

**BEFORE THE OHIO POWER SITING BOARD**

<b>In the Matter of the Application of Harrison Power Transmission, LLC for a Certificate of Environmental Compatibility and Public Need for the Harrison Power 138 kV Transmission Line Project</b>	) ) ) ) ) ) )	<b>Case No. 17-2084-EL-BTX</b>
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**PROOF OF INITIAL PUBLIC NOTICE**

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Pursuant to Ohio Adm.Code 4906-3-09(A)(1), a copy of the attached public notice text and map were sent on April 27, 2018 to the public officials and property owners identified on the attached mailing list. Public notice was also published on April 28, 2018 in the Harrison News-Herald, a newspaper in general circulation in Harrison County, as shown by the attached affidavit of publication and date-marked newspaper page.

Respectfully submitted,

/s/ MacDonald W. Taylor  
\_\_\_\_\_  
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MacDonald W. Taylor (0086959)

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*Attorneys for Harrison Power Transmission, LLC*

## **CERTIFICATE OF SERVICE**

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being sent via electronic mail on May 10, 2018 to:

John Jones  
[john.jones@ohioattorneygeneral.gov](mailto:john.jones@ohioattorneygeneral.gov)

William Taylor  
[wjt@kincaidlaw.com](mailto:wjt@kincaidlaw.com)

Scott Eickelberger  
[scotte@kincaidlaw.com](mailto:scotte@kincaidlaw.com)

/s/ MacDonald W. Taylor  
\_\_\_\_\_  
MacDonald W. Taylor

## **NOTICE OF PROPOSED MAJOR UTILITY FACILITY**

Harrison Power Transmission, LLC is proposing to develop, build, and operate the 138 kV Harrison Power Transmission Line (the Transmission Line), an approximately 4.5 mile transmission line to be located in Harrison County, Ohio.

The proposed Transmission Line will connect the proposed natural gas-fired Harrison Power Plant to the electric grid at the existing American Electric Power Nottingham Substation in Athens Township, Harrison County, Ohio. The Nottingham Substation is located approximately 4.5 miles southwest of the Harrison Power Plant, which is to be located in the Village of Cadiz in the Harrison County Industrial Park.

The proposed Transmission Line will consist of approximately 30 tower structures and will traverse previously disturbed area used for surface coal mines that has been reclaimed to vegetated rolling hillsides. The route for the proposed Transmission Line largely follows existing rights of way for electric transmission or natural gas pipelines. A map showing the Preferred and Alternate routes for the Transmission Line is attached with this notice.

Harrison Power Transmission, LLC has filed with the Ohio Power Siting Board (Board or Power Siting Board) an application for a Certificate of Environmental Compatibility and Public Need to construct the Transmission Line in Case No. 17-2084-EL-BTX, which is now pending before the Board. Copies of the Application were served upon the Mayor of the Village of Cadiz, the Harrison County Commissioners, the Cadiz Township Trustees, the Harrison County Community Improvement Corporation, the Harrison Soil and Water Conservation District, the Athens Township Trustees, and the Harrison County Regional Planning Commission. A copy of the Application was also provided to and is available for public review at the Puskarich Public Library.

The Board follows the following criteria for reviewing an application for a major utility facility:

- (1) The basis of the need for the facility if the facility is an electric transmission line or gas pipeline;
- (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;

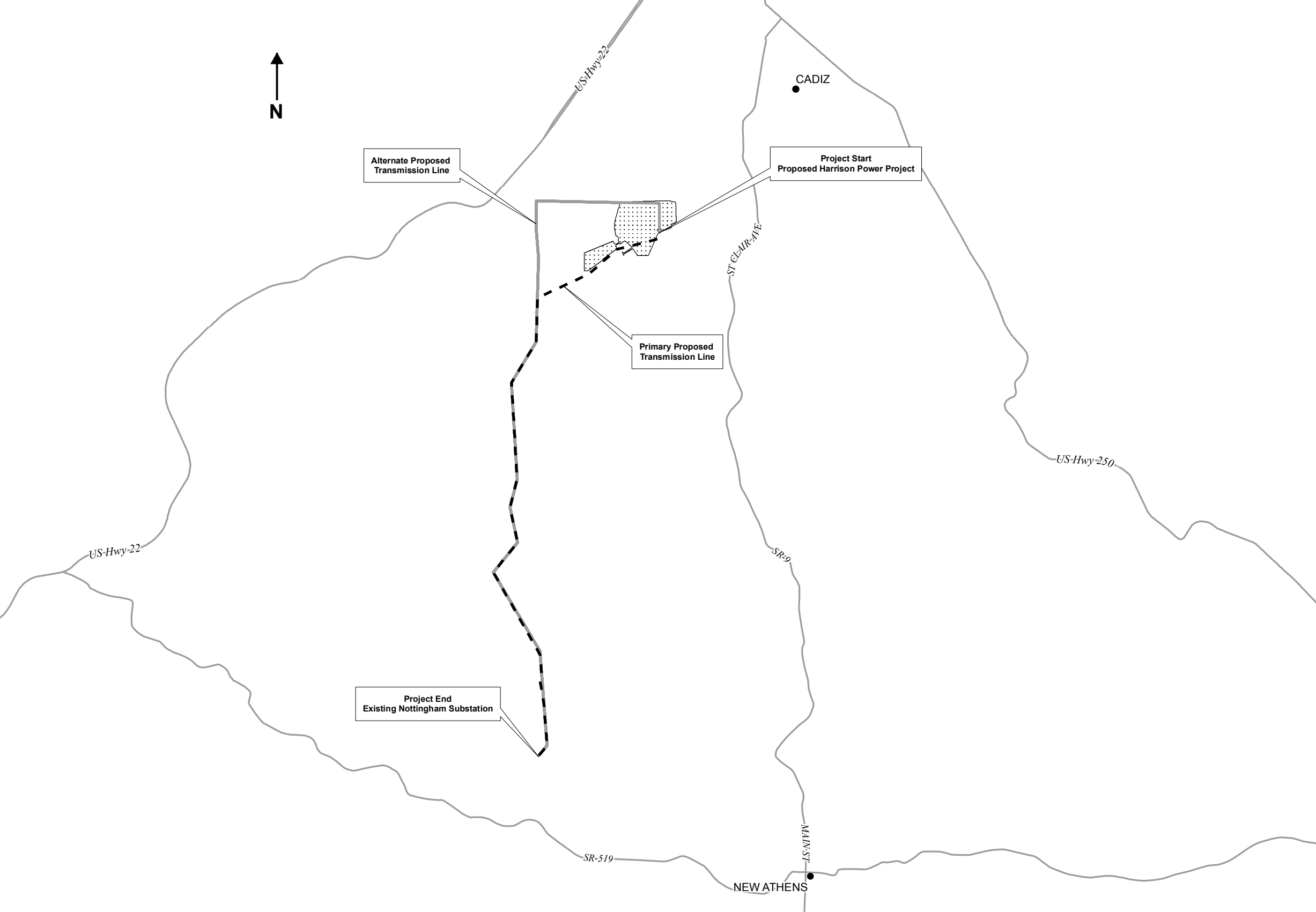
(7) In addition to the provisions contained in divisions (A)(1) to (6) of this section and rules adopted under those divisions, what its impact will be on the viability as agricultural land of any land in an existing agricultural district established under Chapter 929. of the Revised Code that is located 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.

The public will be given an opportunity to comment on the proposed Facility. The public hearing for this proceeding shall consist of two parts:

1. A local public hearing, pursuant to R.C. 4906.08(C), where the Board shall accept written or oral testimony from any person, commencing on July 19, 2018, at 6:00 p.m., at the Puskarich Public Library, 200 East Market Street, Cadiz, Ohio 43907.
2. An adjudicatory hearing to commence on August 1, 2018, at 10:00 a.m., 11th floor, Hearing Room 11-D, at the offices of the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215.

Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 30 days following publication of the notice required by Ohio Admin. Code 4906-3-09, or by July 17, 2018, whichever is later. However the Board strongly encourages interested persons who wish to intervene in the adjudicatory hearing to file their petitions as soon as possible. Petitions should be addressed to Docketing Division, Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215 and cite the above-listed case number.



Name	Title	Salutation	Org	Address	City	State	Zip
Anderson Family Tree Farm		Sir or Madam		40906 Freeman Road	Cadiz	OH	43907
Bayform Holdings LLC		Sir or Madam	Bayform Holdings LLC	PO Box 88	Cadiz	OH	43907
Charley Bowman	Village Administrator	Mr. Bowman	Village of Cadiz	128 Court Street	Cadiz	OH	43907
Curtis and Judith Crawshaw		Mr. and Mrs. Crawshaw		405 Oak Park Road	Cadiz	OH	43907
D & L Ferguson LLC		Sir or Madam	D & L Ferguson LLC	110 Main Street	Wintersville	OH	43953
Dale A. Arbaugh	President	Mr. Arbaugh	County CIC	538 North Main Street	Cadiz	OH	43907
Dale R. Norris	Chairman	Mr. Norris	Harrison County Commissioners	100 West Market Street	Cadiz	OH	43907
David Butler	Trustee	Mr. Butler	Athens Township Board of Trustees	117 E Wheeling St, P.O. Box 7	New Athens	OH	43981
David LeDonne		Mr. LeDonne	MarkWest	43071 Industrial Park Road	Cadiz	OH	43907
Donald R. Bethel	County Commissioner	Mr. Bethel	Harrison County Commissioners	100 West Market Street	Cadiz	OH	43907
Evan Mungal		Mr. Mungal	CNX Gas Company LLC	1000 Consol Energy Drive	Canonsburg	PA	15317
Gray Wolf LLC		Sir or Madam		43036 Industrial Park Road	Cadiz	OH	43907
Harrison County Airport Authority		Sir or Madam		43000 Airport Road	Cadiz	OH	43907
Harrison Hills City School District		Sir or Madam		730 Peppard Avenue	Cadiz	OH	43907
John C. Jones	Secretary	Mr. Jones	County CIC	538 North Main Street	Cadiz	OH	43907
Karen Poilucci, Ray Poilucci, Clint Barr, and Scott Porter	Trustees	Cadiz Township Trustees		651 McCready Avenue	Cadiz	OH	43907
Kenneth Zitko	Mayor	Mayor Zitko	Village of Cadiz	128 Court Street	Cadiz	OH	43907
Mark Graber		Mr. Graber		403 Oak Park Road	Cadiz	OH	43907
Michael Bledsoe		Mr. Bledsoe		401 Oak Park Road	Cadiz	OH	43907
Michael Thomas Saffell	Trustee	Mr. Saffell	Athens Township Board of Trustees	103 S Main St , P.O. Box 4	New Athens	OH	43982
Moore Kathleen & Floyd		Mr. and Mrs. Moore		43022 S Industrial Park	Cadiz	OH	43907
Paul Coffland	County Commissioner	Mr. Coffland	Harrison County Commissioners	100 West Market Street	Cadiz	OH	43907
Robert Hendricks	Vice President	Mr. Hendricks	County CIC	538 North Main Street	Cadiz	OH	43907
Rover Pipeline LLC		Sir or Madam		1300 Main St.	Houston	TX	77002
Samuel Smith	Trustee	Mr. Smith	Athens Township Board of Trustees	74815 Fairpoint New Athens Rd, P.O. Box 207	New Athens	OH	43981
Schmelzer Robert M & Linda L		Mr. and Mrs. Schmelzer		5411 Windfall Rd	Medina	OH	44256
State Of Ohio Dept Of Transportation		Sir or Madam		2201 Reiser Ave.	New Philadelphia	OH	44663
Ohio Department of Natural Resources		Sir or Madam		2045 Morse Rd. E-2	Columbus	OH	43229
Thomas Schaffer		Mr. Schaffer	American Electric Power	1 Riverside Plaza	Columbus	OH	43215

# Schloss MEDIA

Harrison News-Herald | Brookville Star | Free Press Standard  
Tri-State Merchantette | Pipeline Connections  
144 South Main St., Cadiz, Ohio 43907  
PHONE: (740) 942-2118 FAX: (740) 942-4667

Federal ID #: 34-1903363

Invoice #: 00021118

Date: 4/30/18

Order #:

Vorys, Sater, Seymour & Pease LLP  
52 East Gay Street  
Columbus, OH 43215

## Invoice and Affidavit of Publication

Notice Of Proposed Major Utility Facility - Harrison Power Transmission  
Published: Harrison News-Herald 4/28/2018

\$626.85

### 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 1 weeks

commencing on the 28 day of April, 20 18

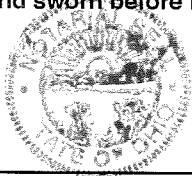
and that I am the Publisher and Legal Notices Clerk of said newspaper.



David G. Schloss, Publisher

Subscribed to and sworn before me this 2 day of May,

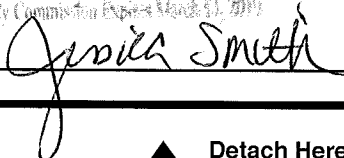
20 18.



JESSICA SMITH

Notary Public, State of Ohio

My Commission Expires March 31, 2019



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Vorys, Sater, Seymour & Pease LLP  
52 East Gay Street  
Columbus, OH 43215

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**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**5/10/2018 4:27:05 PM**

**in**

**Case No(s). 17-2084-EL-BTX**

Summary: Proof of Pub of Initial Public Notice electronically filed by Mr. MacDonald W Taylor  
on behalf of Harrison Power Transmission, LLC