection Agency General National Pollutant Discharge Elimination System Permit on November 27, 2018. The Applicant prepared and submitted a Stormwater Pollution Prevention Plan to the Stark County Soil and Water Conservation District on November 28, 2018.

Threatened and Endangered Species

The state and federal listed species and/or their suitable habitat that may be found in the project area include the state and federal endangered Indiana bat (*Myotis sodalis*) and the federal threatened northern long-eared bat (*Myotis septentrionalis*). The Applicant states no tree clearing would be necessary during construction of the proposed pipeline.

The project is within the range of the federal threatened and state endangered eastern massasauga (*Sistrurus catenatus*) and the federal species of concern bald eagle (*Haliaeetus leucocephalus*). Due to the location of the project, the habitat at the project site and within the vicinity of the project area, and the type of work proposed, no impacts to these species are anticipated.

The Applicant is currently coordinating with the Ohio Department of Natural Resources (ODNR) for any additional state listed species and/or suitable habitat that may be found in the project area. The Applicant would provide Staff with any comments from the ODNR review of the project and continue coordination with the ODNR and Staff based on the ODNR comments.

Conclusion

Staff's review of the application included consideration of the requirements listed in R.C. 4906.10. Based on Staff's review, the application meets the necessary criteria for granting a certificate. Staff recommends automatic approval of this application on March 6, 2018, provided that the following conditions are satisfied:

Conditions

- (1) Prior to the commencement of construction activities in areas that require permits or authorizations by federal or state laws and regulations, the Applicant shall obtain and comply with such permits or authorizations. The Applicant shall provide copies of permits and authorizations, including all supporting documentation, to Staff within seven days of issuance or receipt by the Applicant.
- (2) Prior to construction, the Applicant shall submit to Staff, for review and confirmation that it complies with this condition, a project construction plan that provides the specific locations of its laydown areas and is responsive to Ohio Department of Natural Resources (ODNR) concerns about state listed species and ecological areas of significance. If the specific laydown locations chosen appear to have additional adverse impacts, the Applicant shall either propose different specific locations without such impacts, or refile its application
- (3) Damaged lawns, sidewalks, driveways, and parking areas shall be restored to original conditions upon completion of construction, and monitored and restored, to the original preconstruction condition, for two years after the line has been placed in service. Unless otherwise directed by the property owner, concrete panels (if applicable) shall be replaced in their entirety rather than cut and patched.
- (4) The Applicant shall maintain traffic along public roadways and shall maintain access for adjacent land uses during construction.
- (5) Prior to the commencement of construction, the Applicant shall obtain a coordination letter from the ODNR in regards to impacts to state and federal listed species and/or their suitable habitat, and shall coordinate with the ODNR and with Staff regarding compliance with the letter.

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Case No(s). 17-2425-GA-BNR

Summary: Staff Report of Investigation electronically filed by Adam Bargar on behalf of Staff of OPSB