

GUIDANCE DOCUMENT NO. 8*

NOTICE CRITERIA FOR TRANSMISSION APPLICATIONS

I. Purpose.

This policy is intended to document the Nebraska Power Review Board's (the Board) policy regarding what entities it deems to be "interested" for purposes of receiving written notice of an application to construct transmission facilities. The policy is intended to provide a general outline of the criteria the Board uses when determining what entities receive notice. It is not intended as an exclusive list of the criteria or outline of entities that the Board can consider.

II. Policy Applicability.

A. This policy applies to an application to construct a transmission facility filed with the Board.

III. Determination of "Interested" Party and Receipt of Notice.

A. In general, when an application involves a 34.5 kV transmission line or larger and is at least 5 miles in length a hearing date will be set and notice provided to the following entities:

1. Any municipality that is in the general area. There is no specific established mile limit, but if a line (or corridor with alternate routes) passes within approximately five miles of a municipality, a notice will be sent to the municipality. The size and purpose of the line, as well as the population density in the area could increase the range of the notice.
2. Any other transmission-owning utility that owns or operates facilities with which the new facility will interconnect.
3. The electric power supplier that holds the retail service area rights to the geographic territory where the facility will be located.

* This guidance document is advisory in nature but is binding on an agency until amended by such agency. A guidance document does not include internal procedural documents that only affect the internal operations of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules and regulations made in accordance with the Administrative Procedure Act. If you believe that this guidance document imposes additional requirements or penalties on regulated parties, you may request a review of the document.

4. If the transmission line will cross over or come in close proximity to another transmission facility, the Board may provide notice to the owner of that line (if the Board is aware of the proximity).
5. Notice to the general public will be published in at least one newspaper with general circulation in the area where the project will be located.



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Approved at NPRB meeting on February 18, 2011.