

**Duke Energy Ohio
PUCO Case No. 20-1392-GA-BTA
STAFF First Set of Data Requests
Date Received: November 9, 2020**

STAFF-DR-01-006

REQUEST:

Environmental Permitting: Referring to page 8-35 in amendment 20-1392-GA-BTA, has Duke Energy Ohio received a response from Ohio EPA on the Section 404 PCN request authorization?

RESPONSE: As part of the Section 404 PCN approval process, the US Army Corps of Engineers coordinated directly with the Ohio EPA to obtain its approval, as detailed in STAFF-DR-01-006 Attachment. Jeff Boyles and Carol Siegley represent the Ohio EPA, Division of Surface Water - 401 Water Quality Certification and Isolated Wetlands Permit and Compliance Section.

PERSON RESPONSIBLE: Steve Lane

Olive, Emily A.

From: Frank, Mike/CIN <Mike.Frank@jacobs.com>
Sent: Tuesday, October 13, 2020 2:46 PM
To: Lane, Steve
Cc: Olberding, James H
Subject: [EXTERNAL] FW: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

*** CAUTION! EXTERNAL SENDER *** STOP & THINK! Do you know and trust this sender? Were you expecting this email? Are grammar and spelling correct? Does the content make sense? If suspicious, then do not click links, open attachments or enter your ID or password.

Hey Steve - note below from Kyle.

-----Original Message-----

From: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>
Sent: Tuesday, October 13, 2020 2:40 PM
To: Frank, Mike/CIN <Mike.Frank@jacobs.com>
Subject: [EXTERNAL] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Hi Mike,

I sent the request on July 7, 2020 to Jeff Boyles and Carol Siegley. I called Carol today to see if she needed anything else from me and she indicated that she would be able to provide me a decision later today or tomorrow. Once I have that I should be able to get a permit decision hopefully by the end of the week.

Thank you,

Kyle Moore
U.S. Army Corps of Engineers
Huntington District
Cincinnati Field Office
10557 McKelvey Road
Cincinnati, OH 45240
Office:513-825-3444

-----Original Message-----

From: Frank, Mike/CIN [mailto:Mike.Frank@jacobs.com]
Sent: Tuesday, October 13, 2020 10:29 AM
To: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>
Subject: [Non-DoD Source] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Kyle,

Would you let me about when the request was made to Ohio EPA staff to confirm the wetland ORAM scores? I thought it may be beneficial for us or Duke Energy staff to call on their contacts in the agency to check on the status.

Thanks,

Mike A. Frank | JACOBS | Project Manager | 513.900.7738 mobile | 2 Crowne Point Court, Cincinnati, OH

-----Original Message-----

From: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Sent: Thursday, October 8, 2020 3:52 PM

To: Frank, Mike/CIN <Mike.Frank@jacobs.com>

Cc: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Subject: [EXTERNAL] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Hi Mike,

Amy probably forwarded you the news already, but I received concurrence from SHPO today in regards to the 106 determination. I am waiting to hear from Ohio to make sure the ORAM scores are correct for the wetlands. Once I have heard from them I will be able to render a permit decision.

Thank you,

Kyle Moore

U.S. Army Corps of Engineers

Huntington District

Cincinnati Field Office

10557 McKelvey Road

Cincinnati, OH 45240

Office:513-825-3444

-----Original Message-----

From: Frank, Mike/CIN [mailto:Mike.Frank@jacobs.com]

Sent: Monday, October 05, 2020 11:25 AM

To: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Cc: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Subject: [Non-DoD Source] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Hi Kyle,

The actual size of the project area is 113.3 acres (planned construction work area). The archaeological survey area was 136.7 acres. They surveyed additional areas (while they were mobilized) in case the workspace needed to expand in a few areas.

Attached is the OHPO's approval of the Cemetery Monitoring Plan and Unanticipated Discovery Plan. Just received this morning.

Thanks,

Mike A. Frank | JACOBS | Project Manager | 513.900.7738 mobile | 2 Crowne Point Court, Cincinnati, OH

-----Original Message-----

From: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Sent: Friday, October 2, 2020 3:14 PM

To: Frank, Mike/CIN <Mike.Frank@jacobs.com>

Subject: [EXTERNAL] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Hi Mike,

Quick question, is the overall project area 136.7 acres or was that the area surveyed for the direct/indirect APE? What is the actual size of the project area (acre)?

-----Original Message-----

From: Frank, Mike/CIN [mailto:Mike.Frank@jacobs.com]

Sent: Wednesday, September 30, 2020 7:53 AM

To: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Subject: [Non-DoD Source] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Hello Kyle,

We are finalizing the cemetery/unanticipated discovery plan for the Duke Central Corridor project and should be sending it later this week or early next.

Regarding wetland mitigation bank credits, does the actual purchase/payment have to be made prior to the Corps' issuance of a permit? Or is the letter signifying we have a reservation for the credits secured (from The Nature Conservancy, which we do)?

Lastly, do you think we may receive a permit a week or two after we provide SHPO's concurrence on the cemetery monitoring plan?

Thanks,

Mike A. Frank | JACOBS | Project Manager | 513.900.7738 mobile | 2 Crowne Point Court, Cincinnati, OH

-----Original Message-----

From: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Sent: Friday, September 18, 2020 4:02 PM

To: Frank, Mike/CIN <Mike.Frank@jacobs.com>

Cc: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Subject: [EXTERNAL] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Mike,

A copy of the plan and SHPO's final response letter, if they indicate they will provide one will suffice.

-----Original Message-----

From: Frank, Mike/CIN [mailto:Mike.Frank@jacobs.com]

Sent: Friday, September 18, 2020 3:52 PM

To: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Cc: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Subject: [Non-DoD Source] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Thanks Kyle. We plan to have a draft of the cemetery monitoring plan (including the background info that SHPO asked for) by the end of next week, when we will review with Duke staff. Do you want a copy once we finalize or do you want to see the cemetery site manager's approval? Or both?

Thanks,

Mike A. Frank | JACOBS | Project Manager | 513.900.7738 mobile | 2 Crowne Point Court, Cincinnati, OH

-----Original Message-----

From: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Sent: Friday, September 18, 2020 3:41 PM

To: Frank, Mike/CIN <Mike.Frank@jacobs.com>

Cc: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Subject: [EXTERNAL] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Mike,

Thank you for providing the impact description and the SHPO letter, I have been in training all week and on leave part of last week. I will review and let you know if I need anything else. What is the timeframe for the development of the monitoring plan?

-----Original Message-----

From: Frank, Mike/CIN [mailto:Mike.Frank@jacobs.com]

Sent: Tuesday, September 15, 2020 10:14 AM

To: Moore, Kyle M CIV USARMY CELRH (USA) <Kyle.M.Moore@usace.army.mil>

Cc: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Subject: [Non-DoD Source] FW: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Kyle,

Attached is the SHPO's concurrence letter for the Project, with a contingency for reviewing and approving a cemetery avoidance /monitoring plan (which is being developed now).

Thanks,

Mike A. Frank | JACOBS | Project Manager | 513.900.7738 mobile | 2 Crowne Point Court, Cincinnati, OH

From: Favret, Amy/CIN <Amy.Favret@jacobs.com>

Sent: Tuesday, September 15, 2020 9:39 AM

To: Frank, Mike/CIN <Mike.Frank@jacobs.com>

Cc: Tuk, Jared/PGH <Jared.Tuk@jacobs.com>

Subject: FW: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Mike - at long last -OHPO concurrence letter.

As previously noted, the concurrence is contingent on a Monitoring Plan/UDP for the work near the cemetery. I'm working on the doc now.

Thanks!
Amy

Amy C. Favret, M.A., RPA | Senior Archaeologist | O:+1.513.595.5642 | M:+1.513.257.3274 |
amy.favret@jacobs.com <mailto:amy.favret@jacobs.com>

From: Thomas Grooms <tgrooms@ohiohistory.org <mailto:tgrooms@ohiohistory.org> >
Sent: Monday, September 14, 2020 5:33 PM
To: Favret, Amy/CIN <Amy.Favret@jacobs.com <mailto:Amy.Favret@jacobs.com> >; Mary Rody
<MRody@ohiohistory.org <mailto:MRody@ohiohistory.org> >
Subject: [EXTERNAL] RE: Duke CCP Phase I Archaeology and Architectural and Historical resources reports

Amy see attached letter.

Also please provide the shapefile for the boundaries of AH-21 as soon as possible.

Take care

Thomas Grooms| Archaeology Transportation Reviews Manager,

State Historic Preservation Office

Ohio History Connection | 800 E. 17th Ave., Columbus, OH 43211

p. 614.298.2017 | f. 614.298.2037 | tgrooms@ohiohistory.org <<mailto:tgrooms@ohiohistory.org>>

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11/11/2020 2:23:46 PM

in

Case No(s). 20-1392-GA-BTA

Summary: Correspondence Duke Energy Ohio, Inc.'s Response to Staff Data Request 01-006 electronically filed by Carys Cochern on behalf of Duke Energy Ohio, Inc.