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Elyse H. Akhbari
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May 8, 2023

Tanowa Troupe
Public Utilities Commission of Ohio
Docketing Division
180 East Broad Street, 11th Floor
Columbus, OH 43215

Re: Duke Energy Ohio, Inc. Line V000B Project (Line V) Case No. 23-265-GA-BNR

Dear Ms. Troupe:

Attached please find correspondence from the Ohio Department of Natural Resources regarding an in-water work waiver for the above-captioned pending matter, also known as the Line V Project.

Sincerely,

/s/Elyse Akhbari
Elyse Akhbari

Senior Counsel
Duke Energy Ohio, Inc.

From: Nathan.Reardon@dnr.ohio.gov
To: [Kent, Sara S](#)
Cc: [Lane, Steve](#); [Schuchter, Jeff](#); [Webb, Brittany N](#)
Subject: [EXTERNAL] RE: Duke Gas V000B Replacement Project - In Water Work Waiver
Date: Thursday, May 4, 2023 10:06:40 AM
Attachments: [image004.png](#)
[image003.png](#)

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Hi Sara,

The DOW does not object to granting a 72 hour in-water work waiver that can be applied at any time during the restricted period of May 4 through June 30, 2023. However, in-water work should be limited to only that which is necessary and completed as soon as possible once started. If there are any questions, please let me know.

Thank you,
Nathan

Nathan Reardon
Compliance Coordinator
ODNR Division of Wildlife
2045 Morse Road
Columbus, OH 43229
Phone: 614-265-6741
Email: nathan.reardon@dnr.ohio.gov

Support Ohio's wildlife. Buy a license or stamp at wildohio.gov.

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Please consider the environment before printing this email.

From: Kent, Sara S <sskent@burnsmcd.com>
Sent: Monday, May 1, 2023 4:51 PM
To: Reardon, Nathan <Nathan.Reardon@dnr.ohio.gov>
Cc: Lane, Steve <steve.lane@duke-energy.com>; Schuchter, Jeff <Jeff.Schuchter@duke-energy.com>; Webb, Brittany N <bnwebb@burnsmcd.com>
Subject: Duke Gas V000B Replacement Project - In Water Work Waiver

Good afternoon Nathan,

Please find attached the in-stream work restriction waiver request for the Duke Gas on the V000B Pipeline Replacement Project in Cincinnati, Ohio (ODNR 22-0424). The project includes installing new pipeline segments in three locations and abandoning the existing pipeline in place. One of the three locations crosses Duck Creek and required a Section 404 Nationwide Permit 12 approval along with a Section 408 clearance for impacting the levee adjacent to Duck Creek. The project also requires a Ohio Siting Board Construction Notice, and we are currently working through that process with the OPSB.

Please note that Duck Creek at this location is more like a concrete stormwater conveyance and not likely to provide suitable habitat for aquatic species. I've included a screenshot below of a photo from our wetland delineation report of Duck Creek for reference (labeled as Stream S-1 in the report). Given the space and topographic constraints in this area and at the request of USACE, Duke Gas will be open cutting through the concrete channel of Duck Creek and installing the pipeline.

The project is scheduled to start construction in early May. Therefore, we are requesting a 72-hour in water work waiver to accommodate the extra time needed for concrete work in Duck Creek.

Please let us know if you have any questions and if you need any additional information for this request. Thanks!



Sara Kent \ Burns & McDonnell

Section Manager, Environmental Services

o 470-508-9904 \ m 770-363-1453

sskent@burnsmcd.com \ burnsmcd.com

4004 Summit Boulevard \ Suite 1200 \ Atlanta, GA 30319

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in

Case No(s). 23-0265-GA-BNR

Summary: Correspondence Duke Energy Ohio, Inc.'s Letter with Correspondence from The Ohio Department of Natural Resources regarding Line V Project electronically filed by Mrs. Tammy M. Meyer on behalf of Duke Energy Ohio Inc. and D'Ascenzo, Rocco and Akhbari, Elyse Hanson.