

STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: August 3, 2020

AT (OFFICE): NHPUC

FROM: Kenneth Walsh *KGW*
Utility Analyst IV – Safety Division

SUBJECT: Docket No. DE 20-058 Public Service New Hampshire d/b/a
Eversource Energy
Petition for a License to Construct and Maintain Electric Lines Over and
Across Land Owned by the State in the Town of Canterbury, New
Hampshire
Staff Recommendation

TO: Debra Howland, Executive Director
Thomas Frantz, Director, Electric Division
Richard Chagnon, Assistant Director, Electric Division
Lynn Fabrizio, Hearings Examiner, Legal Division
Randall Knepper, Director, Safety Division
Paul Kasper, Assistant Director, Safety Division

The Safety Division's review of the above petition consisted of the following elements:

- Petition contents and history;
- Applicable state statutes;
- Review of the existing crossing(s) not licensed by the PUC;
- Review of land ownership of existing pole structures;
- Review of NESC code requirements as described in Puc 300;
- Review of public need and public impact, including applicability of other state regulations; and
- Conclusions and recommendations.

1. Petition contents and history

On April 27, 2020, Public Service Company of New Hampshire d/b/a Eversource Energy (ES), filed a petition pursuant to RSA 371:17 for a license to re-construct, maintain, and operate the Eversource F139 Line, which is a 115 kV transmission line. This is a project to replace two structures on the existing F139 transmission line. This project also removes an existing structure as depicted in the petition exhibits. All wires will be transferred from existing structures to new structures replaced at the same locations.

The F139 Line crossing of the State's land parcel in the Town of Canterbury, New Hampshire was not previously licensed when the F139 Line was originally constructed as

this line crossed a portion of former B&M Railroad ROW. The B&M Railroad previously granted a license for the crossing location in file FDA 304.

According to ES, the existing F139 Line structures are approximately 54 years old, have been subject to environmental damage and require replacement for the line to continue to function safely and reliably. The structure replacement and repair project is part of a capital reliability project that is necessary for the F139 Line to continue to meet current as well as future projected electricity demand. See the detailed NHPUC Safety Division map/schematic in the attachment of this recommendation.

As shown in ES Exhibit #2, Structure # 241 is to be constructed of (2)-79 ft. OAL Type T, CL H1 steel poles. The structure will have conductors for the 115 kV F139 transmission line consisting of (3) 795 kcmil ACSR 36/1 cables. The static cables consist of (2) 7#8 Alumoweld cables, which will be vertically attached above the conductors. The conductor cable clearance requirements were met using the National Electrical Safety Code (NESC) conditions at 285 deg F. This scenario was the governing condition, which yielded the greatest sag and lowest clearance. In its petition, ES provides sufficient detail to show how the required clearance from the conductor cables to the land surface will be maintained at (63.5 feet). Staff verified the computed sags with SAG 10 commercial software using inputs as stated in the petition. Only 28.1 feet clearance is required by the NESC Table 232-1.

Structure # 242, which is an existing wood structure located between structures 241 and 243 and within the median of Interstate 93, will be removed and not replaced.

Structure # 243 is to be constructed with (2)-97 ft. OAL Type T, CL H3 steel poles. The structure will have conductors for the 115 kV F139 transmission line consisting of (3) 795 kcmil ACSR 36/1 cables. The static cables consist of (2) 7#8 Alumoweld cables, which will be vertically attached above the conductors. This crossing creates a total span of 646.5 ft. between structures 241 through 243 with 98 ft. spanning state-owned land.

2. New Hampshire statutes applicable to petition

371:17 Licenses for New Poles. Whenever it is necessary, in order to meet the reasonable requirements of service to the public, that any public utility should construct a pipeline, cable, or conduit, or a line of poles or towers and wires and fixtures thereon, over, under or across any of the public waters of this state, or over, under or across any of the land owned by this state, it shall petition the commission for a license to construct and maintain the same. For the purposes of this section, "public waters" are defined to be all ponds of more than 10 acres, tidewater bodies, and such streams or portions thereof as the commission may prescribe. Every corporation and individual desiring to cross any public water or land for any purpose herein defined shall petition the commission for a license in the same manner prescribed for a public utility.

Source. 1921, 82:1. PL 244:8. RL 294:16. 1951, 203:48 par. 17. 1953, 52:1, eff. March 30, 1953. 2013, 82:1, eff. June 19, 2013.

3. Review of land ownership of proposed pole structures

In its petition, ES specifies that the re-construction of the F139 Line crossing will cross state-owned land in the Town of Canterbury.

4. Review of NESC code requirements as described in Puc 300

Under N.H. Code Admin. Rules Puc 306, each utility is required to construct, install, operate and maintain its plant, structures and equipment and lines, as follows:

In accordance with good utility practice;

After weighing all factors, including potential delay, cost and safety issues, in such a manner to best accommodate the public; and

To prevent interference with other underground and above ground facilities, including facilities furnishing communications, gas, water, sewer or steam service.

For purposes of that section, “good utility practice” means in accordance with the standards established by the “National Electrical Safety Code C2-2017.”

ES states that the current crossings have been designed and will be re-constructed, maintained, and operated in accordance with the NESC C2-2017.

Safety Division Staff reviewed the specifications related to the design and re-construction of this crossing project as described in the petition, the attachments, and all supplemental support documents, and found them to be in conformance with the applicable sections of NESC C2-2017 and Puc 300.

5. Review of public need and public impact

In order to meet the reasonable requirements of electric service to the public, ES proposes to re-construct and maintain a three-phase 115 kV transmission line, designated as the F139 line, and all existing cables, over and across land owned by the State in the Town of Canterbury. The F139 transmission line is an integral part of ES’s electric transmission system in the region.

ES asserts in the petition that the proposed licenses for this crossing may be exercised without substantially affecting the rights of the public in the state-owned land in Canterbury. Minimum safe line clearances above the land surface will be maintained at all times. The use and enjoyment by the public of the land will not be diminished in any material respect as a result of the proposed structure replacements of the existing overhead line crossings.

The crossing project required a New Hampshire Department of Environmental Services statutory permit by notification (SPN) if construction access and work activities involve the temporary minor alteration of non-tidal wetlands, non-tidal surface waters, and banks adjacent to non-tidal surface waters and is applicable to the public water crossings. ES obtained an SPN for the impacts associated with the proposed replacement of structures 241 and 243 and the removal of structure 242 in the town of Canterbury (SPN# 2020-00118).

Safety Division Staff has concluded that the impact to the public will be *de minimis* and not measurable. The crossing does not appear to affect the rights of the public in the state-owned land because minimum safe line clearances above the land surface will be maintained at all times.

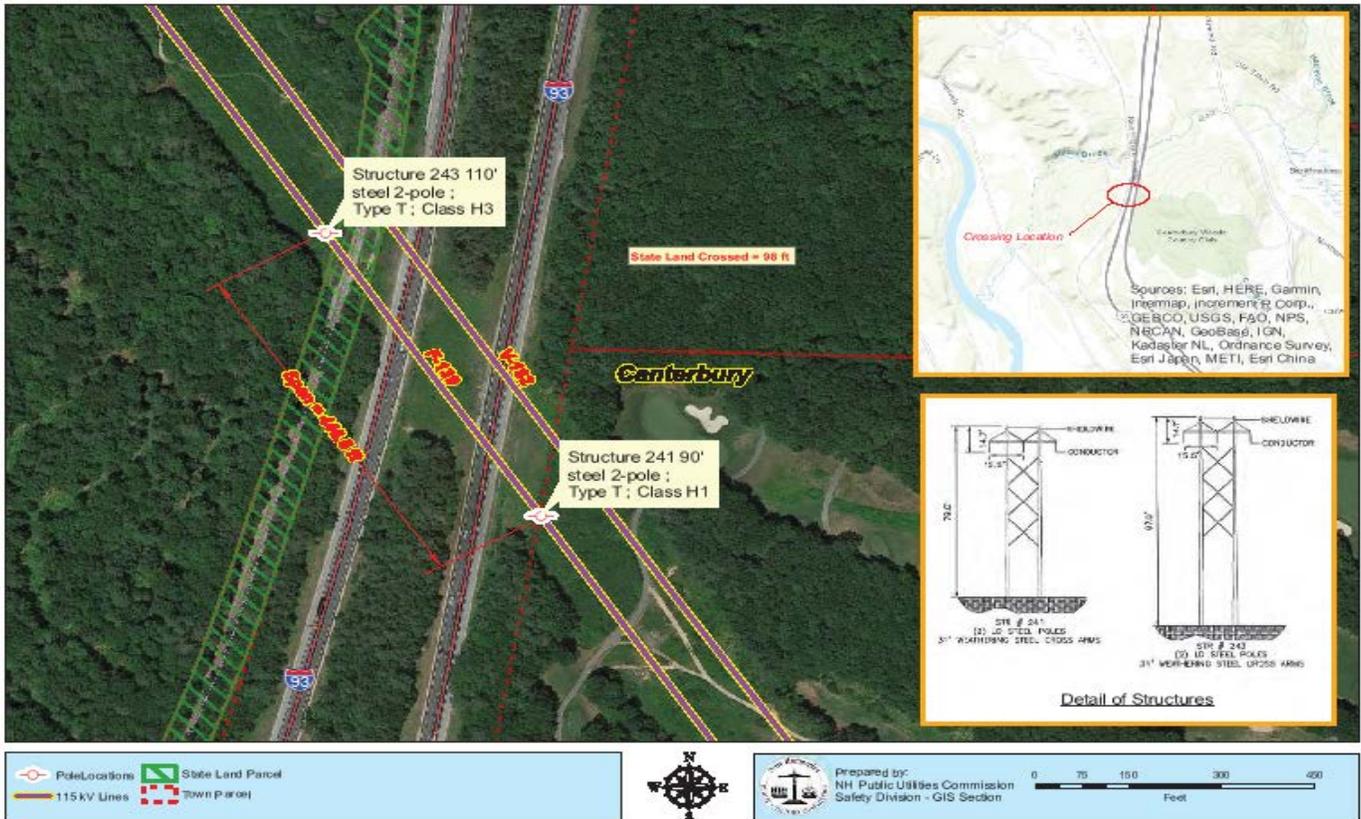
Staff Recommendation:

Based on the results of its review of the petition, attachments, and all other supporting documents submitted in connection with this docket, the Safety Division Staff recommends that the Commission:

- 1) Find that the crossing license requested by ES in this docket may be exercised without substantially affecting the public rights in state-owned land which are the subject of the petition;
- 2) Grant ES a license to construct, operate, and maintain electric lines over and across the state-owned land in the Town of Canterbury, as specified in the petition; and
- 3) Issue an order *nisi* granting the crossing license, and orders for the publication of that order.

Staff Attachment

State Land (Railroad) - DE 20-058 EVERSOURCE Crossing



Public Land that is state-owned land as shown in green hash marks in the petition and engineering drawings as State of New Hampshire. The parcel is located in the Town of Canterbury. The project will require the Commission to grant a public land crossing license related to this parcel. The license will be for the 115 kV F139 transmission line from Structure # 241 to Structure # 243, crossing approximately 98 feet of state-owned land in the Town of Canterbury.

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