

BEFORE
THE OHIO POWER SITING BOARD

In the Matter of the Application of)	
Buckeye Wind To Amend the Certificate)	Case No. 13-0360-EL-BGA
issued in Case No. 08-666-EL-BGN)	

**RESPONSE TO WITHDRAWAL OF REQUEST TO SHIFT WESTERN
CONSTRUCTION STAGING AREA BY CITY OF URBANA, OHIO**

On December 16, 2013, counsel for Buckeye Wind LLC filed a notice to withdraw the Applicant's request to shift the western staging area from a site near the intersection of State Route 814 and U.S. Route 36 to a site on the north side of the intersection of U.S. Route 36 and Three Mile Road. The proposed change would have relocated this staging area 1.3 miles closer to the City of Urbana and is also in the vicinity of an extension of a City sewer project to service Robert Rothschild Farm, a food manufacturing facility.

Given that Buckeye Wind has elected to not relocate the western construction staging area closer to the City, the City of Urbana therefore has no other issues to address at the adjudicatory hearing scheduled on January 6, 2014. The City will not be filing witness testimony, as the City has no opinion on the proposed amendments to permit burial of electrical lines on privately leased land, or to shift a substation location within the same parcel.

However, the City must note, for the record, that it has modified the design of the sewer project to accommodate heavy equipment and increased traffic from the staging area given the potential impacts from Buckeye Wind's sister project, Champaign Wind, as permitted in Case No. 12-160-EL-BGN, without input from the project developer.¹

Furthermore, prior to the withdrawal of Buckeye Wind's request, the City planned to present testimony to establish that Buckeye Wind never had a lease, easement or license to use

¹ Applicant Response to Initial Set of Staff Data Requests, Question 3b; filed August 15, 2013.

the property located at State Route 814 and U.S. Route 36 for a staging area, even though the Applicant represented it had such permission to the Board in its initial application in 2009. The landowners of that parcel, Bob and Barbara Behling, filed public comment in this case on November 26, 2013, addressing this issue. Therefore, the City has no other issues to address in this proceeding.

Respectfully submitted,



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PROOF OF SERVICE

I hereby certify that a copy of the foregoing document, submitted on behalf of the City of Urbana, was served via electronic mail, on this 23rd day of December, 2013, upon the following:
Howard Petricoff (mhpetricoff@vorys.com), Michael J. Settineri (mjsettineri@vorys.com), Miranda Leppla (mrleppla@vorys.com), Counsel for Buckeye Wind; Champaign County Assistant Prosecutor Jane Napier (jnapier@champaignprosecutor.com), Counsel for Champaign County and Townships; Jack Van Kley (jvankley@vankleywalker.com) and Christopher Walker (cwalker@vankleywalker.com), Counsel for Union Neighbors United; Assistant Attorney General Werner Margard (werner.margard@puc.state.oh.us) and Assistant Attorney General John Jones (john.jones@puc.state.oh.us), Counsel for OPSB ; and Chad A. Endsley (cendsley@ofbf.org), Counsel for the Ohio Farm Bureau.



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Summary: Response Response to Withdrawal of Request to Shift Western Staging Area by City of Urbana electronically filed by Ms. Breanne Parcels on behalf of City of Urbana