

**Legal Department** 

American Electric Power 1 Riverside Plaza Columbus, OH 43215-2373 AEP.com

September 16, 2022

Ms. Tanowa Troupe, Secretary Ohio Power Siting Board 180 East Broad Street Columbus, Ohio 43215

Hector Garcia-Santana Senior Counsel – Regulatory Services (614) 716-3410 (P) hgarcia1@aep.com

RE: In the Matter of the Proof of Compliance for the Groves Road-Shannon 138 kV Transmission Line Project Case No. 21-0199-EL-BTX Proof of Compliance with O.A.C. Service Requirements

Dear Ms. Troupe:

AEP Ohio Transmission Company, Inc. hereby files this initial notice for the adjudicatory hearings on Groves Road- Shannon 138kV Transmission Line Project with the notice requirements set forth in O.A.C. Service Requirements for the above-referenced project application.

Respectfully submitted,

/s/ Hector Garcia-Santana
Hector Garcia (0084517)
Counsel for AEP Ohio Transmission Company, Inc.

cc: Jon Pawley



September 16, 2022 «OFFICE» «ATTENTION» «ADDRESS» «CITY», «STATE» «ZIP»

RE: Notice of Local Public Hearing for a Proposed Major Utility Facility
AEP Ohio Transmission Company
Southeast Columbus Area Improvements Project
Project Component Filed As: Groves Road-Shannon 138 kV Transmission Line Project
Ohio Power Siting Board Case No. 21-0199-EL-BTX

Dear Property Owner or Resident,

You are receiving this letter because we wanted to update you about a proposed electric transmission line project in your area.

The Southeast Columbus Area Improvements Project involves:

- Building approximately 5 miles of 138-kilovolt (kV) transmission line between Groves Road and Shannon substations
- Rebuilding approximately 2 miles of 138-kV transmission line between Astor Substation and an existing power line off Brice Road
- Rebuilding approximately 4.5 miles of 138-kV transmission line between Bixby and Shannon substations
- Expanding Shannon Substation near the intersection of Shannon Road and Brice Road

We wanted to let you know that public hearings are scheduled for the proposed power line route between Shannon and Groves Road substations. The public hearing consists of two parts, a local public hearing where the Ohio Power Siting Board (OPSB) accepts written or oral testimony from any person and an adjudicatory hearing.

See details on the upcoming hearings below. Information about how to provide comments and testimony at the local public hearing is enclosed.

Event	Date/Time	Location
Local public hearing	6 p.m. Tuesday, October 18, 2022	Ohio History Connection
		800 East 17 <sup>th</sup> Avenue
		Columbus, Ohio 43211
Adjudicatory hearing	10 a.m. Wednesday, November 16, 2022	Offices of the Public Utilities
		Commission of Ohio
		Hearing Room 11-D
		180 East Broad Street
		Columbus, Ohio 43215

AEP Ohio Transmission Company, (AEP Ohio) filed its application for this project component with the OPSB under Case No. 21-0199-EL-BTX. The application to construct, operate and maintain this facility awaits OPSB review.

Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 30 days following service of the notice required by Ohio Administrative Code 4906-3-09. 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, the Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215-3793 with a reference to Case No. 21-0199-EL-BTX.

Copies of the application, including specific details about the location and construction of the project, are available for public inspection at the following locations:

- Columbus Metropolitan Library Main Branch, 96 S. Grant Ave., Columbus, Ohio 43215
- Columbus Metropolitan Library Southeast Branch, 3980 S. Hamilton Road, Groveport, Ohio 43125
- OPSB, 180 E. Broad St., Columbus, Ohio, 43215-3793, (866) 270-6772
- OPSB's website at http://opsb.ohio.gov. Search under current cases for Case No. 21-0199-EL-BTX.
- Instructions for electronic or hard copy versions of the application are available at www.AEPOhio.com/SoutheastColumbus.

The following local city and county government officials have been served with a copy of the application as required by OPSB regulations:

- Franklin County Board of Commissioners
- Franklin County Engineer
- Franklin County Soil & Water Conservation District
- City of Columbus
- City of Groveport
- Madison Township
- Truro Township

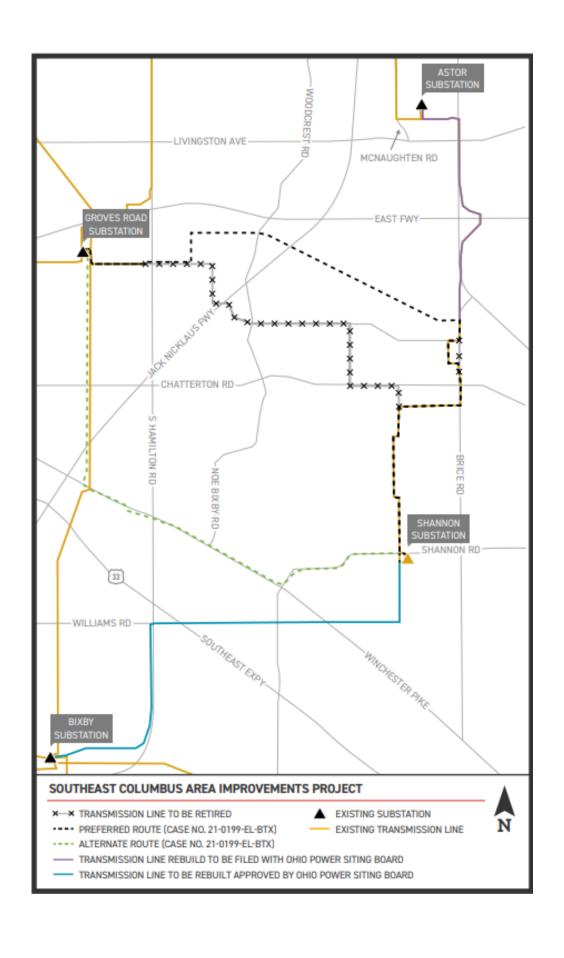
Sincerely,

Joe Demaree

Project Outreach Specialist

AEP Ohio

cc: Adam Clark, Project Manager



# Sections of Ohio Power Siting Board Requirements



At the public hearing, the Ohio Power Siting Board (OPSB) will accept written or oral testimony from any person. AEP Transmission Company (AEP Ohio) invites all residents and property owners who wish to present written or oral testimony to attend this hearing. The OPSB will consider comments from the public and the OPSB Staff Report when evaluating the application. The adjudicatory hearing is open to the public, but participation is limited to the parties in the case.

The following eight criteria are set forth in Section 4906.10 (A) of the Revised Code and will be used, along with additional information, by the OPSB in reviewing the application for a certificate to construct, operate and maintain this transmission line:

- The basis of need for the facility;
- The nature of the probable environmental impact of the proposed facility;
- The facility represents the minimum adverse environmental impact, considering the state of available technology, the nature and economics of alternatives and other pertinent considerations;
- In the case of electric transmission lines, the facility is consistent with regional plans for expansion of the electric power grid of the electric systems serving Ohio and interconnected systems, and the facility will serve the interests of electric system economy and reliability;
- 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 section 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;
- The facility will serve the public interest, convenience and necessity;
- The facility's impact 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 of the proposed major
  utility facility; and
- The facility incorporates maximum feasible water conservation practices as determined by the board considering available technology and the nature and economics of various alternatives.

### Section 4906.07, Revised Code provides that:

Upon the receipt of an application, complying with Section 4906.06 of the Revised Code, the power siting board shall promptly fix a date for a public hearing no fewer than 60 or more than 90 days after such receipt and shall conclude the proceeding as expeditiously as practicable.

On the application for an amendment of a certificate, the board shall hold a hearing in the same manner as a hearing is held for an application for a certificate if the proposed change in the facility would result in any material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of such facility other than as provided in the alternates set forth in the application.

The chairperson of the power siting board shall cause each application filed with the board to be investigated and shall, no fewer than 15 days prior to the date any application is set for hearing, submit a written report to the board and to the applicant. A copy of the report shall be made available to any person upon request. The report shall set forth the nature of the investigation and shall contain recommended findings with regard to division (A) of Section 4906.10 of the Revised Code and shall become part of the record and served upon all parties to the proceeding.

## Section 4906.08 (C), Revised Code provides that:



(A) The parties to a certification proceeding shall include: (1) The applicant; (2) Each person entitled to receive service of a copy of the application under division (B) of section 4906.06 of the Revised Code, if the person has filed with the power siting board a notice of intervention as a party within 30 days after the date the person was served with a copy of the application; (3) Any person residing in a municipal corporation or county entitled to receive service of a copy of the application under division (B) of section 4906.06 of the Revised Code and any other person, if the person has petitioned the board for leave to

intervene as a party within 30 days after the date of publication of the notice required by division (C) of section 4906.06 of the Revised Code, and if that petition has been granted by the board for good cause shown.

- (B) The board, in extraordinary circumstances for good cause shown, may grant a petition for leave to intervene as a party to participate in subsequent phases of the proceeding, that is filed by a person identified in division (A)(2) or (3) of Section 4906.08 that failed to file a timely notice of intervention or petition for leave to intervene, as the case may be.
- (C) The board shall accept written or oral testimony from any person at the public hearing, but the right to call and examine witnesses shall be reserved for parties. However, the board may adopt rules to exclude repetitive, immaterial or irrelevant testimony.

Contact: AEP Ohio

c/o Joe Demaree 8500 Smiths Mill Rd. New Albany, OH 43054 <u>ikdemaree@aep.com</u> (380) 205-5046 Ohio Power Siting Board 180 East Broad St. Columbus, Ohio 43215 <a href="http://opsb.ohio.gov">http://opsb.ohio.gov</a> 1(866) 270-6772

# How to Testify at an OPSB Public Hearing

The public hearing process allows individuals to testify on a pending case before the Ohio Power Siting Board (OPSB or Board). The public hearing is a formal proceeding, not an informal meeting. In order to facilitate orderly public hearings and accommodate all interested parties, the procedures outlined below must be followed by everyone.

#### **Hearing Procedures**

During the hearing, an OPSB administrative law judge, who conducts the hearing, representatives of other parties in the case, and a court reporter will be seated at the front of the room. There will be a sign-in table near the entrance to the room. If you wish to make a statement at the hearing, please print your name and complete address on the sign-in sheet. When the hearing begins, the administrative law judge will explain the purpose for the hearing and call forward individuals to present testimony based on the order in which they signed in. When it is your turn to speak, you will be asked to state your name and address for the record and to swear or affirm that what you are about to say is the truth. Attorneys representing the applicant and other parties may ask you questions on cross-examination.

During the hearing, the administrative law judge presiding over the proceedings will conduct the hearing, and a court reporter will transcribe the hearing. Please respect the rights of other participants. In this regard, anyone who becomes disruptive, or refuses to follow the procedures, may be asked to leave the event. The hearing will end once all witnesses have testified.

#### **Testimony**

If you wish to make a statement, remember to focus your testimony on the issues in the case. Testimony will be considered part of the official record of the case to be reviewed by the Board before they make their final decision. If you give testimony, representatives of the project developer and other parties may ask you questions about your statement. If you wish to supplement your testimony with an exhibit for the Board's consideration, a copy of the document, along with a reference to the case number, must be provided to the Board by email at contactOPSB@puco.ohio.gov or by mail at Ohio Power Siting Board, 180 East Broad Street, Columbus, Ohio 43215.

#### **Written Comments**

If you have written comments but do not wish to present testimony, or if you have written comments from someone who was unable to attend the hearing, you may submit the comments by email to contactOPSB@puco.ohio.gov or by mail to Ohio Power Siting Board, 180 E. Broad St., Columbus, Ohio 43215. The written comments will be filed in the case record.

#### Questions

The local public hearing is your opportunity to provide testimony for the Board's consideration. If you have questions about the project as proposed in the application, representatives of the applicant will be available. OPSB representatives will also be available to answer questions about the OPSB process as it relates to the case proceeding, but cannot answer specific questions about the Staff Report of Investigation, its findings, and recommendations. Copies of the staff report are available for your review at OPSB.ohio.gov.



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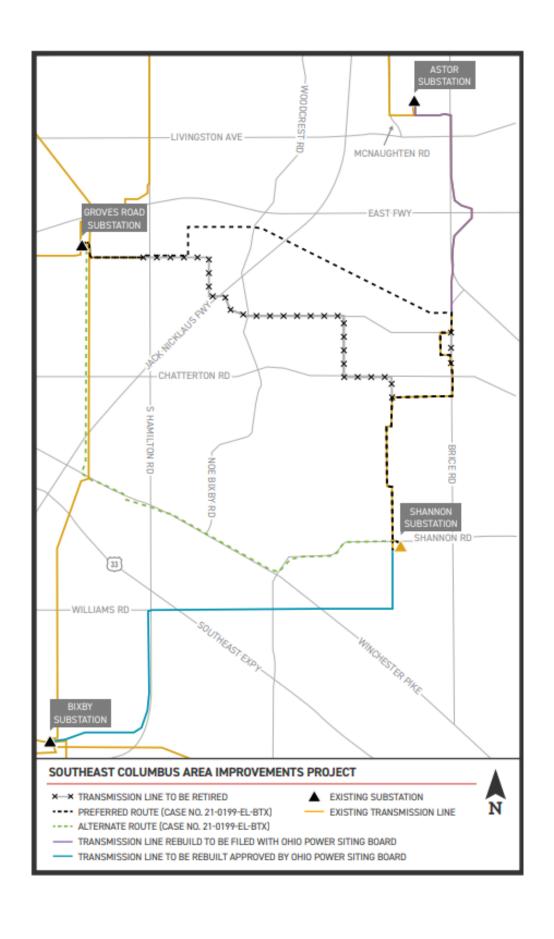
Sincerely,

Joe Demaree

Project Outreach Specialist

AEP Ohio

cc: Adam Clark, Project Manager



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

9/16/2022 1:29:32 PM

in

Case No(s). 21-0199-EL-BTX

Summary: Notice Proof of Compliance electronically filed by Hector Garcia-Santana on behalf of AEP Ohio Transmission Company, Inc.