

REVISED COMMISSION DECISION ALTERNATIVES (June 1, 2016)

A. Reconsideration

1. Grant reconsideration or rehearing of the April 11, 2016 Order Issuing Route Permit, as petitioned.
2. Deny reconsideration or rehearing of the April 11, 2016 Order Issuing Route Permit, as petitioned.
3. Take some other action deemed appropriate.

B. Plan and Profile Review

On its own motion the Commission should modify the April 11, 2016 Order and:

1. Direct Minnesota Power to confer with the McBee Petitioner and other agencies, conduct a full engineering design and environmental analysis to demonstrate the most appropriate location of the alignment within the areas of Map Pages 1 & 11 of Exhibit B identified in the Route Permit and provide the analysis as part of its plan and profile submissions.
2. Direct Minnesota Power to confer with the McBee Petitioner and other agencies, conduct a full engineering design and environmental analysis to demonstrate the most appropriate location of the alignment of the Effie Variation as identified in the Route Permit and provide the analysis as part of its plan and profile submissions.

2.5 Following consultation with the MNDNR, Minnesota Power must submit any request to modify the alignment as recommended by the ALJ, through the Effie Variation per the instructions set forth in Section 3.1 in the Route Permit and provide the required analysis, including an engineering design and environmental impacts analysis, as part of its Plan and Profile compliance filings.

Delete the language from Section 3.1 of the current HVTL Route Permit, which appears on page 6, last sentence in the first paragraph:

~~The anticipated alignment may be modified to incorporate changes identified by Minnesota Power (Exhibit B to its Exceptions filing, January 19, 2016, E-Dockets No. 20161-117422-04, enclosed).~~

2.75 Once a final alignment is selected, the Permittee shall comply with Ordering Paragraph 4 of the Commission's April 11, 2016 Order Approving Route Permit with Modifications.

3. Direct Minnesota Power to provide a detailed report on the consultations with MNDNR, what the positions of the participants was and what resolution was arrived at and how.
4. Take no action on the Plan and Profile
5. Take some other action deemed appropriate.

Staff Recommendation: A.2 and B.1. (A.2.; ~~and B.2.~~ 2.75; and B.3.)