

BEFORE THE POWER SITING BOARD OF THE STATE OF OHIO

**In the Matter of the Construction Notice Application by )  
American Transmission Systems, Inc. for a Certificate )  
of Environmental Compatibility and Public Need for ) Case No. 22-0039-EL-BNR  
the Angola-Midway 138 kV Transmission Line )  
Relocation at Monclova Road Project )**

Members of the Board:

Chairman, Public Utilities Commission	Ohio House of Representatives
Director, Department of Development	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 (Ohio Adm.Code) 4906-6.

Staff recommends the application for automatic approval April 4, 2022, 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 objections you or your designee may have with this case to my office at least four business days prior to April 4, 2022, which is the recommended automatic approval date.

Sincerely,



Theresa White  
Executive Director  
Ohio Power Siting Board

## OPSB STAFF REPORT OF INVESTIGATION

**Case Number:** 22-0039-EL-BNR  
**Project Name:** Angola-Midway 138 kV Transmission Line  
Relocation at Monclova Road Project  
**Project Location:** Lucas County  
**Applicant:** American Transmission Systems, Inc.  
**Application Filing Date:** March 4, 2022  
**Filing Type:** Construction Notice  
**Inspection Date:** March 10, 2022  
**Report Date:** March 28, 2022  
**Recommended Automatic  
Approval Date:** April 4, 2022  
**Applicant's Waiver Requests:** none  
**Staff Assigned:** J. O'Dell and J. Cross

### Summary of Staff Recommendations (see discussion below):

Application: ☐ Approval ☐ Disapproval ☒ Approval with Conditions  
Waiver: ☐ Approval ☐ Disapproval ☒ Not Applicable

### Project Description and Need

American Transmission Systems, Inc. (Applicant or ATSI) proposes to relocate and replace two steel pole structures on the Angola-Midway 138 kilovolt (kV) Transmission Line. This project is needed to accommodate the Ohio Department of Transportation's (ODOT) I-475 bridge replacement over Monclova Road (ODOT Ref: LUC-475-0.93). ATSI also plans to install two additional monopole steel structures to cross the Monclova Road bridge. The project requires a total length of approximately 1,200 feet of new 138 kV transmission line. The Ford Motor-Lynch 69 kV Transmission Line is located on the same structures as the Angola-Midway 138 kV Transmission Line and will be relocated concurrently.

The Applicant states the project does not change the transmission model significantly and therefore does not need to be included in the PJM Interconnection, LLC's (PJM) Regional Transmission Expansion Planning process.<sup>1</sup> In addition, the Applicant states the project was not included in the most recent Long-Term Forecast Report because it was not identified at the time of the most recent

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1. PJM is the regional transmission organization charged with planning for upgrades to the regional transmission system in Ohio. Significant alterations to the transmission system located in the PJM control area are required to submit planned projects for review of system impacts.

filing. The capital and total costs of this proposed transmission line relocation project are estimated to be \$1,419,000. The ODOT is responsible for the costs of the project.

## **Nature of Impacts**

### *Land Use*

The project is located along the boundary of the City of Maumee and Monclova Township, Lucas County, Ohio. The proposed relocation alignment parallels I-475 and crosses over the Monclova Road bridge. The surrounding land use consists of interstate highway, commercial, institutional, and industrial uses. The project will be located within existing ODOT right-of-way. An aerial occupancy easement would be secured from St. Luke's Hospital.

### *Cultural Resources*

The Applicant conducted a cultural resource survey to ascertain potential impacts to historic properties and archaeological sites. The survey determined that adverse impacts to historic properties and archaeological sites are not expected. Access for this project will require ATSI to traverse the northern boundary of the Fallen Timbers Battlefield, along the existing Angola-Midway 138 kV Transmission Line. ATSI will utilize timber matting for any temporary access that is needed during construction.

ODOT's Office of Environmental Services (OES) coordinated with the State Historic Preservation Office (SHPO), Tribes (federally recognized), and the National Park Service for an authorization of temporary access through the battlefield. OES's investigation concluded that ATSI's proposed project would have no adverse effect and SHPO agrees with OES' findings. Staff has examined and concurs with the survey results.

### *Ecological Impacts*

The Applicant coordinated its review with the Ohio Department of Natural Resources (ODNR) and the U. S. Fish and Wildlife Service (USFWS). This coordination did not reveal any listed species or unique habitats that would likely be affected. Habitats associated with listed, non-aquatic species do not exist in the project area. For the aquatic species, no in-water or wetland work is proposed. The responses from the ODNR and the USFWS indicate that the project area is within the range of the federal and state endangered Indiana bat, the federal threatened and state endangered northern long-eared bat, the state endangered little brown bat, and the state endangered tricolored bat. However, no tree clearing is required, and adverse impacts to bat species are not expected.

The Applicant conducted a wetland and waterway delineation for this project. No streams or water bodies are present. Timber matting would be utilized to minimize impacts to wetland W-MRR-1 during construction. Permanent impacts to this wetland are not expected. Based on ATSI's review of online Federal Emergency Management Agency Flood Insurance Rate Mapping, the project work limits do not encroach on any regulated flood plains. Staff believes expected ecological impacts to be minimal.

## **Conclusion**

Staff's review of the application included consideration of the requirements listed in Ohio Revised Code Section 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 April 4, 2022.

Staff notes that its recommendation for approval of this application should not be construed as a recommendation for approval of cost recovery in any ratemaking proceeding.

**Conditions**

- (1) The certificate authority provided in this case shall not exempt the facility from any other applicable and lawful local, state, or federal rules or regulations nor be used to affect the exercise of discretion of any other local, state, or federal permitting or licensing authority with regard to areas subject to their supervision or control.
- (2) 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, on the case docket prior to commencement of construction.

**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**3/28/2022 4:28:04 PM**

**in**

**Case No(s). 22-0039-EL-BNR**

Summary: Staff Report of Investigation electronically filed by Mr. Matt Butler on  
behalf of Staff of OPSB