

WHITEFORD, TAYLOR & PRESTON L.L.P.

TJ: JNP  
11/26/13 uca

JENNIFER R. BUSSE  
DIRECT LINE (410) 832-2077  
DIRECT FAX (410) 339-4027  
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TOWSON COMMONS, SUITE 300  
ONE WEST PENNSYLVANIA AVENUE  
TOWSON, MARYLAND 21204-5025  
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BALTIMORE, MD  
COLUMBIA, MD  
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WILMINGTON, DE\*

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(800) 987-8705

November 26, 2013

13-428  
\$15000

Hand Delivery

Arnold Jablon, Esquire  
Director,  
Baltimore County Permits, Approvals & Inspections  
111 W. Chesapeake Avenue  
Towson, MD 21204

Re: BGE Notch Cliff Facility  
10650 Harford Road, Glen Arm, MD 21057  
SDAT Tax Info: Map 62, Parcel 169, Lot 2  
9th Election District; 3rd Councilman District  
Request for Spirit & Intent Relief

Dear Mr. Jablon:

This office represents Baltimore Gas & Electric with regard to its property located at 10650 Harford Road in Glen Arm, Maryland. The site is utilized as a propane storage and processing facility and is used to supply gas to BGE customers during the peak winter time months; and as such it plays an important role in BGE's ability to ensure reliable service to the area.

The property comprises approximately 17 acres and is zoned RC 7. The property is triangular in shape. To the north of the property is the Gunpowder Falls, to the south and west is a BGE owned Right of Way for overhead transmission lines, and to the east is a 5.27 acre SHA owned parcel.

Attached hereto is a plan to accompany this request which shows the site and contains an aerial photograph of the area. Due to the need to upgrade certain process systems at the facility, BGE needs to install some new equipment at this facility.


The proposed improvements will all be housed within a single, new 24' x 60' building to be located on existing impervious area adjacent to other existing buildings and within the existing fence line. The height of this building is 25' along the front and 31' along the rear. The proposed improvements will not generate any detrimental impacts to the area.

A copy of the zoning history for the site is also attached hereto. Specifically, the Zoning Commissioner granted Special Exception approval in Case No. 4970-X dated June 30, 1960, and then again when various improvements were required on September 13, 1968 in Case No. 69-64-X.

BGE has been advised by Colleen Kelly that a DRC approval would not be required for this project.


We respectfully request your agreement that the installation of this equipment falls within the spirit & intent of the previously granted zoning approvals. Enclosed please find a \$150.00 check as payment for this request. Thank you for your kind consideration of this matter.

Sincerely,

  
Jennifer R. Busse

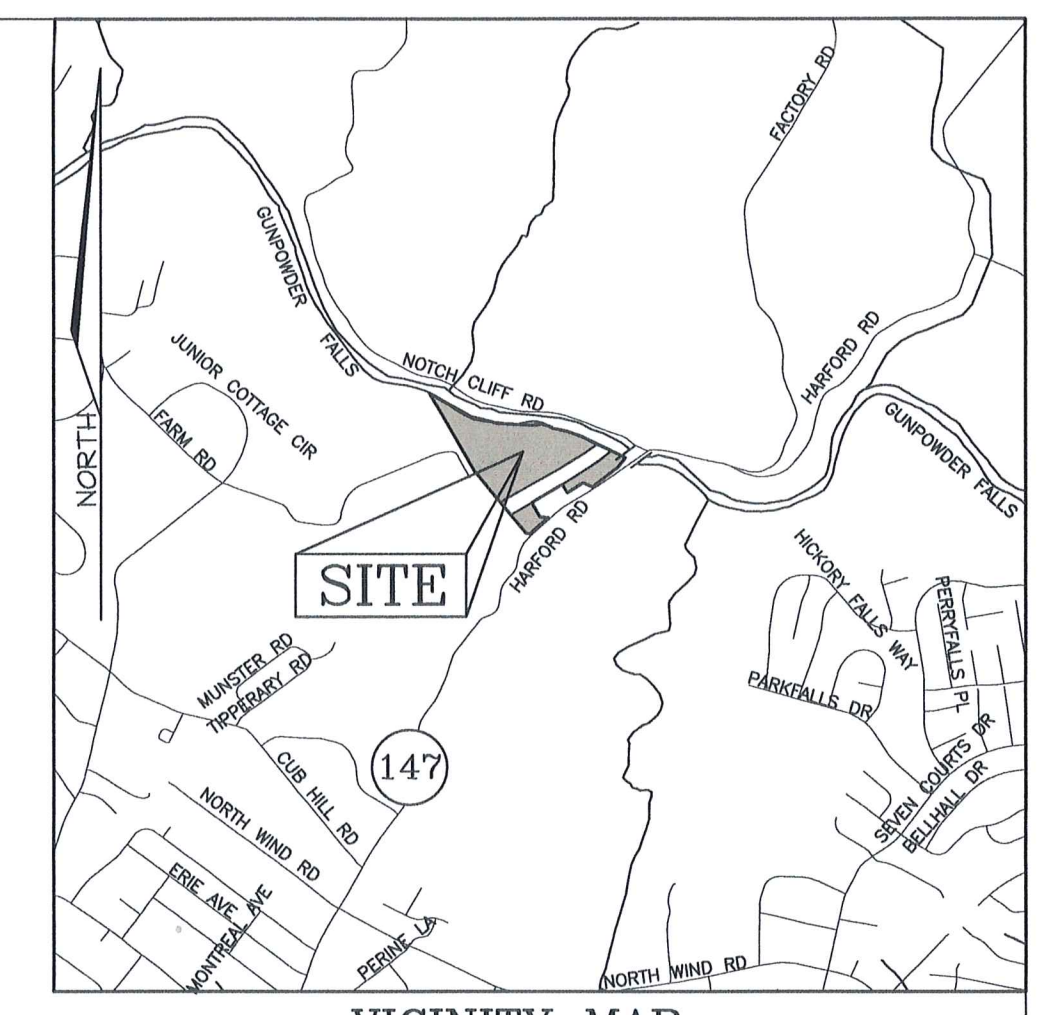
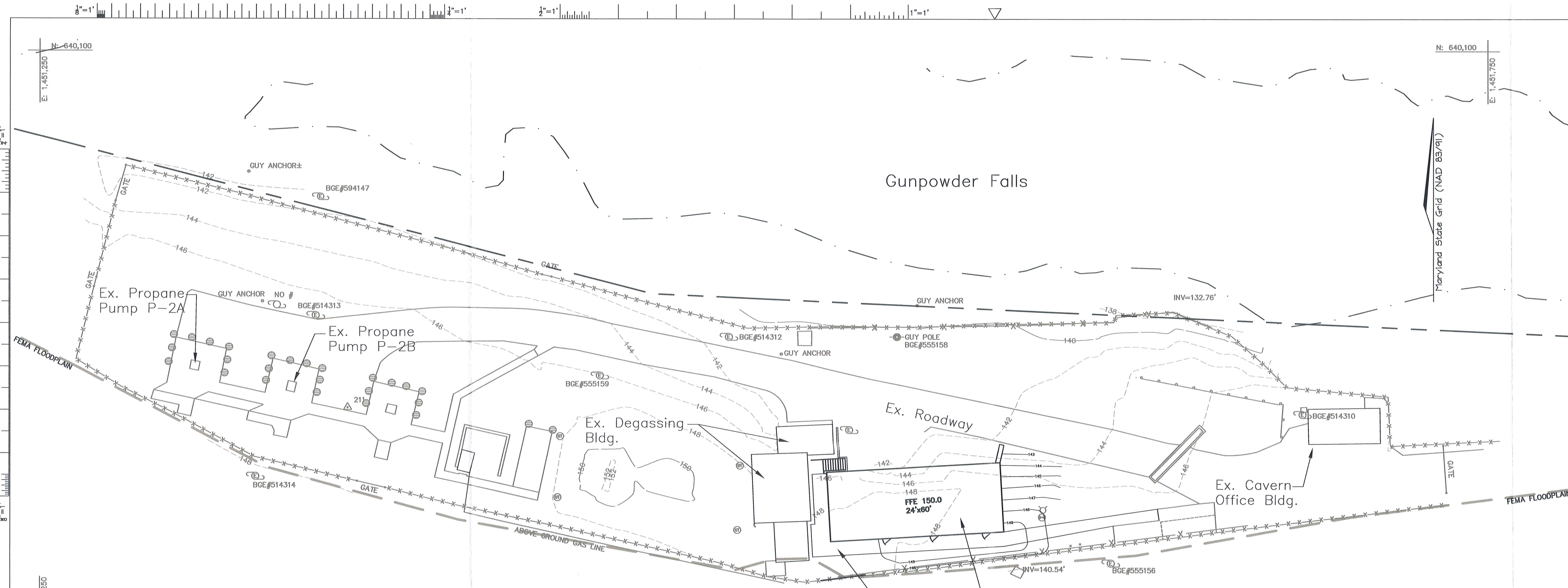
Attachments

SPIRIT & INTENT APPROVED:

  
for Arnold Jablon, Esq.  
Director, Permits, Approvals & Inspections

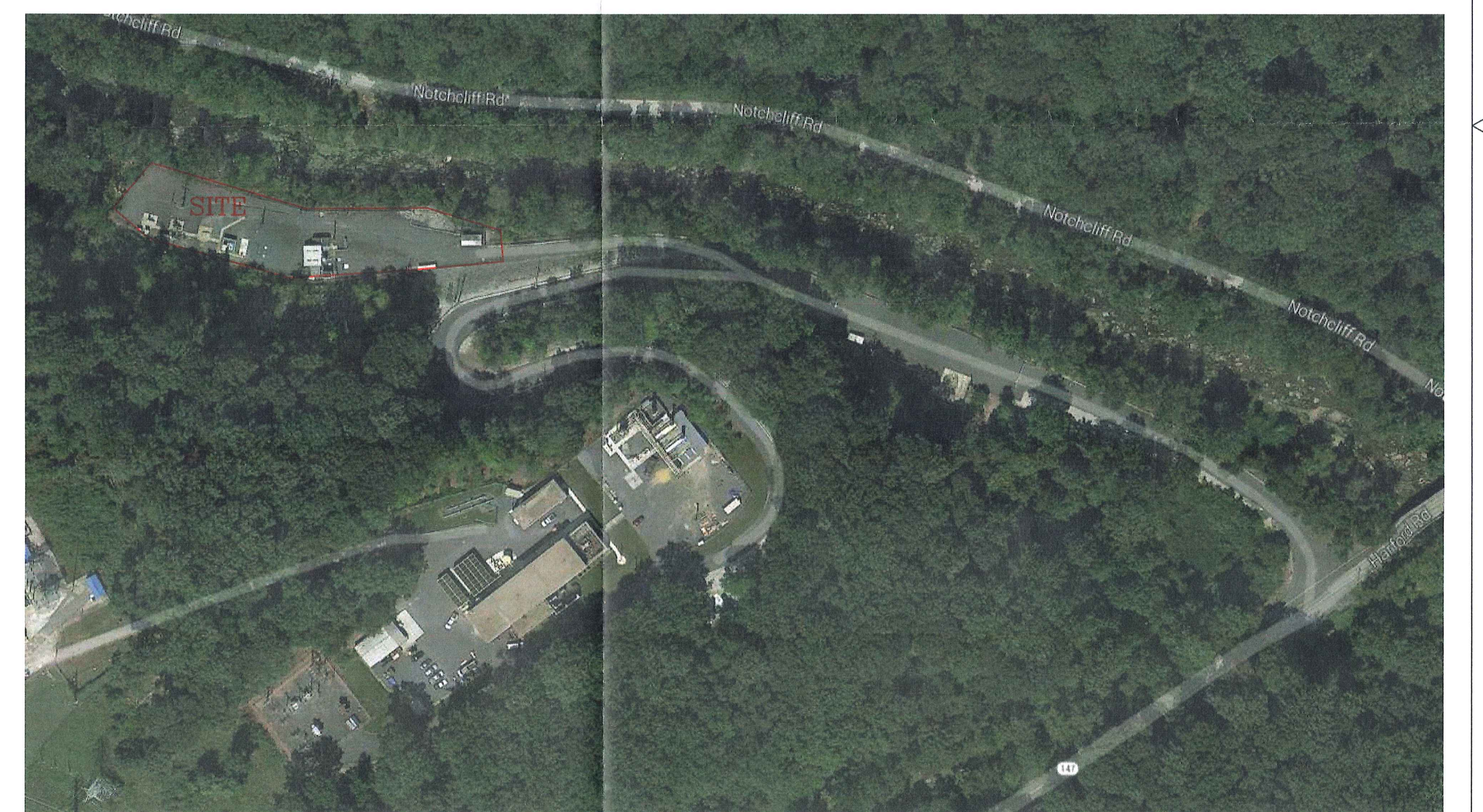
12/2/13  
Date

cc: Carl W. Richards ✓  
Collin Tydings  
James F. Burkman  
Joseph M. Bellew, Esq.  
Zacharia Fisch, P.E.  
Andy Berlett, P.E.



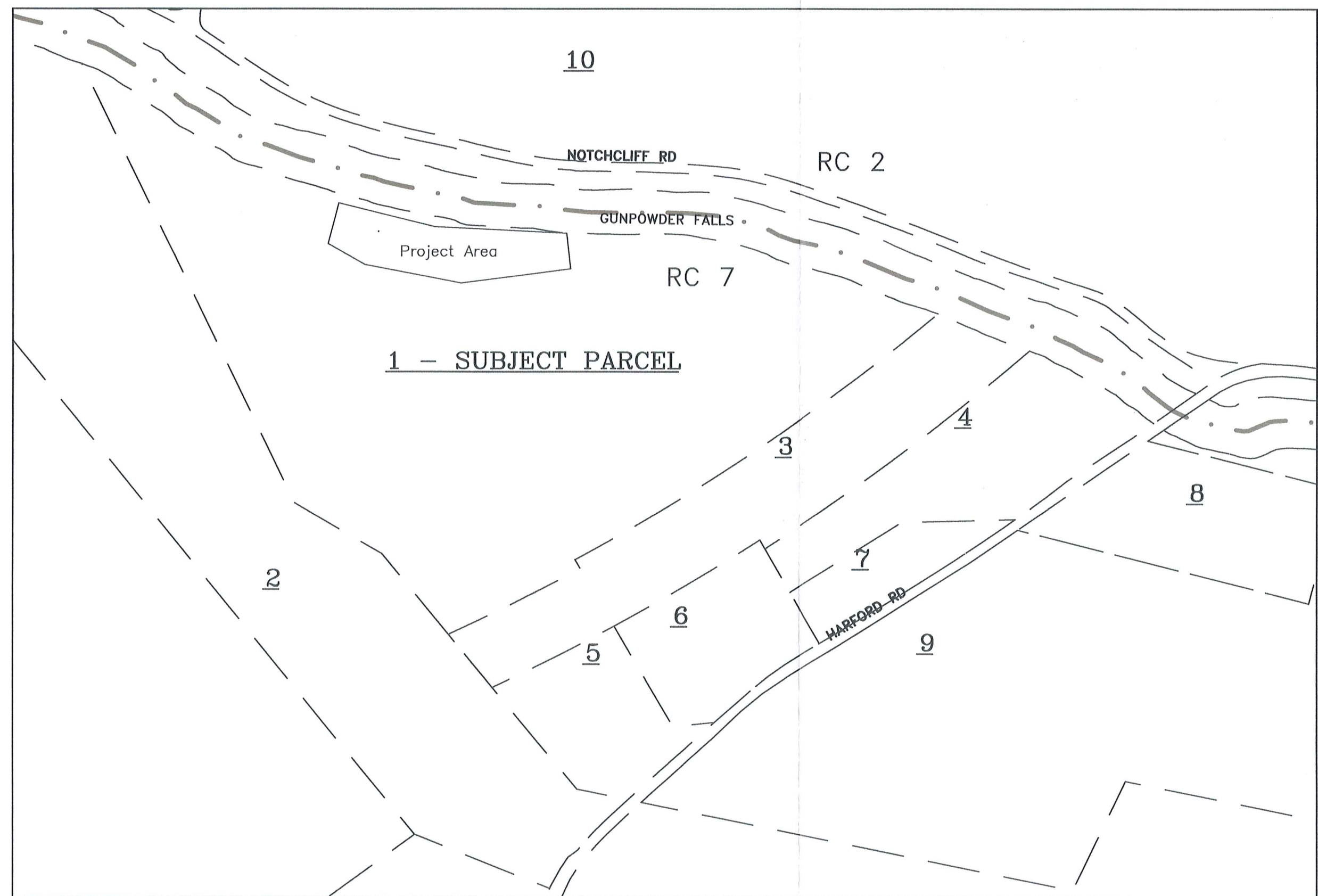
**LEGEND**

EXISTING CONTOUR	-----	362
EXISTING STREAMS	~~~~~	
EXISTING PROPERTY LINE	-----	
EXISTING 100 YR FLOODPLAIN	-----	
FIRM PANEL 2400100270B ZONE A (1981)	-----	
FIRM PANEL 2400100270F ZONE A (2008)	-----	
EXISTING PERIMETER FENCE	-----	
ZONING BOUNDARY	-----	
	RC 2	
	RC 7	



**AERIAL PHOTO**  
NOT TO SCALE  
SOURCE:GOOGLE MAPS

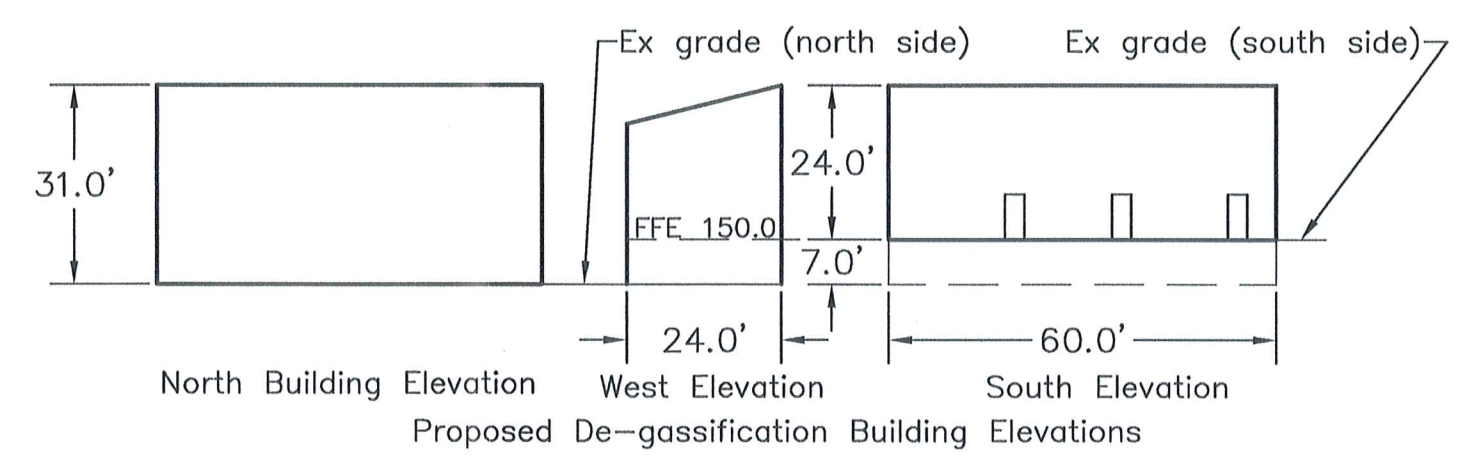
**FSH Associates**  
Engineers Planners Surveyors  
6339 Howard Lane, Elkridge, MD 21075  
Tel: 410-567-5200 Fax: 410-796-1562  
E-mail: info@fsh.com



**LOCATION MAP/PARCEL INFO/ZONING**  
SCALE: 1"=200'

**PARCEL OWNERSHIP**

<p><b>1</b> Tax Map 62 Parcel 169 Lot 2 Baltimore Gas &amp; Electric Co Plat Ref: 0027/0047 Tax Acct: 0902003262 17.0 Acres</p> <p><b>2</b> Tax Map 62 Parcel 12 Baltimore Gas &amp; Electric Co Tax Acct: 0902003255 18.74 Acres</p> <p><b>3</b> Tax Map 62 Parcel 169 Lot 1 State of MD State Roads Commission Plat Ref: 0027/0047 Tax Acct: 0919848514 5.275 Acres</p> <p><b>4</b> Tax Map 62 Parcel 169 Lot 4 Baltimore Gas &amp; Electric Co Plat Ref: 0027/0047 Tax Acct: 0902003264 2.102 Acres</p> <p><b>5</b> Tax Map 62 Parcel 169 Lot 3 Baltimore Gas &amp; Electric Co 3 Harford Rd Plat Ref: 0027/0047 Tax Acct: 0902003263 1.604 Acres</p>	<p><b>6</b> Tax Map 62 Parcel 240 Minne Evelyn McCann 10620 Harford Rd Deed Ref: 34189/00436 Tax Acct: 0916000020 1.54 Acres</p> <p><b>7</b> Tax Map 62 Parcel 302 Doris and Patrick McDavid 10630 Harford Rd Deed Ref: 20508/00486 Tax Acct: 0916002700 20,868 s.f.</p> <p><b>8</b> Tax Map 62 Parcel 121 State of MD for Use of Forest and Parks Tax Acct: 1119074980 1.99 Acres</p> <p><b>9</b> Tax Map 62 Parcel 48 State of MD for Use of Forest and Parks Deed Ref: 04477/0476 Tax Acct: 1119076653 136.59 Acres</p> <p><b>10</b> Tax Map 62 Parcel 145 State of MD Dept of Forests and Parks Deed Ref: 05416/00052 Tax Acct: 1102047728 436.283 Acres</p>
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REV.	DATE	ACCOUNT NO.	DESCRIPTION	APPROVED	AUTOCAD	NOTCHCLIFF PROPANE STORAGE FACILITY PROPOSED DE-GASSING BUILDING PLAN TO ACCOMPANY SPIRIT & INTENT REQUEST
					ENGINEERING CIVIL _____ ELEC. _____ PROJ. ENG. _____ PROJ. MGR. <b>GMT</b> PRIN. ENG. _____ SUPV. ENG. _____	<b>NOTCHCLIFF</b> PLANT ENGINEERING UNIT - SPRING GARDENS <b>BGE</b> SCALE 1"=20'-0" DWG NO. _____
					DESIGN GROUP DESIGNED <b>AEI</b> DRAWN <b>RAB</b> CHECKED <b>ZYF</b> APPROVED _____ DATE <b>05NOV2013</b>	

19690064-S

October 29, 1969

Mr. L. J. Zimmerman  
Filing Department

Attached is the Company's Petition for a Zoning Special Exception for the Notch Cliff gas-turbine electric generating peak-shaving plant, together with a copy signed by John Rose, Baltimore County Zoning Commissioner, granting the Special Exception on September 13, 1968.

This zoning case was heard concurrently with the PSC Certificate case, and all the work papers are in the PSC Certificate file. - *File 17-851.12*

*W. Robert Buchanan*

W. Robert Buchanan  
Legal Department



*It is not necessary for Mr. Beyers to see these papers*

*Stiemann  
Elec. Prod.  
11/3*

FILING DEPARTMENT		
FILE No 641.		
PLEASE INITIAL IN SPACE INDICATED		
Dept	Reviewed By	Date
Elec. Prod.		
Elec. Engr. Drafting	<i>R. E. (S.A.)</i>	<i>11/4/69</i>
Accounting	<i>SM</i>	<i>11/5/69</i>
	<i>EP JCP</i>	<i>11-6-69</i>
Tax Accounting	<i>HEL</i>	<i>11/6/69</i>
Auditing	<i>P. J.</i>	<i>11/7/69</i>

69-64-X

NW/S Harford Road and the South Bank of the Big Gunpowder Falls

9th

8/15/68

Petition for Special Exception for Public Utility uses including construction of a gas-turbine electric peak-shaving plant for Baltimore Gas & Electric Company \$114.00 cost paid.

8/15/68

Hearing date set for 3:30 P.M. 9/11/68

8/22/68

Certificate of posting filed.

8/22/68

Certificate of publication filed.

9/13/68

Order for the special exception granted by the Zoning Commissioner.





BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

September 13, 1968

COUNTY OFFICE BUILDING  
111 W CHESAPEAKE AVE  
TOWSON, MD 21204  
VA 33000

GEORGE E. GAVRELIS  
DIRECTOR

JOHN G ROSE  
ZONING COMMISSIONER

James A. Biddison, Jr., Esquire  
1707 Gas and Electric Building  
Baltimore, Maryland 21021

RE: Petition for Special Exception  
NW/S of Harford Road and the  
South Bank of the Big Gunpowder  
Falls - 9th District  
The Baltimore Gas and Electric  
Company - Petitioner  
NO. 69-64-X

Dear Mr. Buchanan:

I have this date passed my Order granting the above Special Exception for Public Utility Uses including construction of a gas-turbine electric-generating peak-shaving plant, subject to compliance and approval by the Office of Planning and Zoning, the Bureau of Traffic Engineering, the State Roads Commission, the Health Department and the Bureau of Engineering.

Very truly yours,

  
JOHN G. ROSE  
Zoning Commissioner

JGR/srl

Enclosure

cc: John E. Mudd, Esquire  
22 West Pennsylvania Avenue  
Towson, Maryland 21204

Mr. William L. Wilson  
Box 674, Harford Road  
Glen Arm, Maryland 21057

Miss Jewel Payne  
Box 656  
Glen Arm, Maryland 21057

Mr. John H. Gontrum  
Mount Vista Road  
Kingsville, Maryland





Pursuant to the advertisement, posting of property, and public hearing on the above petition and it appearing that by reason of.....

the above Reclassification should be had, and it further appearing that by reason of.....

a Special Exception for a.....should be granted

IT IS ORDERED by the Zoning Commissioner of Baltimore County this.....day of....., 196..., that the herein described property or area should be and the same is hereby reclassified, from a.....zone to a.....zone, and/or a Special Exception for a.....should be and the same is granted, from and after the date of this order

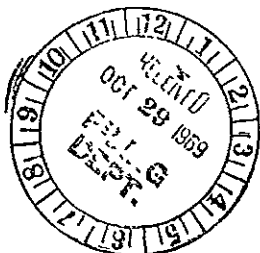
-----  
Zoning Commissioner of Baltimore County

Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of.....

the above re-classification should NOT BE HAD, and/or the Special Exception should NOT BE GRANTED

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this.....day of....., 196..., that the above re-classification be and the same is hereby DENIED and that the above described property or area be and the same is hereby continued as and to remain a.....zone, and/or the Special Exception for.....be and the same is hereby DENIED

-----  
Zoning Commissioner of Baltimore County



**PETITION FOR ZONING RE-CLASSIFICATION AND/OR SPECIAL EXCEPTION**

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, or we, Baltimore Gas and Electric Company, legal owner... of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition you to reclassify the herein described property as INDUSTRIAL pursuant to the Zoning Law of Baltimore County, and to grant a special exception for the following reasons:

See attached description

and for a Special Exception, under the said Zoning Law and Zoning Regulations of Baltimore County, to use the herein described property, for public utility uses including construction of a gas-turbine electric-generating peak-shaving plant. Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above reclassification and/or Special Exception advertising, posting, etc. upon filing of this petition, and further agree to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

BALTIMORE GAS AND ELECTRIC COMPANY

By: James A. Biddison, Jr. Vice President, Legal Owner  
W. Robert Buchanan Address: Gas and Electric Building, 17th Fl., Gas and Electric Bldg., Baltimore, Maryland - 21203.  
John E. Mudd, Esq. 22 W. Pennsylvania Avenue, Towson, Maryland - 21204.  
 Address: VA 3-1111 Protestant's Attorney

ORDERED BY THE Zoning Commissioner of Baltimore County, this 5th day of August, 1968, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 5th day of September, 1968, at 3:30 o'clock P.M.

James A. Biddison, Jr.  
 Zoning Commissioner, Baltimore County

2 SIDS

**CERTIFICATE OF POSTING**  
 ZONING DEPARTMENT OF BALTIMORE COUNTY  
 Towson, Maryland

District: 9th Date of Posting: AUG. 22-58  
 Posted for: Hearing - 9:30 P.M. - 11, 1968 at 3:30 P.M.  
 Petitioner: BALTO. GAS & ELEC. CO.  
 Location of property: 1/2 block facing Harford Rd. and the South Bank of the Big Gunpowder Falls.  
 Location of Signs: (2) 1 Panel Facing Harford Rd. and 1 posted on bank of Gunpowder Falls.  
 Remarks:  
 Posted by: M. J. [unclear] Date of return: AUG. 23, 1968

BALTIMORE GAS & ELECTRIC CO. 669-64-X  
 1/2 block of Harford Rd. and the South Bank of the Big Gunpowder Falls.

ORDER RECEIVED FOR FILING  
 DATE: Sept. 13, 1968  
 BY: [unclear]

69-64-X

OFFICE VALLEY B3000

E. F. RAPHEL & ASSOCIATES  
 Registered Land Surveyors  
 201 COUNTRYLAND AVENUE  
 TOWSON, MARYLAND  
 8/16/68

**DESCRIPTION TO ACCOMPANY PETITION FOR SPECIAL EXCEPTION**  
 PROPERTY OF BALTIMORE GAS & ELECTRIC COMPANY

BEGINNING for the same at the intersection of the northwest side of Harford Road and the south bank of the Big Gunpowder Falls, running thence on the northwest side of Harford Road south-westerly 462', more or less, thence leaving the northwest side of Harford Road and running N65°00'W 106.10'; S58°27'W 193.25'; S30°06'W 100.00'; S59°54'W 371.30'; S30°06'E 172.30'; S86°50'E 87.47' to the northwest side of Harford Road, thence on the northwest side of Harford Road southwesterly 430', more or less, thence leaving the northwest side of Harford Road S77°15'W 185.00'; N40°00'W 343.2', more or less; and S54°32'10"E 528.00' to the southernmost bank of the Big Gunpowder Falls, thence binding on the southernmost bank of the Big Gunpowder Falls southeasterly and easterly 3540', more or less, to the place of beginning.

CONTAINING 44.7 acres of land, more or less.  
 SAVING and excepting a strip of land containing 5.275 acres of land, more or less, which by deed dated December 20, 1960 and recorded among the Land Records of Baltimore County in Liber WJR 3794, folio 497, was conveyed by the Arundel Corporation to the State of Maryland to the use of the State Roads Commission, subject to fee simple title of said 5.275 acres, more or less, vesting in Baltimore Gas and Electric Company if not used for highway purposes.



Reg. Prof. Land Surveyor #2246

E. F. Raphael  
 E. F. Raphael

MAP  
 A-C  
 NORTH  
 EASTERN  
 AREA  
 NE 12-E  
 NE 12-F  
 "X"

**BALTIMORE COUNTY, MARYLAND**

INTER-OFFICE CORRESPONDENCE

TO: Mr. John G. Rose, Zoning Commissioner Date: August 30, 1968

FROM: Leslie H. Groff, Deputy Director of Planning

SUBJECT: Petition #69-64-X. Special Exception for Public Utility Uses including construction of a gas-turbine electric generating peak-shaving plant. Northwest side of Harford Road and the South Bank of the Big Gunpowder Falls. Baltimore Gas and Electric Company, Petitioners.

9th District  
 HEARING: Wednesday, September 11, 1968 (3:30 P.M.)

The staff of the Office of Planning and Zoning has reviewed the subject petition and offers the following comments:

1. The location of this proposed utility plant appears in harmony with the existing uses on the subject site and in the vicinity.
2. Since special exception approval is needed for the proposed use, a requirement should be made of the user to guarantee performance of zero level emanations re: pollution of air and water in the vicinity.
3. Access to the specific peak shaving facility on the site is not indicated on the plan. Such should be done, at least to show avoidance of any possible interference with improvements to Harford Road or the building of Perring Parkway.

LHG:bms



September 4, 1968

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING  
 COUNTY OFFICE BUILDING  
 TOWSON, MARYLAND 21204

SUBJECT: Special Exception for public utility uses - gas-turbine electric-generating peak-shaving plant, for Baltimore Gas and Electric Company, located S/W corner of Harford Rd. and Gunpowder Rd. 11th District (Case 37, September 3, 1968)

Dear Sirs:

The Zoning Advisory Committee has reviewed the subject petition and has the following comments to offer:

- BUREAU OF ENGINEERING:**  
 Meter - Public water is presently existing to this site, through a private main extension.  
 Sewer - The Gunpowder Interceptor has recently been constructed in the area of the subject site.  
 Adequacy of existing utilities to be determined by developer or his engineer.
- STATE ROADS COMMISSION:**  
 The right-of-way for the proposed Perring Parkway as indicated on the zoning plat does not reflect the State Roads Commission's current plan. It is requested that the plat be revised in accordance with the State Roads Commission's proposed right-of-way area as excepted from any granting of the petitioned zoning.
- BUREAU OF TRAFFIC ENGINEERING:**  
 Clearing of bushes and trees along the westside of Harford Road, southerly from the entrance is necessary to improve site distance.
- HEALTH DEPARTMENT:**  
 The building of buildings on this site may be subject to registration and compliance with the Maryland State Health Air Pollution Control Regulations. Additional information may be obtained from the Division of Air Pollution, Baltimore County Department of Health.
- FIRE BUREAU:**  
 This office will review and make any necessary comments at a later date.
- BUILDING ENGINEER:**  
 Any buildings that will be constructed must meet Baltimore County Building Code.
- ZONING ADMINISTRATION DIVISION:**  
 The petitioner's plan as submitted with the original petition just indicates the location of proposed turbines. It will be required that a description of what this office prior to the hearing.

If the petition is granted, no occupancy may be made until such time as the plans have been submitted and approved and the property inspected for compliance with the above comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or actions that may have a bearing on this case. The Director and/or the Deputy Director of the Office of Planning and Zoning will submit recommendations on the

STATE OF MARYLAND: \_\_\_\_\_ TO WIT:  
 CITY OF BALTIMORE: \_\_\_\_\_

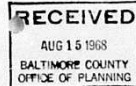
I HEREBY CERTIFY that on this 14th day of August, 1968, before me, a notary public of the said State and City, personally appeared C. E. Utermohle, Jr., President of Baltimore Gas and Electric Company, and made oath in due form of law that he is authorized to make an affidavit on behalf of said Company that the matters and facts set forth in the foregoing Application are true to the best of his knowledge, information, and belief.

AS WITNESS my hand and notarial seal.  
Magaret L. Parkhill  
 Notary Public

My commission expires July, 1969.

I HEREBY CERTIFY that on this 14th day of August, 1968, a copy of the foregoing Application has been mailed to the following agencies: County Council of Baltimore County, County Office Building, Towson, Maryland 21204; Office of Planning and Zoning of Baltimore County, County Office Building, Towson, Maryland 21204; Maryland State Department of Health, 301 W. Preston Street, Baltimore, Maryland 21201; Maryland State Department of Water Resources, State Office Building, Annapolis, Maryland 21204; Maryland Board of Natural Resources, State Office Building, Annapolis, Maryland 21204; Maryland State Roads Commission, 303 W. Preston Street, Baltimore, Maryland 21201; United States Department of Interior, Office of the Secretary, Washington, D. C. 20240; Federal Power Commission, General Accounting Office Building, 441 G Street, N.W., Washington, D. C. 20546.

James A. Biddison, Jr.  
 James A. Biddison, Jr.  
 Counsel for  
 Baltimore Gas and Electric Company



**CERTIFICATE OF PUBLICATION**

TOWSON, MD. AUG 23, 1968.  
 THIS IS TO CERTIFY that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each of one (1) successive issues before the 11th day of September, 1968, the first publication appearing on the 2nd day of August, 1968.  
 THE JEFFERSONIAN,  
Leslie H. Groff  
 Manager.

Cost of Advertisement, \$.....

## PUBLIC SERVICE COMMISSION

OF MARYLAND

ORDER NO. 57398

IN THE MATTER OF THE APPLICATION OF  
BALTIMORE GAS AND ELECTRIC COMPANY FOR  
A CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY FOR THE CONSTRUCTION OF  
A GAS-TURBINE ELECTRIC PEAK-SHAVING  
PLANT AT NOTCH CLIFF, BALTIMORE COUNTY,  
MARYLAND.

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF MARYLAND  
CASE NO. 6224

On August 15, 1968, Baltimore Gas and Electric Company, hereinafter called the Company, filed an application with the Commission, pursuant to the provisions of Section 54A of the Public Service Commission Law, for a certificate of public convenience and necessity for the construction of a gas-turbine electric-generating peak-shaving plant (the project) at Notch Cliff, Baltimore County, Maryland. Copies of the application were served on all agencies specified by the Commission in its rules implementing Section 54A and notice to the public of the hearing, held on September 11, 1968, was duly published. The governing body of Baltimore County was represented by John G. Rose, its Sealing Commissioner who participated in the hearing both as a representative for the County Council and in his official capacity.

The project consists of eight gas-turbine electric-generating units aggregating a maximum capability of 133,000 KW. Each of the generating units will be housed in equipment-type enclosures and will be arranged in two groups of four units, each group being connected to a transformer to increase the voltage from 15 KV to 115 KV. The transformers will be connected to existing separate 115 KV circuits running adjacent to the project site, on which is located an existing propane storage cavern. The units will burn natural gas fuel which will be taken from a gas transmission line owned by the Company which crosses the project site. The installation will occupy an area

## PUBLIC SERVICE COMMISSION

OF MARYLAND

approximately 130 by 300 feet. The estimated cost of the project is \$13,500,000 and will be financed by funds provided from internal sources, short-term borrowings and through the issuance of securities.

The Company supported its application by the testimony of five witnesses. The first witness, Thomas W. Trice, Vice President of Electric Operations, testified that the Company supplies electric service to an area of about 2,300 square miles containing about 2,000,000 persons. He stated that the present installed generating capacity of the Company was about 2,313,000 kilowatts. Through this witness the Company explained that it was a member of the N&H Interconnection System. N&H is made up of nine electric utility companies serving all or parts of the States of Pennsylvania, New Jersey, Maryland, Delaware, Virginia and the District of Columbia. The total area served by the N&H Interconnection is about 57,000 square miles containing about 20,000,000 people.

According to Mr. Trice the N&H system operates virtually as a single entity with the power running freely from generator to load regardless of where the generator is located. During the summer of 1968 the system had anticipated a reserve of 13.6%, however an unprecedented load growth coupled with a delay in the completion of the installation of a large generating unit in Western Pennsylvania, in which the Company has a substantial interest, resulted in an actual reserve of only 4.4% during the past summer. The reserve of the Company's facilities for its customers during the past summer was minus 1/10 of 1%.

This witness further testified that the installation of the 133,000 KW of capacity involved in this application, plus some additional capacities

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## PUBLIC SERVICE COMMISSION

OF MARYLAND

which will be added, should increase the Company's reserve next summer to a plus 5.6%. Without the 133,000 KW facility proposed in this proceeding the Company's reserve is estimated at 4.2%.

The next witness for the Company was Wallace MacWilliams, Jr., the Manager of its Electric Engineering Department. This witness gave a concise general description of the project and testified that the nearest residence was about 1,000 feet from the site. Mr. MacWilliams stated that the installation would be screened from Gunpowder Falls and Harford Road by trees that are already on the site. It was established through this witness that there would be no air pollution from the burning of the natural gas and the project will not take water from nor discharge water into the Big Gunpowder Falls.

The third Company witness was John Alexander Hagee, President of William Martin and Company, a firm of commercial and industrial realtors. Mr. Hagee testified that from his inspection of the site and surrounding area, the proposed plant in his opinion would have no material effect on the value of any of the properties in the neighborhood nor impair their use.

Frederick P. Miller, Jr., Supervisor of Plant Accounting for the Company, then testified that the estimated effect of the project with reference to expenses would be a depreciation expense of \$393,000 per year, taxes other than income taxes of \$244,000 per year and for operation and maintenance \$886,000 per year or a total of \$1,623,000 per year.

The final witness for the Company was Paul B. Ostergaard who is employed by Goodfriend-Ostergaard Associates, Consulting Engineers in Acoustics. This witness testified that the operation of the generators should be barely audible at the nearest residence by someone who was deliberately

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## PUBLIC SERVICE COMMISSION

OF MARYLAND

listening for the noise and that the sound would diminish with distance. On the site, according to Mr. Ostergaard, there would be a muffled roar.

John B. Gontran, testifying on his own behalf and as a member of the Governor's Advisory Committee for the Gunpowder Valley Park, expressed his concern over the use of the site for an electric generating facility since it was originally intended for gas storage. He stated his concern that the Company should avoid any possible pollution of the air and water, and he also commented on the possible effect of noise.

The final witness at the hearing was William L. Wilson, a resident of the area who lives about a quarter of a mile from the location of the project. Mr. Wilson's interest was in what noise level he would experience at his residence.

In this proceeding the Company has clearly established the need for the project in meeting present and future demands for service as shown by the unexpectedly high load growth during the 1968 summer and the shortage in both the Company's reserve capacity and that of the N&H system. By adding this new generation the Company will improve the reliability of its system and will accordingly increase stability. Through its representative, the County Council of Baltimore County has recommended the issuance of a certificate of public convenience and necessity.

After due consideration of the recommendation of Baltimore County, the need to meet present and future demands for service, the effect on system stability and reliability, economics, aesthetics and the effect on air and water pollution, the Commission is of the opinion and so finds that the proposed gas-turbine electric-generating peak-shaving plant at Notch Cliff,

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## PUBLIC SERVICE COMMISSION

OF MARYLAND

Baltimore County, Maryland is in the public interest and that a Certificate of Public Convenience and Necessity should be issued for its construction.

IT IS, THEREFORE, this 9th day of October, in the year Nineteen

Hundred and Sixty-eight, by the Public Service Commission of Maryland,  
ORDERED: That a certificate of public convenience and necessity be, and the same is hereby, granted to Baltimore Gas and Electric Company for the construction of a gas-turbine electric-generating peak-shaving plant at Notch Cliff, Baltimore County, Maryland as set forth in this proceeding.

William G. Rose

Charles E. Woodson

H. Deane Thompson, Jr.

Form No. 1  
State of Maryland  
Office of Public Service Commission

The preceding copy has been compared with the original

ORDER NO. 57398, CASE NO. 6224 - IN THE MATTER OF THE APPLICATION OF BALTIMORE GAS AND ELECTRIC COMPANY FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE CONSTRUCTION OF A GAS-TURBINE ELECTRIC PEAK-SHAVING PLANT AT NOTCH CLIFF, BALTIMORE COUNTY, MARYLAND.

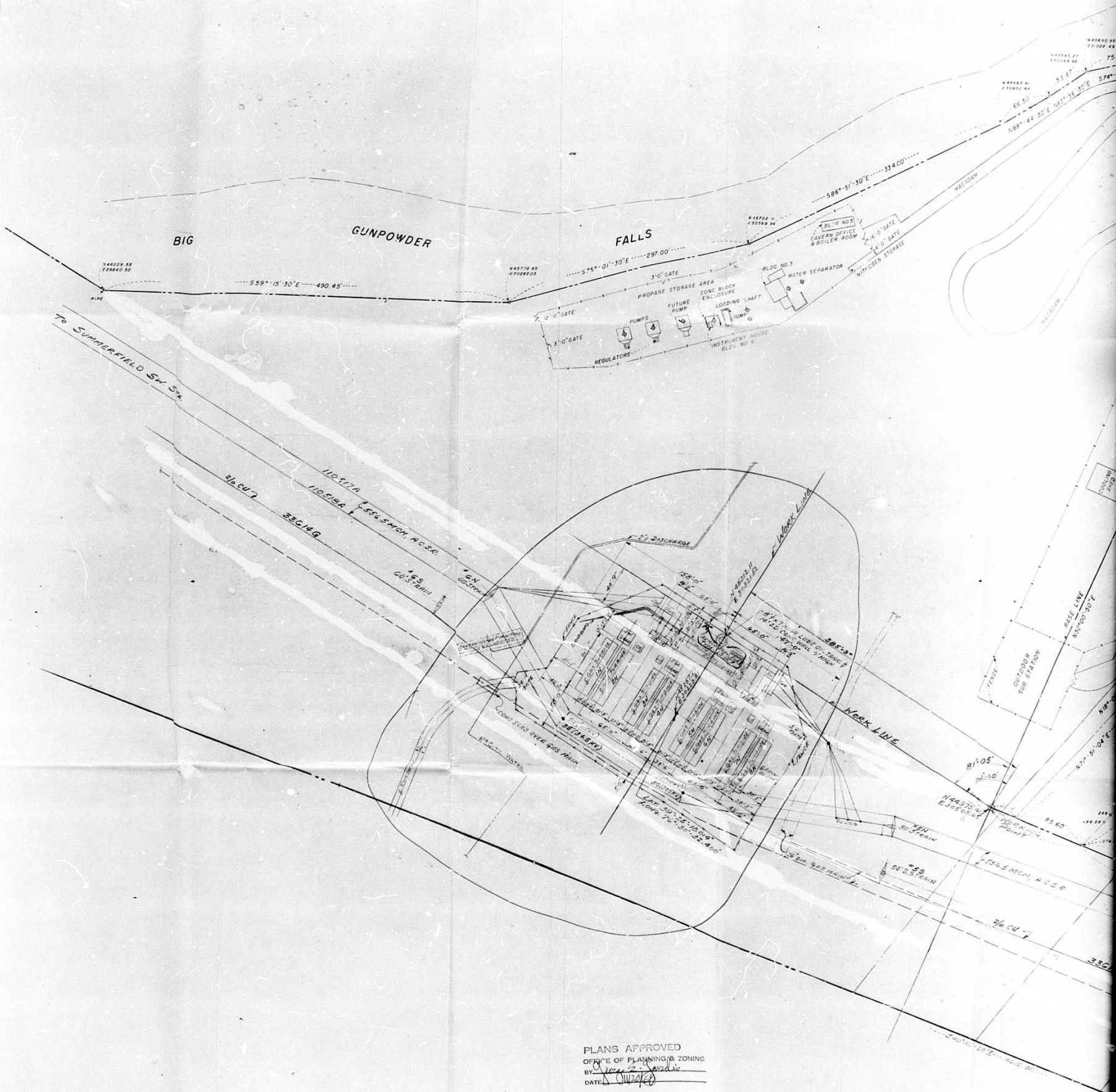
on file in this office and I do HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole thereof.

Witness, my hand and the Seal of Office of the  
Public Service Commission, at the city of  
Baltimore, this 9th day of  
October, one thousand nine hundred  
and Sixty-eight.

Secretary.

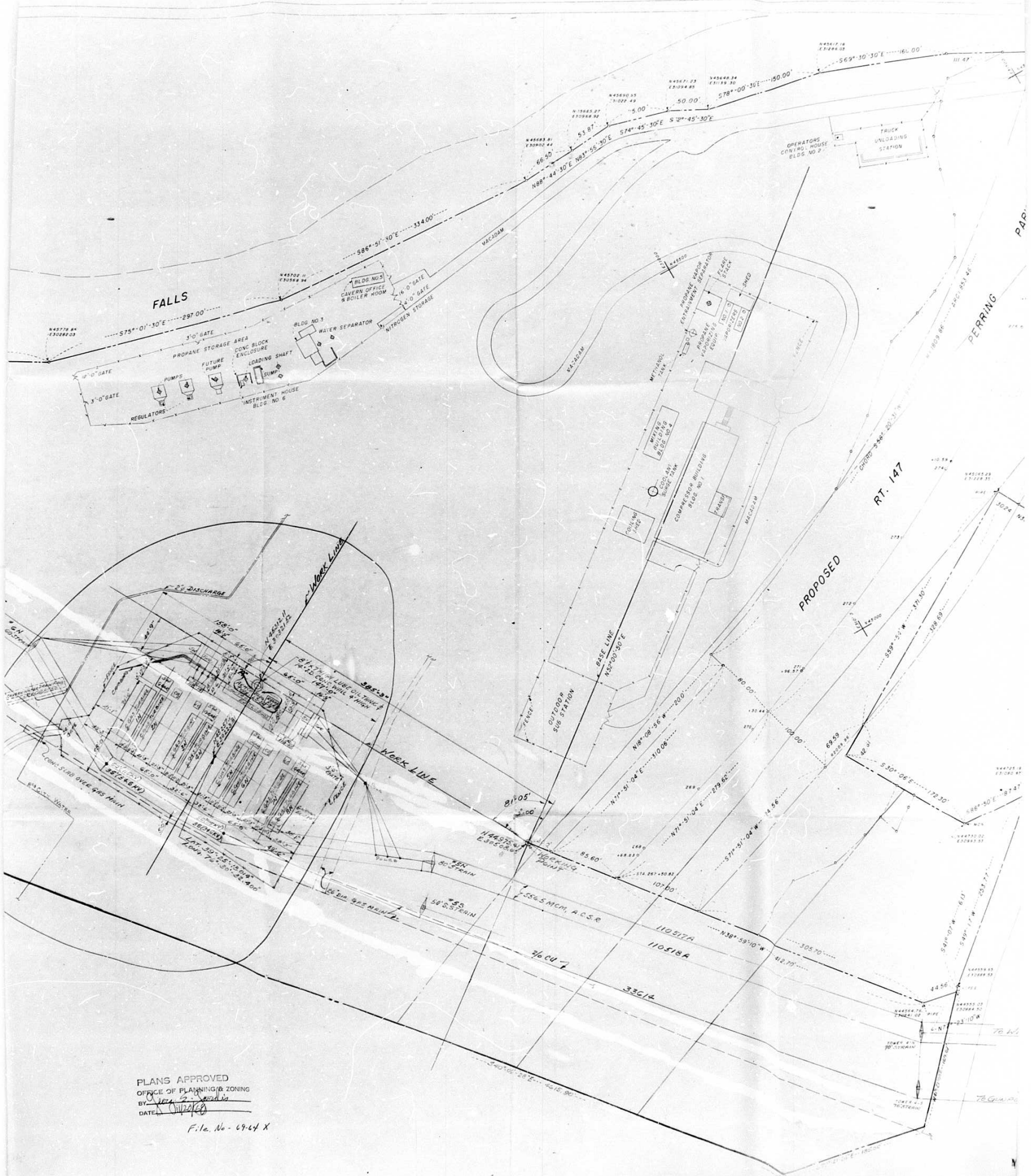


MICROFILMED



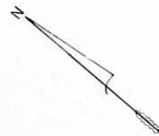
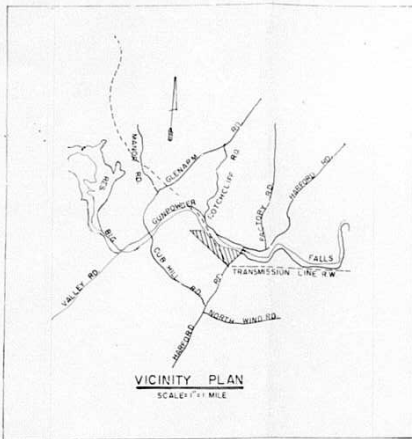
PLANS APPROVED  
 OFFICE OF PLANNING & ZONING  
 BY *[Signature]*  
 DATE *[Signature]*

File No - 67-64 X

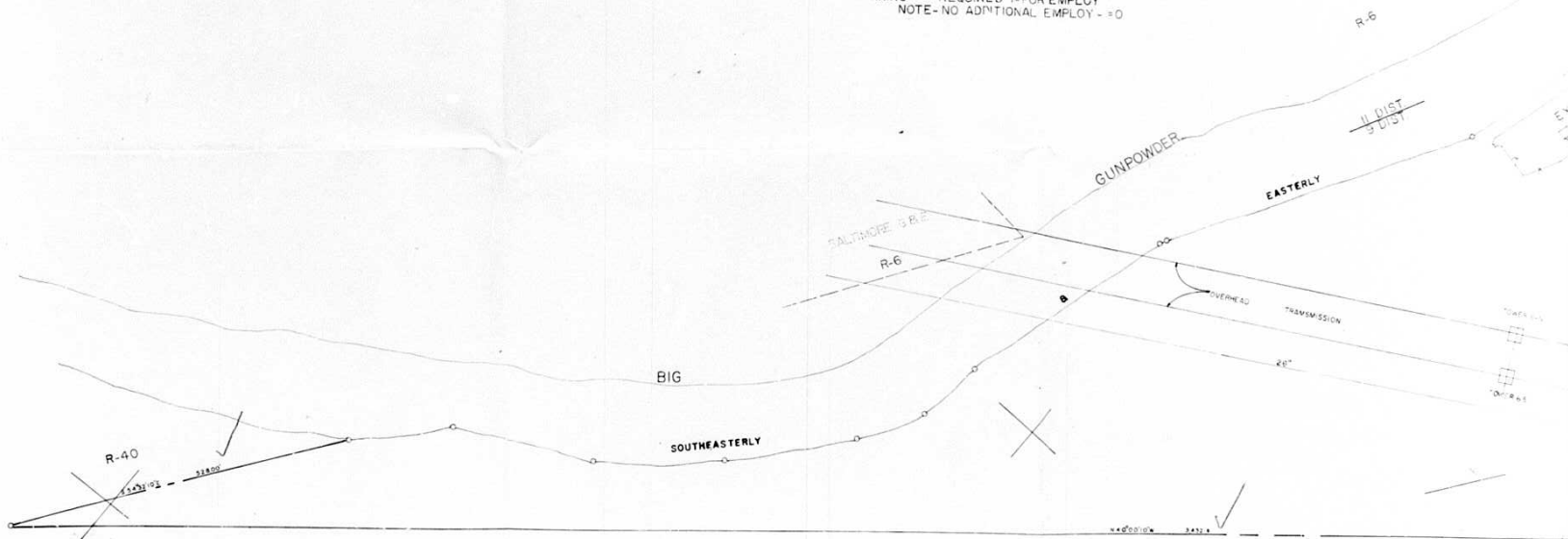








ZONING DATA -  
 AREA - 447 AC  
 PRESENT - R-40 SP EX. STAND BY PROPANE PLANT  
 PROPOSED - R-40 SP EX GAS TURBINE ELECTRIC GENERATING  
 PEAK SHAVING PLANT  
 PARKING - REQUIRED 15 FOR EMPLOY  
 NOTE - NO ADDITIONAL EMPLOY - 0

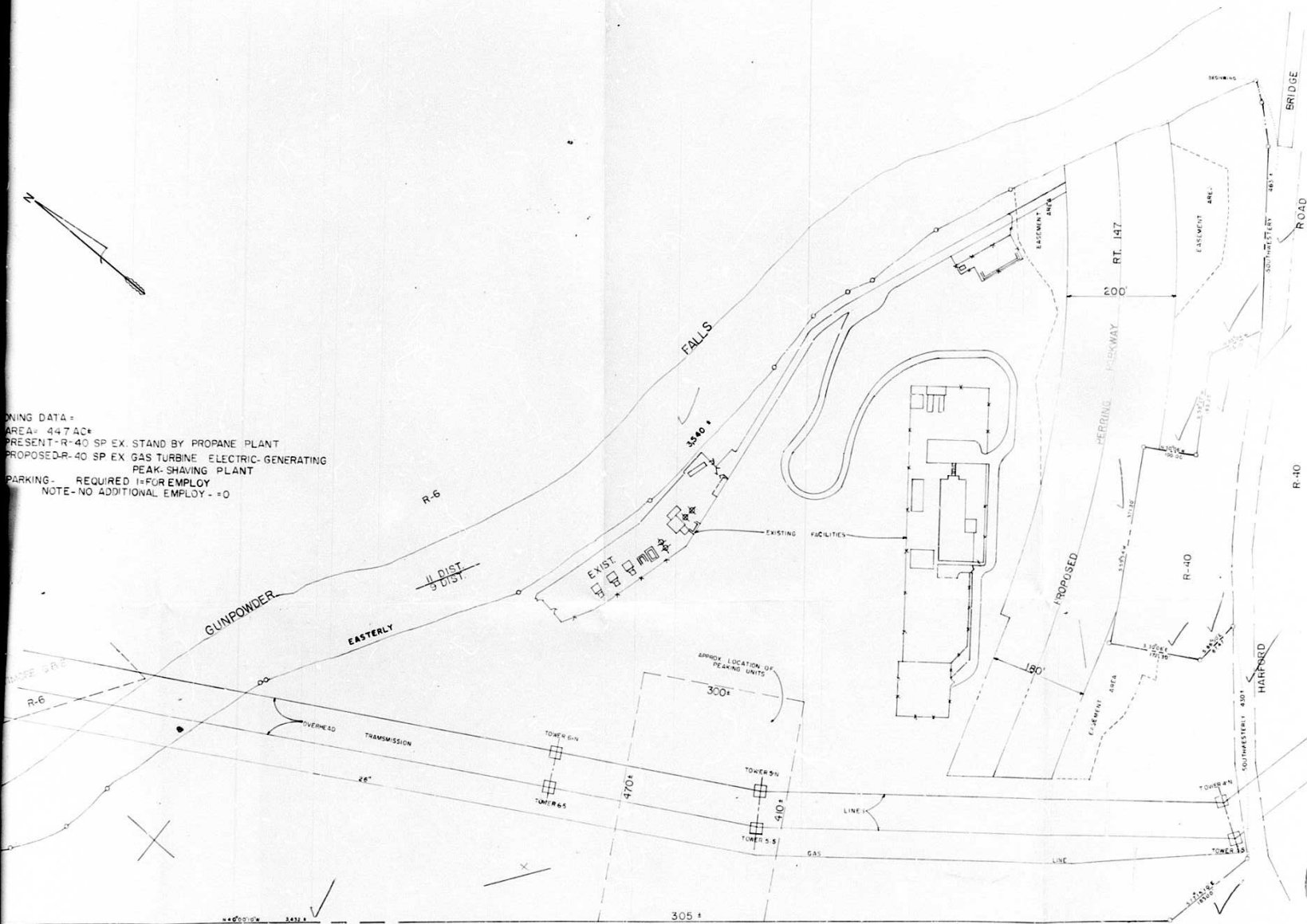


STATE OF MARYLAND  
 MARYLAND TRAINING SCHOOL  
 PUBLICLY OWNED

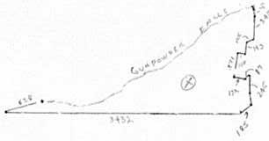
E.F. RAPHEL & ASSOCIATES  
 201 COURTLAND AVE  
 TOWSON 9, MARYLAND



WORKING DATA -  
 AREA - 44.7 AC\*  
 PRESENT - R-40 SP EX. STAND BY PROPANE PLANT  
 PROPOSED - R-40 SP EX. GAS TURBINE ELECTRIC-GENERATING  
 PEAK-SHAVING PLANT  
 PARKING - REQUIRED 15 FOR EMPLOY  
 NOTE - NO ADDITIONAL EMPLOY - = 0



STATE OF MARYLAND  
 MARYLAND TRAINING SCHOOL  
 PUBLIC LAND



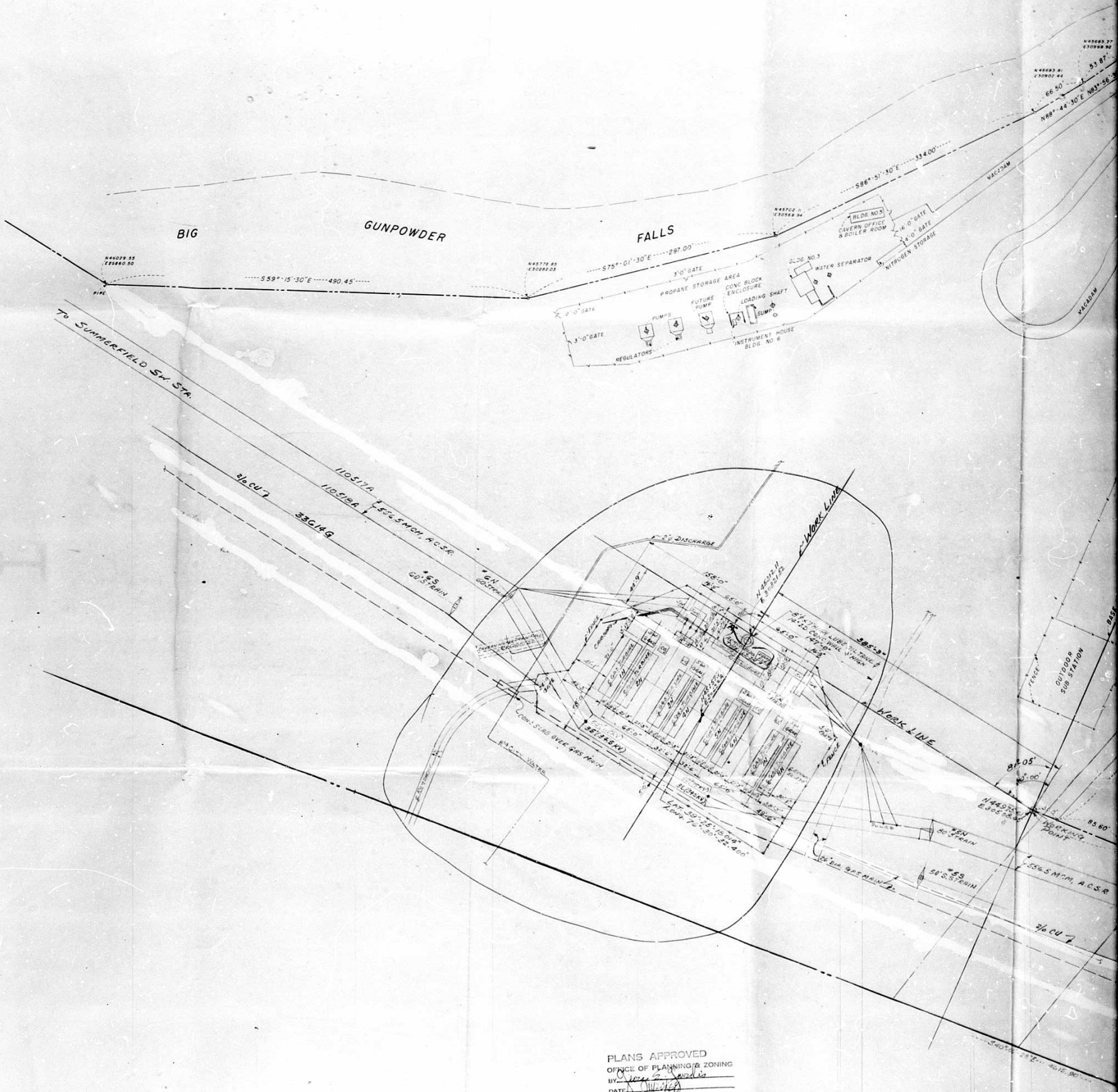
PLAT TO ACCOMPANY PETITION  
 FOR SPECIAL EXCEPTION  
 PROPERTY OF BALTIMORE GAS & ELECTRIC CO.  
**NOTCH CLIFF**  
 9 ELECT DIST BALTIMORE CO MD  
 SCALE 1"=100' AUGUST 16, 1968

#69-64-X

OFFICE COPY

MAP  
 4-C  
 NORTH-EASTERN  
 AREA  
 NE-12-E  
 NE-12-F  
 "X"



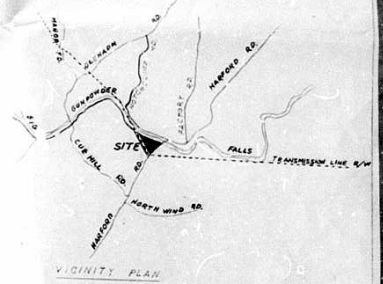


PLANS APPROVED  
 OFFICE OF PLANNING & ZONING  
 BY *[Signature]*  
 DATE *[Date]*

File No. 69-24 X



FOR CONSTRUCTION ONLY



653-68  
 (Circled stamp: 10/22/68)

DATE	10-22-68	BY	ADDAD
SCALE	1"=50'-0"	PROJECT	66-302
<b>LOCATION PLAN AND ARRGT. OF OVERHEAD LINES</b> <b>POWER PRODUCTION STATION</b> <b>NOTCH CLIFF GAS TURBINE ELECTRIC PEAK SHAVING PLANT</b> BALTIMORE GAS AND ELECTRIC COMPANY ELECTRIC ENGINEERING DEPARTMENT			
DESIGNED BY	J. J. JENSEN	CHECKED BY	ADDAD
DRAWN BY	ADDAD	DATE	10-22-68
DATE	10-22-68	BY	ADDAD

10-22-68 ADDAD  
 TO WINDY EDGE SUB STA.  
 TO GRINDER SUB STA.