



## Ohio Administrative Code Rule 4906-1-01 Definitions.

Effective: May 30, 2024

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As used in Chapters 4906-1 to 4906-7 of the Administrative Code:

- (A) "Accelerated certificate application" means a letter of notification or construction notice filed with the board under the requirements of Chapter 4906-6 of the Administrative Code.
- (B) "Accepted, complete application" means a standard certificate application which the chairperson or individual designated by the chairperson declares in writing to be accepted and in compliance with the content requirements of section 4906.06 of the Revised Code, pursuant to section 4906.07 of the Revised Code and rule 4906-3-06 of the Administrative Code.
- (C) "Administrative law judge" means an attorney examiner of the public utilities commission.
- (D) "Agricultural district" means any agricultural district established pursuant to Chapter 929. of the Revised Code.
- (E) "Applicant" means any person filing an accelerated or standard application under Chapter 4906. of the Revised Code.
- (F) "Associated facility" or "associated facilities" is defined as follows:
- (1) For a gas pipeline: rights-of way, land, structures, mains, valves, meters, compressors, regulators, tanks, overpressure protection equipment, and other transportation items and equipment used for the transportation of gas from or to a gas pipeline.
  - (2) For an electric power transmission line:
    - (a) Where poles or towers support both transmission and distribution conductors, the poles, towers, anchors, guys and rights-of-way shall be classified as associated facilities of the transmission line,



while the conductors, crossarms, braces, grounds, tie wires, insulators, etc., shall be classified as associated facilities of transmission lines or distribution lines according to the purposes for which they are used.

(b) Transmission voltage switching substations and substations that change line voltage from one transmission voltage to another transmission voltage are considered associated facilities of transmission lines. Those substations that change electricity from transmission voltage to distribution voltage shall be classified as distribution substations, and are not considered associated facilities of transmission lines.

(c) Rights-of-way, land, permanent access roads, structures, breakers, switches, transformers, and other transmission items and equipment used for the transmission of electricity at voltages of one hundred kilovolts or greater shall be classified as associated facilities of transmission lines.

(3) For an electric power generation plant or wind farm: rights-of-way, land, permanent access roads, structures, tanks, distribution lines and substations necessary to interconnect the facility to the electric grid, water lines, pollution control equipment, and other equipment used for the generation of electricity.

(G) "Board" means the Ohio power siting board, as established by division (A) of section 4906.02 of the Revised Code.

(H) "Brownfield" has the same meaning as listed in division (D) of section 122.65 of the Revised Code.

(I) "Business day" means any day that is not a Saturday, Sunday, or legal holiday.

(J) "Capacity" means the maximum electric output a generator can produce, and in the case of an electric storage resource store for later output back to the grid, under specific conditions and that is reflected as installed capacity in any system impact study conducted by PJM.

(K) "Certificate" means a certificate of environmental compatibility and public need, issued by the board.



(L) "Certificate application" means an application filed with the board under the requirements of Chapters 4906-4 to 4906-6 of the Administrative Code.

(M) "Chairperson" means the chairperson of the board as established by division (A) of section 4906.02 of the Revised Code.

(N) "Commence to construct" means any clearing of land, excavation, or other action that would adversely affect the natural environment of the site or route of a major utility facility, but does not include surveying changes needed for temporary use of sites or routes for nonutility purposes, or uses in securing geological data, including necessary borings to ascertain foundation conditions. This definition does not constitute a restriction on normal maintenance activities on any section of the proposed site or route that is located within an existing utility right-of-way.

(O) "Commercial operation" means the following:

(1) For electric generation plants and wind farms, the output of any generation unit is capable of being delivered to the grid.

(2) For electric transmission lines and associated facilities, the line is interconnected to the grid.

(3) For gas pipelines, the gas is being transported through the pipeline in an attempt or offer to exchange the gas for money, barter, or anything of value.

(P) "Commission" means the public utilities commission of Ohio, as established by division (A) of section 4901.02 of the Revised Code.

(Q) "Construction notice" means a document filed with the board under the requirements of paragraph (C) of rule 4906-6-03 of the Administrative Code.

(R) "Docketing division" means the commission's division responsible for the filing and maintenance of case documents.



(S) "Docketing information system" means the commission's system for electronically storing documents filed in a case, which is maintained by the commission's docketing division. The internet address of the docketing information system is <http://dis.puc.state.oh.us>.

(T) "Economically significant wind farm" means a wind-powered electric generation facility, including wind turbines and associated facilities, with a single interconnection to the electrical grid and designed for, or capable of, operation at an aggregate capacity of five megawatts or more but less than fifty megawatts.

(U) "Electric distribution line" means an electric power line that has a design value of less than one hundred kilovolts.

(V) "Electric power transmission line" (transmission line) means an electric power line that has a design value of one hundred kilovolts or more.

(W) "Electronic filing" (e-filing) means the submission of electronic files to the public utilities commission's docketing information system.

(X) "Electronic mail" (email) means the exchange of digital messages across the internet or other computer network.

(Y) "Facility" means the proposed major utility facility and all associated facilities.

(Z) "Gas" means natural gas, flammable gas, or gas that is toxic or corrosive.

(AA) "Gas pipeline" means a pipeline that is greater than five hundred feet in length, is more than nine inches in outside diameter, and is designed for transporting gas at a maximum allowable operating pressure in excess of one hundred twenty-five pounds per square inch and its associated facilities.

(BB) "Generation" means the process of producing electrical energy by transforming other forms of energy.



(CC) "Jurisdictional wind or solar facility" has the same meaning as "utility facility" in section 303.57 of the Revised Code.

(DD) "Letter of notification" means a document filed with the board under the requirements of paragraph (B) of rule 4906-6-03 of the Administrative Code.

(EE) "Major utility facility" means a facility that meets the definition of major utility facility set forth in section 4906.01 of the Revised Code.

(FF) "Manufacturing facility that creates byproducts that may be used in the generation of electricity" means a facility that produces exhaust heat or flue gases from engines or boilers used primarily for manufacturing processes and excludes facilities whose primary purpose is the generation of electricity.

(GG) "Maximum allowable operating pressure" means the maximum pressure at which a pipeline or segment of a pipeline may be operated under 49 C.F.R.

(HH) "Person" means an individual, corporation, business trust, association, estate, trust, or partnership, or any officer, board, commission, department, division, or bureau of the state or a political subdivision of the state, or any other entity.

(II) "Potential disturbance area" means the area of land or water that may be cleared, graded, excavated, accessed with heavy equipment, constructed on, or otherwise directly disturbed for construction of the facility.

(JJ) "Project" means all equipment, land, and activities required for construction, operation, and maintenance of the facility and associated facilities.

(KK) "Project area" means all land that contains components of the facility, as well as any real property for which land rights are required to be secured in order to construct and operate the facility.

(LL) "Replacement of an existing facility with a like facility" means replacing an existing major



utility facility with a major utility facility of equivalent size, rating and operating characteristics, and within the same right-of-way. If the existing facility includes material sizes and specifications that are no longer widely manufactured and available, replacement with the nearest equivalent standard industry size and material available that meets the needs of the project is considered a replacement with a like facility.

(MM) "Resident" is determined by where a person is domiciled, and includes a tenant.

(NN) "Route" means, in the case of a proposed electric transmission line or gas pipeline, a proposed centerline and a proposed distance from each side of the centerline, with such total distance not to exceed the proposed right-of-way width. Route width may vary along the proposed electric transmission line or gas pipeline, as specified in the application.

(OO) "Sensitive receptors" means any occupied building.

(PP) "Specific customer or customers" means industrial or commercial end-use customer(s) in Ohio.

(QQ) "Staff" means the board staff.

(RR) "Standard certificate application" means a document filed with the board under the requirements of Chapter 4906-4 or Chapter 4905-5 of the Administrative Code.

(SS) "Substantial addition," in the case of an electric power transmission line or gas pipeline already in operation, is any addition or modification that meets any of the descriptions listed in the "Application Requirement Matrix" contained in appendix A and appendix B to this rule.

Construction necessary to restore service of a transmission line damaged by reason of natural or human-caused disaster or accident does not constitute a substantial addition and therefore does not require the filing of a certificate application. "Substantial addition, in the case of an electric power generation plant, it is any modification of an operating generation plant which modification in itself constitutes a major utility facility or economically significant wind farm. Additions under this definition include, but are not limited to:

(1) Addition of structures or equipment to an existing electric power generation facility that would



result in a capacity increase of fifty megawatts or greater.

(2) Addition of a fifty megawatts or greater electric power generation unit which is designed to operate in conjunction with an existing unit to establish a combined-cycle unit.

(3) Addition of an electric power generation unit to an existing plant which is not a major utility facility, or modification of an existing unit, with the result that the combined capacity of the new facility is fifty megawatts or greater.

(4) Addition of a wind-powered electric generation turbine to an existing wind farm, with the result that the combined capacity of the new facility is five megawatts or greater.

(TT) "Wind farm" means a wind-powered electric generation facility, including wind turbines and associated facilities, with a single interconnection to the electrical grid.