



Ohio Gas Association (OGA) Ad Hoc Committee Ohio Power Siting Board Application Review

P. Mark Messersmith
Manager, Pipeline Infrastructure Replacement
Dominion East Ohio
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OGA Ad Hoc Committee

- Formed at Suggestion of Ohio Power Siting Board (OPSB) to provide comments from gas utilities on current OPSB rules in advance of scheduled Joint Committee on Agency Rule Review (JCARR) in 2013.



OGA Ad Hoc Committee Members

- John Betsch – Duke Energy
- Hoby Griset – UTI
- Chris Lanka – UTI
- P. Mark Messersmith – Dominion
- Doug Saul – Ohio Gas Company
- Rob Smith – NiSource
- John Spinks – Vectren
- Jimmy Stewart - OGA



OGA Ad Hoc Committee

PURPOSE

- Review Ohio Administrative Code with respect to OPSB 4906- 01
- Suggest changes to simplify Appendix B (Application Requirement Matrix for Gas Transmission Lines)
- Compare rules and definitions with current industry environment – gas ownership, materials, etc
- Support JCARR review schedule (2013)
- Work collaboratively with OPSB staff
- Represent gas utilities in Ohio



Ohio Power Siting Board

created in 1981

➤ Member Agencies

- Public Utilities Commission
- Environmental Protection Agency
- Department of Health
- Department of Development
- Department of Natural Resources
- Department of Agriculture



Ohio Power Siting Board

- Representative of the public
- Four non-voting legislative members
 - 2 members from the House
 - 2 members from the Senate



Ohio Power Siting Board

MISSION

To support sound energy policies that provide for the installation of energy capacity and transmission infrastructure for the benefit of the Ohio citizens, promoting the state's economic interests, and protecting the environment and land use.



Ohio Power Siting Board

REQUIREMENTS

- Before construction can begin on any “major utility facility” or “economically significant wind farm” within the State of Ohio, a Certificate of Environmental Compatibility and Public Need must be obtained from the Ohio Power Siting Board.



Ohio Power Siting Board

What is jurisdictional under the OPSB?

➤ **4906.01 Ohio Revised Code**

-(B) (1) "Major utility facility" means:

(c) A gas or natural gas transmission line and associated facilities designed for, or capable of, transporting gas or natural gas at pressures in excess of one hundred twenty-five pounds per square inch.



Ohio Power Siting Board

What is jurisdictional under the OPBS?

➤ **4906.01 Ohio Revised Code**

-(B) (2) – “Major Utility facility” **does not mean:**

(a) electric, gas, natural gas distributing lines and gas or natural gas gathering lines and associate facilities as defined by the Power Siting Board.



Ohio Power Siting Board

What is jurisdictional under OPSB?

➤ **4906:1-01 Ohio Administrative Code (OAC)**

-(Q) "Gas or natural gas transmission line" is defined as a gas or natural gas transmission line which is more than nine inches in outside diameter and is designed for, or capable of, transporting gas or natural gas at pressures in excess of one hundred twenty-five pounds per square inch.



Transmission Line

- Not the definition used in Department of Transportation (DOT) Part 192
- Term describes the function of the line
- All lines more than 9" in outside diameter and capable of transporting gas at pressures in excess of 125 psi



Three types of OPSB cases

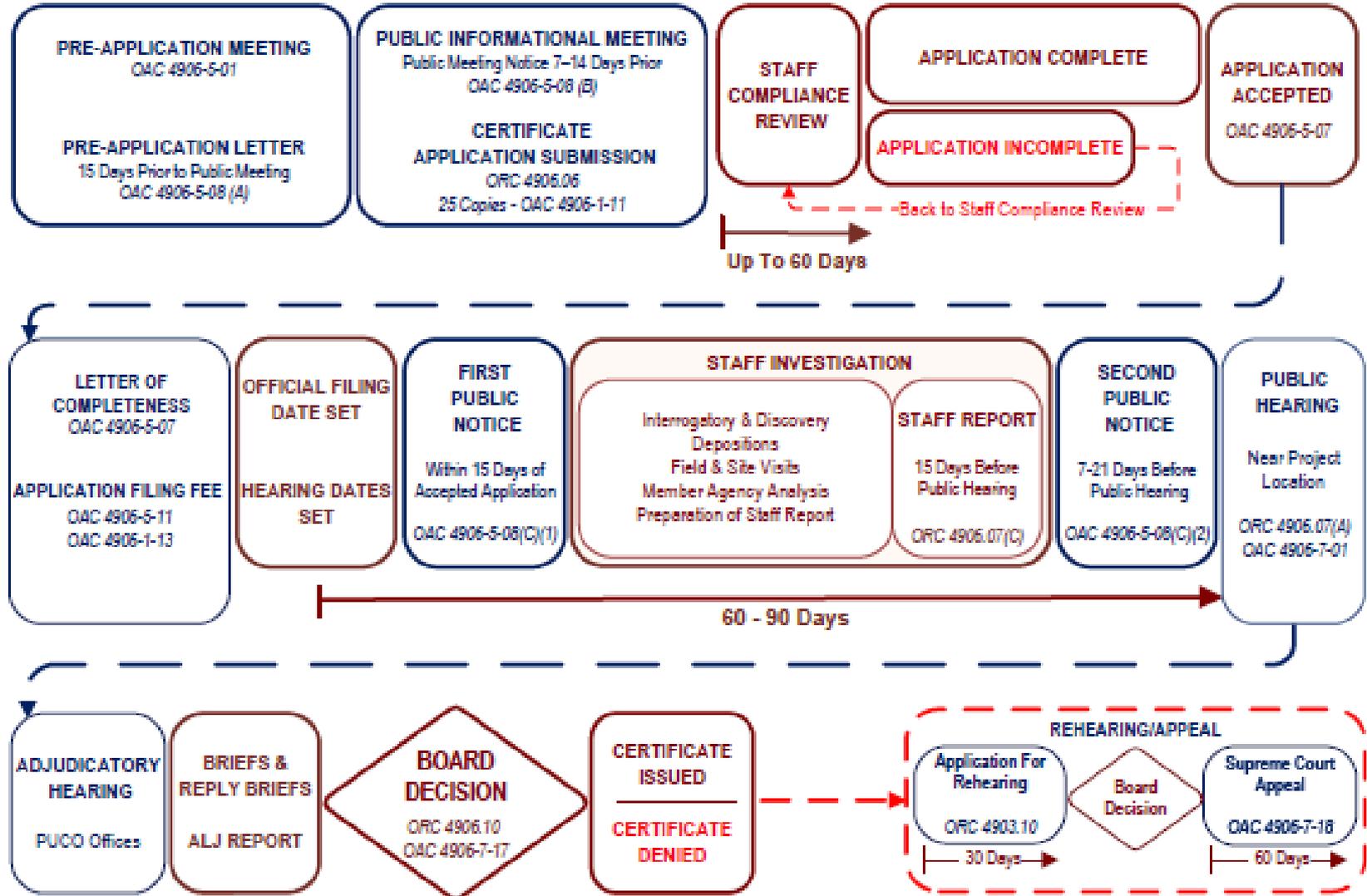
TYPE ONE: Full Application

- 4906-15 Ohio Administrative Code (OAC)
- Process follows the flow chart
- 8 to 12 months process
- Public Input



OHIO POWER SITING PROCESS FLOWCHART

(Statute/Rule References and Select Blocks are Clickable Internet Links)



Three Types of OPSB Cases

TYPE TWO: Letter of Notification

- 4906-05 OAC and 4906-11 OAC
- Meets requirements in Appendix B
- 63 days before start of construction



Three Types of Cases

TYPE THREE: Construction Notice

- 4905-05 OAC and 4906-11 OAC
- Meets requirements in Appendix B
- 42 days before start of construction



APPENDIX B
APPLICATION REQUIREMENT MATRIX
FOR GAS TRANSMISSION LINES

Description of the Proposed Gas Transmission Line and Associated Facilities (Designed for, or Capable of, Transporting Gas or Natural Gas at Pressures in Excess of One Hundred Twenty-Five Pounds per Square Inch)	Certificate Application (BTX or BTA) Required	Letter of Notification Application (BLN) Required	Construction Notice Application (BNC) Required
	4906-15-01 through 4906-15-07	4906-11-01	4906-11-02
(1) Rerouting or extension or new gas transmission line and associated facilities:			
(a) Not greater than one mile in length.			X
(b) Greater than one mile in length but not greater than five miles in length, and 9 through 13 inches in outside diameter.		X	
(c) Greater than five miles in length, and 9 through 13 inches in outside diameter.	X		
(d) Greater than one mile in length and greater than 13 inches in outside diameter.	X		
(2) Adding a compressor station to an existing gas transmission line.		X	
(3) Replacing an existing gas transmission line with a like facility where such replacement requires an increase in the width of existing right-of-way, and where the expanded right-of-way is:			
(a) Less than one mile in length.			X
(b) Greater than or equal to one mile in length but not greater than five miles in length.		X	
(c) Greater than five miles in length.	X		
(4) Gas transmission lines greater than one mile which meet all the following criteria:		X	
(a) The facility proposed for construction must be located wholly within an existing or planned gas or natural gas distribution area.			
(b) The company must wholly own or solely operate the facility after completion of construction.			
(c) The primary purpose of the facility proposed for construction will be direct distribution of gas to consumers. The term "direct distribution of gas to consumers" means that at least sixty percent of the total volume of gas passing through the line on an annual basis must be gas which:			
(i) Is titled to the distribution company and/or an end user.			

OGA Ad Hoc Committee

TIMELINE

Oct, 2011: Formed

Nov, 2011: Established members, set scope, adopted timeline

Jan, 2012: Identified areas of focus

March, 2012: Created potential language changes

April, 2012: Review 1st draft with OPSB member

May – Oct, 2012: Review and secure approval: Member companies, OGA Board and OGA Codes and Regulatory Committee

Nov, 2012: Complete



OGA Ad Hoc Committee

ORC Review

-ORC Section 4906.01 (D)

“certificate means a certificate of environmental compatibility and public use issued by the power siting board under section 4906.10 of the Revised Code or a construction certificate issued by the board under rules adopted under division (E) of section 4906.03 of the Revised Code.”



OGA Ad Hoc Committee

EARLY OBSERVATIONS

- Possibly inconsistent with OAC
- Letter of Notification/ Construction Notice?
- Requirement of 4906.10?



OGA Ad Hoc Committee Interpretation Questions

Item
1

Appendix B

Item
2

Reroute vs. Replace?

Item
3

Same Construction Corridor?

Item
4

R/W Expansion?



OGA Ad Hoc Committee Interpretation Questions

Item
5

Plastic Pipe?

Item
6

Title of gas to distribution company?

Item
7

Standard vs. irregular pipe sizes?

Item
8

Replacing parallel lines with a single line?



OGA Ad Hoc Committee

NEXT STEP

- Review proposals with OPSB
- Modify language if appropriate
- Route suggestions through
 - Member Companies
 - OGA Board and Codes & Regulatory Committee
 - OPSB Staff Member(s)



Questions?

