

6-6-80
PP25

PRESIDENTIAL PERMIT PP-25
AUTHORIZING
POWER AUTHORITY OF THE STATE OF NEW YORK
TO CONNECT, OPERATE AND MAINTAIN
ELECTRIC TRANSMISSION FACILITIES
AT THE INTERNATIONAL BORDER BETWEEN
THE UNITED STATES AND CANADA
AND SUPERSEDING PRIOR AUTHORIZATION

On August 22, 1978 the Power Authority of the State of New York (Permittee) and Long Sault, Inc. (Long Sault) filed for modification of Presidential Permits issued by the Federal Power Commission (FPC) pursuant to Executive Order 10485 in FPC Docket Nos. E-6631 and E-6632, respectively, authorizing the connection, operation and maintenance of electric transmission facilities described in Article 2 below at the international border between the United States and Canada. The modifications requested are: (1) that ownership of an existing 115 kilovolt circuit, which was constructed and maintained by the Permittee on Permittee's double circuit tower pursuant to FPC Docket No. E-6631, but owned and operated by Long Sault in accordance with FPC Docket No. E-6632, be transferred to the Permittee pursuant to a prior agreement between the two companies and operated pursuant to ERA Presidential Permit PP-25 (FPC Docket No. E-6631); (2) that the above-mentioned 115 kV circuit be operated at 230 kV; and (3) that an existing interconnection, authorized pursuant to FPC Docket No. E-6632, at the international border with facilities of Cedar Rapids Transmission Company,

Ltd., a Canadian corporation, be abandoned and the line be made part of the above-mentioned 230 kV interconnection between the Permittee and Ontario Hydro.

The Secretary of State by letter dated March 21, 1980 and the Secretary of Defense by letter dated March 11, 1980 concurred that the Permit be granted as hereinafter provided.

Upon consideration of this matter, ERA finds that the issuance of the Permit as hereinafter provided, superseding prior authorization granted in FPC Docket No. E-6632, is appropriate and consistent with the public interest.

Pursuant to the provisions of Executive Order 10485, as amended, and the Rules and Regulations thereunder (18 C.F.R. 1.0 et seq.), permission is hereby granted in ERA Presidential Permit PP-25 to the Power Authority of the State of New York to connect, operate and maintain the electric transmission facilities described in Article 2 below at the international border between the United States and Canada upon the conditions hereinafter set forth.

Article 1. The facilities herein described shall be subject to all conditions, provisions and requirements of this Permit. This Permit may be modified or revoked by the President of the United States or by the Administrator of ERA after public notice and may be amended by ERA on proper application thereto.

Article 2. The facilities covered by and subject to this Permit shall include, in addition to the following facilities, all lands and supporting structures within the rights-of-way occupied by such facilities:

Two three-phase, 60 hertz, 230,000 volt overhead transmission lines, one of which was previously owned and operated by Long Sault at 115,000 volts, both located at a point on the international border between the United States and Canada near Massena, New York interconnecting with similar transmission lines owned by Ontario Hydro and located in the province of Ontario. An existing interconnection at the international border with the facilities of Cedar Rapids Transmission Company, Ltd. shall be abandoned and that line be made part of the 230 kV interconnection between the Permittee and Ontario Hydro at the international border near Massena, New York. The facilities authorized by this Permit are more specifically shown and described in the application and accompanying exhibits and in the negative determination of environmental impact issued by DOE in this matter. No substantial change shall be made in these facilities or the operation thereof authorized unless and until such change(s) shall have been approved by ERA.

Article 3. Permittee shall at all times maintain the facilities, or any part thereof, in a satisfactory condition

for the efficient and safe operation of said facilities in the transmission of electric energy.

Article 4. The connection, operation and maintenance of the aforesaid facilities shall be subject to the inspection and approval of a properly designated representative of ERA, who shall be an authorized representative of the United States for such purposes. Permittee shall allow officers or employees of the United States with written authorization free and unrestricted access into, through and across any lands occupied by said facilities in the performance of their official duties.

Article 5. In the connection, operation and maintenance of the facilities authorized herein, Permittee shall place and maintain suitable structures to reduce to a reasonable degree the possibility of contact or inductive interference between such facilities and any other facilities not owned by Permittee. Grounding of all tower structures shall be in accordance with the American National Standard, National Electric Safety Code, C2, 1977 edition.

Article 6. Permittee shall respond to and evaluate any complaints from nearby residents of radio or television interference possibly caused by operation of the transmission line. In the case of such complaints, the Permittee shall take appropriate action as necessary to mitigate the

situation. Only complaints from individuals residing within one half mile of the center line of the facility shall require mandatory resolution. Written records shall be maintained by the Permittee of all complaints received and the corrective actions taken.

Article 7. Permittee shall be liable for all damages occasioned to the property of others by the connection, operation and maintenance of the facilities owned by it and covered by this Permit, and in no event shall the United States be liable therefor.

Article 8. Permittee shall arrange for the installation and maintenance of adequate metering equipment to measure the hourly flow of all electric energy transmitted over the afore-described line authorized herein; shall make, keep and preserve full and complete records with respect to the movement of such energy; and shall furnish a report to ERA, annually on or before February 15, with respect to such transmission of energy, showing, with respect to the afore-described line, the gross amount of kilowatt-hours transmitted, the maximum hourly rate of transmission in kilowatts, and the consideration paid or received therefor during each month of the preceding calendar year. Permittee shall file with the ERA any additional statement or reports, in such detail as ERA shall require, with respect to the facilities authorized herein and owned by the

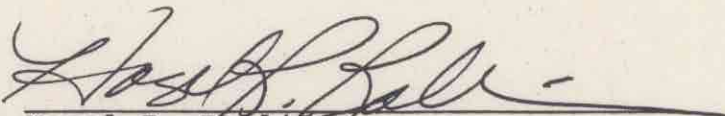
Permittee, or electric energy received thereover by the Permittee; such information will become part of the public record, unless otherwise excepted.

Article 9. Neither this Permit nor the facilities, or any part thereof, covered by this Permit, shall be transferable or assignable, but in the event of the involuntary transfer of the facilities by operation of law (including such transfers to receivers, trustees, or purchasers under foreclosure or judicial sale) the Permit shall continue in effect temporarily thereafter pending the making of an application for a new Permit and decision thereon, provided notice is given in writing to ERA within 30 days, after transfer, accompanied by a statement that the facilities authorized by this Permit remain substantially the same as before the transfer.

Article 10. Upon the termination, revocation or surrender of this Permit, the facilities herein authorized, which are owned, connected, operated and maintained by Permittee, shall be removed within such time as ERA may specify and at the expense of Permittee. Structural foundations and guy anchors shall be removed to a minimum depth of 18 inches below ground level. The right-of-way and access roads shall be allowed to revegetate by natural successional processes, except that Permittee will grade and

seed any areas where necessary, as determined by the State of New York. Upon failure of Permittee to remove such facilities or any portion thereof or complete such restoration, ERA may direct that such actions be taken and the facilities removed or restoration made at the expense of Permittee, and Permittee shall have no claim for damages by reason of such possession, removal, or repair.

In Witness Whereof, I, Hazel R. Rollins, Administrator, Economic Regulatory Administration, have hereunto signed my name, this *June 6*, 1980, in the City of Washington, District of Columbia.



Hazel R. Rollins
Administrator
Economic Regulatory Administration