

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, JULY 28, 2009

FILED 10:50:50 AM
2009 JUL 28 AM 10: 26

APPLICATION OF
VIRGINIA ELECTRIC AND POWER COMPANY

DOCUMENT CONTROL
CASE NO. PUE-2009-00050

For approval and certification of electric transmission facilities under Va. Code § 56-46.1 and the Utility Facilities Act, Va. Code § 56-265.1 *et seq.*, Remington CT-Gainesville 230 kV transmission line

ORDER FOR NOTICE AND HEARING

On June 15, 2009, Virginia Electric and Power Company ("Dominion Virginia Power" or "Company") filed with the State Corporation Commission ("Commission") an application for a certificate of public convenience and necessity to construct and operate a 230 kV transmission line in Fauquier and Prince William Counties. Prepared testimony, exhibits, copies of correspondence, and other material were attached to the application.

The Company proposes to (1) convert from operation at 115 kV to operation at 230 kV approximately 9.81 miles of the Company's existing 115 kV Remington CT-Independent Hill DP Line #183 in Fauquier County between Remington CT and Bristerburg Junction, relocating this portion of Line #183 to new structures as part of the construction of the 500 kV Meadow Brook – Loudoun line approved in Case No. PUE-2007-00031; (2) install and operate in Fauquier County and Prince William County a new 14.5 mile 230 kV transmission line between Bristerburg Junction and the Company's existing Gainesville substation in Prince William County, to be located on structures constructed as part of the Meadow Brook – Loudoun line and located within existing right-of-way or right-of-way to be acquired for that line; and

(3) interconnect the Remington CT – Bristerburg Junction and Bristerburg Junction – Gainesville facilities to create a new 24.31 mile 230 kV Remington CT-Gainesville circuit.

The line is expected to be in service May 1, 2012. The total projected cost of the project is approximately \$7.9 million, of which \$4.8 million is for installation of the transmission line and \$3.1 million is for substation work.

The Company indicates that the transmission line is needed to address reliability concerns beginning in the Summer of 2012. In addition, the Company states that the proposed line is needed to provide continued reliable service in the Northern Virginia, Chancellor, Gordonsville and Remington load areas. A description of the proposed route appears in Ordering Paragraph (12) of this Order, and a sketch map of the routes may be found in the Appendix to the Company's application, Attachment II.A.2.

As provided by § 62.1-44.15:21 D 2 of the Code of Virginia ("Code"), the Commission and the State Water Control Board must consult on wetland impacts prior to the siting of electric utility facilities that require a certificate of public convenience and necessity. In accordance with the Department of Environmental Quality ("DEQ")-State Corporation Commission Memorandum of Agreement Regarding Consultation on Wetland Impacts (July 2003) (hereinafter, "Wetland Impacts Memorandum"), entered into pursuant to § 62.1-44.15:21 D 2 of the Code, DEQ, acting on behalf of the State Water Control Board, advised the Company that DEQ's Office of Wetlands and Water Protection ("OWWP") had reviewed the transmission line project.¹ OWWP indicated that the project will not impact State Waters, including wetlands, and therefore, a Virginia Water Protection permit is not necessary.

¹ Letter from Michelle Henicheck, Department of Environmental Quality, of May 14, 2009, to Elizabeth Harper, filed with the application as Attachment 2.D of the DEQ Supplement.

Section 56-46.1 of the Code provides for the Commission to receive and to consider reports on the proposed facilities from state environmental agencies. The Commission Staff has formally advised the DEQ of the Company's filed application for the Project and requested the DEQ to coordinate an environmental review.² DEQ has informed the Commission Staff that it would coordinate a review of the environmental impact of the proposed transmission line and provide a report to the Commission on or before August 28, 2009.³

The Commission finds that, as provided by §§ 56-46.1, 56-265.2, and related provisions of the Code, this matter should be docketed and that the Company should give notice of its application to interested persons and the public. The Commission further finds that, as required by § 62.1-44.15:21 D 2 of the Code, consultation on wetland impacts has concluded, and the DEQ has commenced its coordinated environmental review of the proposed transmission line. The Commission will therefore establish a procedural schedule for the filing of comments, notices of participation, and schedule a hearing on the application. We will also direct the Commission Staff to investigate the application and to file testimony and exhibits on the results of its investigation.

Accordingly, IT IS ORDERED THAT:

(1) As provided by §§ 56-46.1, 56-265.2, and other related provisions of Title 56 of the Code, this matter be docketed as Case No. PUE-2009-00050 and all associated papers be filed therein.

² Letter from Frederick D. Ochsenhirt, State Corporation Commission, of June 19, 2009, to Michael P. Murphy, Department of Environmental Quality, filed in Case No. PUE-2009-00050, Doc. Con. No. 413675.

³ Letter from Ellie Irons, Department of Environmental Quality, of June 25, 2009, to Frederick D. Ochsenhirt, State Corporation Commission, filed in Case No. PUE-2009-00050.

(2) As provided by § 12.1-31 of the Code and the Commission's Rules of Practice and Procedure ("Rules of Practice"), 5 VAC 5-20-120, Procedure before Hearing Examiners, a hearing examiner be appointed to conduct all further proceedings in this matter on behalf of the Commission and to file a final report.

(3) A public hearing on the application shall be held at 10:00 a.m. on December 15, 2009, in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, to receive the testimony of public witnesses and the evidence of the Company, any Respondents, and the Staff.

(4) As provided by the Rules of Practice, 5 VAC 5-20-80 C, Public witnesses, written comments on the application may be filed, on or before December 8, 2009, by either of the following methods:

A. Comments may be submitted in writing to Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Compact discs or any other form of electronic storage medium may not be filed with comments. All correspondence and comments shall refer to Case No. PUE-2009-00050. Or

B. Comments may be submitted electronically by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/case>.

(5) On or before August 31, 2009, any person or entity may file with the Commission Clerk, at the mailing address provided in Ordering Paragraph (4) A, an original and fifteen (15) copies of a notice of participation as a respondent as required by the Rules of Practice, 5 VAC 5-20-80 B, Participation as a respondent. A copy shall simultaneously be served on counsel to the Company, Lisa S. Booth, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia, 23219. The notice of participation shall be filed and served as required by

the Rules of Practice, 5 VAC 5-20-140, Filing and service, and 5 VAC 5-20-150, Copies and format. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by the Rules of Practice, 5 VAC 5-20-30, Counsel.

(6) Within five (5) business days of receipt of a notice of participation as a respondent as required by Ordering Paragraph (5), the Company shall serve upon the respondent a copy of this Order and a copy of the application and the Company's direct testimony and exhibits, unless these materials have already been provided to the respondent.

(7) On or before October 6, 2009, each respondent may file with the Commission Clerk an original and fifteen (15) copies of the testimony and exhibits by which it expects to establish its case and serve a copy of the testimony and exhibits on the Company and all other parties in this case. Respondents shall comply with the Rules of Practice, 5 VAC 5-20-140, Filing and service, 5 VAC 5-20-150, Copies and format, and 5 VAC 5-20-240, Prepared testimony and exhibits.

(8) As provided by the Rules of Practice, 5 VAC 5-20-80 D, Commission staff, Staff shall participate in this proceeding and conduct an investigation of the Company's application. On or before November 4, 2009, the Staff shall file with the Commission Clerk the report and exhibits it intends to present at the hearing.

(9) On or before November 24, 2009, the Company may file with the Commission Clerk an original and fifteen (15) copies of any rebuttal testimony and exhibits that it expects to offer and shall serve a copy on all parties and the Staff.

(10) On or before August 10, 2009, the Company shall serve a copy of this Order on the chairmen of the boards of supervisors of Fauquier County and Prince William County and the mayor of every city and town through which the proposed transmission line is to be built.

Service shall be made by first class mail or delivery to the customary place of business of the person served.

(11) On or before August 10, 2009, the Company shall cause to be sent by first class mail a copy of the notice and sketch map prescribed in Ordering Paragraph (12) of this Order to all owners of property within the route of the proposed line, as indicated on the map or sketch of the route filed with the Commission, which requirement shall be satisfied by mailing to such persons at such addresses as are indicated in the land books maintained by the commissioner of revenue, director of finance, or treasurer of the county or municipality.

(12) On or before August 10, 2009, the Company shall publish in two (2) successive weeks the following notice and sketch map of the proposed route appearing in Attachment II.A.2 of the Appendix to the application, as display advertising (not classified) in a newspaper or newspapers of general circulation in Fauquier County and Prince William County:

NOTICE TO THE PUBLIC OF AN APPLICATION BY
VIRGINIA ELECTRIC AND POWER COMPANY
FOR APPROVAL OF A TRANSMISSION LINE
IN FAUQUIER COUNTY AND
PRINCE WILLIAM COUNTY, VIRGINIA
CASE NO. PUE-2009-00050

On June 15, 2009, Virginia Electric and Power Company ("Dominion Virginia Power" or "Company") filed with the State Corporation Commission ("Commission") an application for a certificate of public convenience and necessity to construct and operate a 230 kV transmission line in Fauquier and Prince William Counties. Prepared testimony, exhibits, copies of correspondence, and other material were attached to the application.

The Company is proposing to convert a portion of an existing 115 kV electric transmission line to operation at 230 kV as well as construction of a new 230 kV electric transmission line to address reliability concerns beginning in the Summer of 2012 and to provide continued reliable service in the Northern Virginia, Chancellor, Gordonsville and Remington load areas. The project

is planned to be in service May 1, 2012. The proposed transmission line would utilize structures to be erected as part of the Company's Meadow Brook – Loudoun 500 kV transmission line approved by the Commission in Case No. PUE-2007-00031. The estimated cost of the project is approximately \$7.9 million.

The following provides a detailed description of the proposed route:

The proposed 24.31 mile transmission line project involves the conversion of 9.81 miles of existing conductor from 115 kilovolts to 230 kilovolts, and the installation of 14.5 miles of new 230 kV conductors on the lower empty arms of structures being built for the Meadow Brook-Loudoun 500 kV line.

The proposed project will begin at Dominion Virginia Power's Remington Combustion Turbine station on Route 655 (Lucky Hill Road) in Fauquier County. The approximately 9.81 miles of line to be converted continues east/northeast crossing Route 65 (Morgansburg Road), U.S. Route 17 (Marsh Road) approximately 0.6 mile north of its intersection with Route 644 (Ritchie Road), Route 602 (Rogues Road), Route 610 (Midland Road), Route 607 (Shenandoah Path), Route 806 (Elk Run Road) three times, and Route 616 (Bristersburg Road) just south of its intersection with Elk Run Road.

Just south of Route 609 (Courthouse Road) the line will turn north and consist of installing new 230 kV conductors on the previously approved transmission line structures on the west side of Dominion's existing right-of-way for approximately 4.0 miles to the Prince William County line, crossing Route 609 (Courthouse Road), Route 611 (Sowego Road), and Route 640 (Lawsford Road).

Entering Prince William County, the proposed 230 kV line will continue on the previously approved transmission line structures on the west side of Dominion's existing right-of-way, north for approximately 10.5 miles to the existing Gainesville Substation. It will cross Route 606

(Warrenton Road), a Norfolk Southern railroad track, Route 28 (Nokesville Road) approximately 0.9 mile west of its intersection with Route 652 (Fitzwater Drive), and Route 652 (Fitzwater Drive). It generally parallels the eastern side of Route 657 (Reid Lane), crosses Route 215 (Vint Hill Road), Route 3254 (Tartan Hills Parkway), Route 619 (Linton Hall Road), and Route 674 (Wellington Road) to Gainesville Substation. This substation is west of Route 621 (Balls Ford Road) and south of a Norfolk Southern Railroad track.

All distances and directions are approximate. A sketch map of the proposed route accompanies this notice. The Commission may consider a route not significantly different from the route described in this notice without additional notice to the public.

The Company's application, Commission orders, and all documents filed in Case No. PUE-2009-00050 may be inspected in the Commission's Document Control Center, Office of the Clerk of the Commission, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, during Commission business hours. The application, unofficial text of the Commission's orders, and other materials in Case No. PUE-2009-00050 may be viewed at the Commission's website: <http://www.scc.virginia.gov/case>.

Copies of the application and other supporting materials may also be inspected during regular business hours at the following locations:

Dominion Virginia Power
One James River Plaza, 12th Floor
Richmond, Virginia 23219
Attn: Liz Harper

Fauquier County
Department of Community Development
10 Hotel Street, 3rd Floor
Warrenton, Virginia 20186

Prince William County
Planning Office
5 County Complex Court
Prince William, Virginia 22192

The application and all supporting materials are also available on the Company's website at <http://www.dom.com/about/electric-transmission/remington/index.jsp>.

Comments may be submitted in writing, on or before December 8, 2009, to the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Diskettes, compact disks, or any other form of electronic storage medium may not be filed with comments. All correspondence shall refer to Case No. PUE-2009-00050.

OR

Comments may be submitted electronically, on or before December 8, 2009, by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/case>.

Persons commenting electronically need not file comments in writing with the Clerk.

A public hearing on the application shall be held at 10:00 a.m. on December 15, 2009, in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, to receive the testimony of public witnesses and the evidence of the Company, any respondents, and the Staff.

On or before August 31, 2009, any person or entity may file with the Commission Clerk, at the mailing address provided above, an original and fifteen (15) copies of a notice of participation as a respondent as required by the Commission's Rules of Practice and Procedure ("Rules of Practice"), 5 VAC 5-20-80 B, Participation as a respondent. A copy shall simultaneously be served on counsel to the Company, Lisa S. Booth, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia, 23219. The notice of participation shall be filed and served as required by the Rules of Practice, 5 VAC 5-20-140, Filing and service, and 5 VAC 5-20-150, Copies and format. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by the Rules of Practice, 5 VAC 5-20-30, Counsel.

On or before October 6, 2009, each respondent may file with the Commission Clerk an original and fifteen (15) copies of the testimony and exhibits by which it expects to establish its case and serve a copy of the testimony and exhibits on all other parties in this case. Respondents shall comply with the Rules of Practice,

5 VAC 5-20-140, Filing and service, 5 VAC 5-20-150, Copies and format, and 5 VAC 5-20-240, Prepared testimony and exhibits.

The Commission's Rules of Practice, the unofficial version of the Commission's Order for Notice and Hearing, and other information may be viewed at <http://www.scc.virginia.gov/case>.

VIRGINIA ELECTRIC AND POWER COMPANY

(13) On or before August 31, 2009, the Company shall file with the Commission Clerk a certificate of the mailing of notice prescribed by Ordering Paragraph (10). The certificate shall include the name and address of the officials served.

(14) On or before August 31, 2009, the Company shall file with the Commission Clerk a *certificate of mailing of the notice to owners of property* prescribed by Ordering Paragraph (11). The certificate shall not include the names and addresses of the owners of property served, but the Company shall maintain a record of this information.

(15) On or before August 31, 2009, the Company shall file with the Commission Clerk proof of the newspaper publication directed by Ordering Paragraph (12).

(16) The Company shall respond to written interrogatories or data requests within ten (10) business days after receipt of same. Except as modified, discovery shall be in accordance with the Rules of Practice.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:
Lisa S. Booth, Dominion Resources Services, Inc., 120 Tredegar Street, Richmond, Virginia, 23219; C. Meade Browder, Jr., Senior Assistant Attorney General, Office of the Attorney General, Division of Consumer Counsel, 900 East Main Street, Second Floor, Richmond, Virginia 23219; and the Commission's Office of General Counsel and Division of Energy Regulation.