

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, MARCH 3, 2020

SCC-CLERK'S OFFICE
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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2020-00014

For approval and certification of electric
transmission facilities: Chesterfield-Tyler 230 kV
Transmission Lines #205 and #2003 Partial
Rebuild Project

ORDER FOR NOTICE AND COMMENT

On January 28, 2020, Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") an application for approval and a certificate of public convenience and necessity to construct and operate electric transmission facilities in Chesterfield County, Virginia ("Application"). Dominion filed the Application pursuant to § 56-46.1 of the Code of Virginia ("Code") and the Utility Facilities Act, Code § 56-265.1 *et seq.*

Dominion proposes to rebuild, entirely within existing right-of-way or on Company-owned property in Chesterfield County, Virginia: 3.2 miles of existing 230 kilovolt ("kV") Chesterfield-Locks Line #205 and Chesterfield-Poe Line #2003 from the Company's existing Chesterfield Substation, located on Dominion's Chesterfield Power Station site, to Structure #205/19A, #2003/25, which is located approximately 0.6 mile south of the Company's existing Tyler Substation (collectively, the "Rebuild Project").¹

¹ Application at 2.

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The Rebuild Project includes the replacement of 32 structures, currently ranging in height from 42 feet to 160 feet, with an average height of 109.4 feet.² As proposed, the new structures³ for the Rebuild Project would range in height from 50 feet to 160 feet, with an average height of 111.7 feet.⁴

Dominion explains that the lines that make up the Rebuild Project predominantly share double circuit COR-TEN[®] steel lattice towers that were constructed in 1962.⁵ These towers have been identified for rebuild based on the Company's assessment consistent with its planning criteria.⁶ Dominion states that it retained Quanta Technology ("Quanta") to evaluate the condition of its CORE-TEN towers.⁷ According to Dominion, the 2016 Quanta Report confirms the need to rebuild the CORE-TEN section of Lines #205 and #2003.⁸

Dominion seeks an in-service date for the Rebuild Project of December 31, 2022, subject to Commission approval and outage scheduling.⁹ Dominion estimates the Rebuild Project to cost approximately \$11.1 million, which includes approximately \$10.8 million for transmission-related work and approximately \$0.3 million for substation-related work (2019 dollars).¹⁰

² Application, Appendix at 94.

³ The new structures comprise 32 replacement structures and one new structure.

⁴ Application, Appendix at 94.

⁵ Application at 2.

⁶ *Id.* at 2-3.

⁷ *Id.* at 3.

⁸ *Id.*

⁹ *Id.*

¹⁰ *Id.*

As provided by Code § 62.1-44.15:21 D 2, the Commission and the State Water Control Board ("Board") must consult on wetland impacts prior to the siting of electric utility facilities that require a certificate of public convenience and necessity. Acting on behalf of the Board, the Department of Environmental Quality ("DEQ") must prepare a Wetland Impacts Consultation on this Application, as required by the Code and Sections 2 and 3 of the Department of Environmental Quality - State Corporation Commission Memorandum of Agreement Regarding Consultation on Wetland Impacts.¹¹ The Staff of the Commission ("Staff") has requested DEQ's Office of Wetlands & Stream Protection to provide a Wetland Impacts Consultation for the Rebuild Project.¹²

As provided by Code §§ 10.1-1186.2:1 B and 56-46.1 A, the Commission and DEQ must coordinate reviews of the environmental impact of electric generating plants and associated facilities. Pursuant to the Code and the Department of Environmental Quality - State Corporation Commission Memorandum of Agreement Regarding Coordination of Reviews of the Environmental Impacts of Proposed Electric Generating Plants and Associated Facilities (August 2002),¹³ the Commission may receive and consider reports on the proposed facilities from state environmental agencies. The Staff has requested DEQ to coordinate an environmental review of this Application by the appropriate agencies and to provide a report on the review.¹⁴

¹¹ *In re Receiving comments on a draft memorandum of agreement between the State Water Control Board and the State Corporation Commission*, Case No. PUE-2003-00114, 2003 S.C.C. Ann. Rept. 474, Order Distributing Memorandum of Agreement (July 30, 2003).

¹² Letter from Alisson Klaiber, Esquire, State Corporation Commission, dated January 30, 2020, to David L. Davis, Department of Environmental Quality, filed in Case No. PUR-2020-00014.

¹³ *In re Receiving comments on a draft memorandum of agreement between the Department of Environmental Quality and the State Corporation Commission*, Case No. PUE-2002-00315, 2002 S.C.C. Ann. Rept. 559, Order Distributing Memorandum of Agreement (Aug. 14, 2002).

¹⁴ Letter from Alisson Klaiber, Esquire, State Corporation Commission, dated January 30, 2020, to Bettina Rayfield, Department of Environmental Quality, filed in Case No. PUR-2020-00014.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that: this matter should be docketed; Dominion should give public notice of the Application; a procedural schedule should be established to allow interested persons an opportunity to file comments and to request a hearing on the Application; interested persons should have an opportunity to participate in this proceeding as a respondent; and the Staff should be directed to investigate the Application and file a report containing its findings and recommendations thereon. Finally, we find that this matter should be assigned to a Hearing Examiner to rule on any discovery matters that may arise in this proceeding.

Accordingly, IT IS ORDERED THAT:

- (1) This matter is docketed and assigned Case No. PUR-2020-00014.
- (2) As provided by § 12.1-31 of the Code and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"),¹⁵ the Commission hereby assigns a Hearing Examiner to rule on any discovery matters that may arise in this proceeding.
- (3) A copy of the public version of the Application may be obtained by submitting a written request to counsel for the Company, David J. DePippo, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219. If acceptable to the requesting party, the Company may provide the documents by electronic means. Copies of the public version of all documents also shall be available for interested persons to review in the Commission's Document Control Center, located on the First Floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, between the hours of 8:15 a.m. and 5 p.m.,

¹⁵ 5 VAC 5-20-10 *et seq.*

Monday through Friday, excluding holidays. Interested persons also may download unofficial copies from the Commission's website: <http://www.sec.virginia.gov/case>.

(4) On or before March 24, 2020, the Company shall cause to be sent by first class mail a copy of the notice and sketch map prescribed in Ordering Paragraph (5) to all owners, as of the date of this Order, of property within the route of the Rebuild Project. This requirement shall be satisfied by mailing the notice to such persons at such addresses as are indicated in the land books maintained by the commissioner of revenue, director of finance, treasurer, or other officer of the county or municipality designated as provided by Code § 58.1-3100 *et seq.*

(5) On or before March 24, 2020, the Company shall publish in two (2) successive weeks the following notice and sketch map showing the location of the proposed Rebuild Project, as shown on page 163 of the Appendix to the Application, as display advertising (not classified) in newspapers of general circulation in the County of Chesterfield:

NOTICE TO THE PUBLIC OF AN APPLICATION BY
 VIRGINIA ELECTRIC AND POWER COMPANY
 FOR APPROVAL AND CERTIFICATION OF ELECTRIC
 FACILITIES: CHESTERFIELD-TYLER 230 KV
 TRANSMISSION LINES #205 AND #2003 PARTIAL REBUILD
 PROJECT
CASE NO. PUR-2020-00014

On January 28, 2020, Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("Dominion" or "Company") filed with the State Corporation Commission ("Commission") an application for approval and a certificate of public convenience and necessity to construct and operate electric transmission facilities in Chesterfield County, Virginia ("Application"). Dominion filed the Application pursuant to § 56-46.1 of the Code of Virginia ("Code") and the Utility Facilities Act, Code § 56-265.1 *et seq.*

Dominion proposes to rebuild, entirely within existing right-of-way or on Company-owned property in Chesterfield County, Virginia: 3.2 miles of existing 230 kilovolt ("kV") Chesterfield-Locks Line #205 and Chesterfield-Poe Line #2003

from the Company's existing Chesterfield Substation, located on Dominion's Chesterfield Power Station site, to Structure #205/19A, #2003/25, which is located approximately 0.6 mile south of the Company's existing Tyler Substation. (collectively, the "Rebuild Project").

The Rebuild Project includes the replacement of 32 structures, currently ranging in height from 42 feet to 160 feet, with an average height of 109.4 feet. As proposed, the new structures for the Rebuild Project would range in height from 50 feet to 160 feet, with an average height of 111.7 feet.

Dominion explains that the lines that make up the Rebuild Project predominantly share double circuit COR-TEN[®] steel lattice towers that were constructed in 1962. These towers have been identified for rebuild based on the Company's assessment consistent with its planning criteria. Dominion states that it retained Quanta Technology ("Quanta") to evaluate the condition of its CORE-TEN towers. According to Dominion, the 2016 Quanta Report confirms the need to rebuild the CORE-TEN section of Lines #205 and #2003.

Dominion seeks an in-service date for the Rebuild Project of December 31, 2022, subject to Commission approval and outage scheduling. Dominion estimates the Rebuild Project to cost approximately \$11.1 million, which includes approximately \$10.8 million for transmission-related work and approximately \$0.3 million for substation-related work (2019 dollars).

Description of the Rebuild Project

The proposed route for the Rebuild Project is located within an approximately 3.2-mile right-of-way currently occupied by existing 115 kV and 230 kV transmission lines. The existing transmission line right-of-way for the proposed route, which varies between 160 and 235 feet wide, originates at the Company's existing Chesterfield Substation in Chesterfield County, Virginia, and heads south for approximately 2.6 miles crossing over Route 10 before entering the Company's existing Tyler Substation. The existing transmission line right-of-way for the proposed route then continues south for approximately 0.6 mile to the terminus of the Rebuild Project at Structure #205/19A, #2003/25, also located in Chesterfield County, Virginia.

All distances, heights, and directions are approximate. A sketch map of the proposal accompanies this notice. A more

detailed map may be viewed on the Commission's website:
<https://www.scc.virginia.gov/pur/elec/transline.aspx>.

The Commission may consider a route not significantly different from the routes described in this notice without additional notice to the public.

A more complete description of the Rebuild Project may be found in the Company's Application.

Copies of the Application and documents filed in this case are available for interested persons to review in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays. Interested persons also may download unofficial copies from the Commission's website:
<http://www.scc.virginia.gov/case>.

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

Dominion Energy Virginia
10900 Nuckols Road, 4th Floor
Glen Allen, Virginia 23060
Attn: Lane Carr

Interested persons also may obtain a copy of the Application by submitting a written request to counsel for the Company, David J. DePippo, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219. If acceptable to the requesting party, the Company may provide the documents by electronic means.

Any person or entity may participate as a respondent in this proceeding by filing, on or before April 14, 2020, a notice of participation. If not filed electronically, an original and fifteen (15) copies of the notice of participation shall be submitted to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. A copy of the notice of participation as a respondent also shall be sent to counsel for the Company at the address set forth above. Pursuant to Rule 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"), any notice of participation shall set forth:

(i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. All filings shall refer to Case No. PUR-2020-00014.

On or before April 14, 2020, any interested person wishing to comment on the Company's Application shall file written comments on the Application with the Clerk of the Commission at the address set forth above. Any interested person desiring to file comments electronically may do so on or before April 14, 2020, by following the instructions on the Commission's website: <http://www.scc.virginia.gov/case>. Compact discs or any other form of electronic storage medium may not be filed with the comments. All comments shall refer to Case No. PUR-2020-00014.

On or before April 14, 2020, any interested person may request a hearing in this matter by filing an original and fifteen (15) copies of a request for hearing. Any request for hearing shall state with specificity why the issues raised in the request for hearing cannot be addressed adequately without a hearing. All such requests for hearing shall be filed with the Clerk of the Commission at the address set forth above, or filed electronically by following the instructions found on the Commission's website: <http://www.scc.virginia.gov/case>. Copies of any such filings shall refer to Case No. PUR-2020-00014.

A copy of any written comments, requests for hearing, and notices of participation simultaneously shall be sent to counsel for the Company at the address set forth above.

All documents filed in the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The Commission's Rules of Practice may be viewed at <http://www.scc.virginia.gov/case>. A printed copy of the Commission's Rules of Practice and an official copy of the Commission's Order for Notice and Comment in this proceeding may be obtained from the Clerk of the Commission at the address set forth above.

VIRGINIA ELECTRIC AND POWER COMPANY

(6) On or before March 24, 2020, the Company shall serve a copy of this Order for Notice and Comment on the following local officials, to the extent the position exists, in each county, city, and town through which the Rebuild Project is proposed to be built: the chairman of the board of supervisors of each county; the mayor or manager (or equivalent official) of every city and town; and the county, city, or town attorney. Service shall be made by either first class mail or personal delivery to the customary place of business or residence of the person served.¹⁶

(7) On or before April 7, 2020, the Company shall file proof of the notice and service required by Ordering Paragraphs (5) and (6), including the name, title, and address of each official served, with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118.

(8) On or before April 7, 2020, the Company shall file with the Clerk of the Commission at the address set forth in Ordering Paragraph (7) a certificate of the mailing of notice to owners of property prescribed by Ordering Paragraph (4). The certificate shall not include the names and addresses of the owners of property served, but the Company shall maintain a record of such information.

(9) On or before April 14, 2020, any interested person may file written comments on the Application with the Clerk of the Commission at the address set forth in Ordering Paragraph (7). Any interested person desiring to submit comments electronically may do so on or before April 14, 2020, by following the instructions found on the Commission's website:

¹⁶ Service may also be made electronically if a locality has submitted a written request to the Company for electronic service, pursuant to the Commission's April 19, 2016 Order in Case No. PUE-2016-00039. *See Petition of Virginia Electric and Power Company, For a continuing waiver of 20 VAC 5-201-10 J of the Rules Governing Utility Rate Applications and Annual Informational Filings to permit electronic service to local officials upon request, Case No. PUE-2016-00039, Doc. Con. Cen. No. 160420194, Order (Apr. 19, 2016).*

<http://www.scc.virginia.gov/case>. Compact discs or any other form of electronic storage medium may not be filed with the comments. All comments shall refer to Case No.

PUR-2020-00014.

(10) Any person or entity may participate as a respondent in this proceeding by filing a notice of participation on or before April 14, 2020. If not filed electronically, an original and fifteen (15) copies of the notice of participation shall be submitted to the Clerk of the Commission at the address set forth in Ordering Paragraph (7), and the respondent shall serve a copy of the notice of participation on counsel to the Company at the address in Ordering Paragraph (3). Pursuant to Rule 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2020-00014.

(11) Within five (5) business days of receipt of a notice of participation as a respondent, the Company shall serve upon such respondent a copy of this Order for Notice and Comment, a copy of the public version of the Application, and all materials filed by the Company with the Commission unless these materials already have been provided to the respondent.

(12) On or before April 14, 2020, any interested person may file a written request for hearing. If not filed electronically, an original and fifteen (15) copies of the hearing request shall be filed with the Clerk of the Commission at the address set forth in Ordering Paragraph (7), and a copy of the request for hearing also shall be sent to counsel to the Company at the address in

Ordering Paragraph (3). Any request for hearing shall state with specificity why the issues raised in the request for hearing cannot be addressed adequately without a hearing. All requests for hearing shall refer to Case No. PUR-2020-00014.

(13) The Staff shall investigate the Application. On or before May 1, 2020, the Staff shall file with the Clerk of the Commission an original and fifteen (15) copies of a Staff Report containing its findings and recommendations. The Staff shall serve a copy thereof on counsel to the Company and all respondents.

(14) On or before May 15, 2020, the Company may file with the Clerk of the Commission and serve on the Staff and all parties any response in rebuttal to the Staff Report and any comments filed by interested persons in this proceeding.

(15) All documents filed in the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(16) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: Responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically, or by facsimile, on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the

