



MIKE DEWINE

★ OHIO ATTORNEY GENERAL ★

Public Utilities Section

Office 614.466.4395

Fax 614.644.8764

180 East Broad Street, 6th Floor
Columbus, OH 43215-3793
www.ohioattorneygeneral.gov

August 11, 2011

VIA HAND DELIVERY

The Honorable Christine M.T. Pirik, Administrative Law Judge
Ohio Power Siting Board
180 East Broad Street, 12th Floor
Columbus, OH 43215-3793

PUCO

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RECEIVED-DOCKETING DIV

Re: Supplemental Motion for Waivers,
Case No. 11-2400-FL-BGN

Dear Honorable Christine M.T. Pirik:

On August 1, 2011, Ashtabula Wind Energy LLC (Applicant) filed a supplemental motion for waivers in Case No. 11-2400-EL-BGN for waiver of the following Board rules:

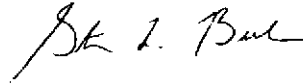
- (1) From providing an extensive site selection study to the extent that Applicant is not able to describe all the specific information listed in the site selection criteria as set forth in OAC Rule 4906-17-04(A);
- (2) From providing map of vegetative cover as set forth in OAC Rule 4906-17-05(A)(3)(g), and instead allow the Applicant to provide a general narrative description of the vegetative cover that may be disturbed during construction;
- (3) From certain requirements relating to cross-sectional views and test borings and maps set forth in OAC Rule 4906-17-05(A)(4) and (B)(1)(a) respectively, and instead to allow the Applicant to submit this information once it determines the final location of turbines and other structures; and
- (4) From providing a map showing modifications in grade elevations during construction as set forth in OAC Rule 4906-17-05(B)(2)(h) and instead to allow Applicant to submit the proposed contour grade elevations at the time it submits its construction drawings.

The Staff of the Ohio Power Siting Board (Staff) does not object to the waiver requests, but reserves the right to require information from the Applicant in areas covered by the waiver requests if Staff determines it to be necessary during the course of the investigation. Staff is particularly interested in ensuring that it receives adequate soil data during its review, given that the Applicant has characterized the project area as a brownfield

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currently used for such purposes as “manufacturing, environmental remediation, and landfill waste disposal.”¹

Respectfully submitted,



Steven L. Beeler
Assistant Attorney General
Public Utilities Section

Phone: (614) 728-9481
Fax: (614) 644-8764
Steven.beeler@puc.state.oh.us

180 E. Broad St., 6th Floor
Columbus, OH 43215-3793
www.ohioattorneygeneral.gov

SLB/cgp

cc: Parties of Record

¹ Pre-Application Letter filed July 29, 2011