

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Owen Valley Winery-IN-PV-8.5kW)
Facility for Certification as an Eligible) Case No. 14-157-EL-REN
Ohio Renewable Energy Resource)
Generating Facility.)

FINDING AND ORDER

The Commission finds:

- (1) On February 13, 2014, Owen Valley Winery-IN-PV-8.5kW Facility filed an application for certification of a 8.5kW rooftop solar photovoltaic system installed on the business facility of the applicant, Owen Valley Winery of Spencer, Indiana, as an eligible Ohio renewable energy resource generating facility pursuant to R.C. 4928.64.
- (2) Ohio Adm.Code 4901:1-40-04(F)(2) provides for automatic approval of an application for certification as an eligible Ohio renewable energy resource generating facility unless the Commission suspends the application within sixty days. This application was suspended by entry of the attorney examiner issued on April 11, 2014. Supplemental documentation was filed on April 14, 2014.
- (3) Consistent with R.C. 4928.64 and 4928.65, in order to qualify as a certified eligible Ohio renewable energy resource generating facility, a facility must demonstrate in its application that it has satisfied all of the following criteria:
 - (a) The generation produced by the renewable energy resource generating facility can be shown to be deliverable into the state of Ohio, pursuant to R.C. 4928.64(B)(3).
 - (b) The resource to be utilized in the generating facility is recognized as a renewable energy resource pursuant to R.C. 4928.64(A)(1) and 4928.01(A)(35), or a new technology that may be

classified by the Commission as a renewable energy resource pursuant to R.C. 4928.64(A)(2).

- (c) The facility must satisfy the applicable placed-in-service date, delineated in R.C. 4928.64(A)(1).
- (4) This application seeks to certify a solar photovoltaic array installed on the roof of the applicant's business facility in Spencer, Indiana, within the geographic area of Midwest ISO. The application indicates that this facility is distributed generation with a net metering and interconnection agreement with South Central Indiana REMC. Accordingly, the Commission finds that the application satisfies the first criterion.
- (5) The application seeks certification of a solar photovoltaic system. Solar photovoltaic energy is specifically recognized as a renewable resource pursuant to R.C. 4928.01(A)(35). Therefore, the Commission finds that the second criterion is satisfied.
- (6) The application indicates that the placed-in-service date for this system was September 27, 2013, and thus was after January 1, 1998, satisfying the requirement of R.C. 4928.64(A)(1). As such, the Commission finds that the application meets the third criterion.
- (7) Given that the application demonstrates that its facility satisfies the requisite statutory criteria to become certified as an eligible Ohio renewable energy resource generating facility, as well as the Commission's rules, the Commission finds that its application should be approved. This approval is subject to the facility properly acquiring and maintaining all required local, state, and environmental permits.
- (8) In addition to satisfying the above-cited criteria, R.C. 4928.65 requires a renewable energy resource generating facility to be registered with an approved attribute tracking system, such as the Generation Attribute Tracking System (GATS), or the Midwest Renewable Energy Tracking System (M-RETS), for the facility's renewable energy credits to be used for compliance with Ohio's alternative energy portfolio standards. The application indicates that the facility is registered with GATS.

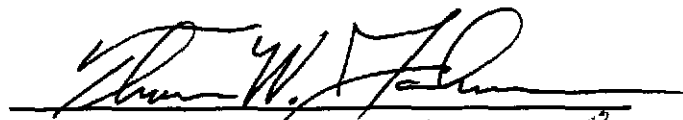
- (9) Accordingly, the rooftop solar photovoltaic system installed on the residence of Owen Valley Winery of Spencer, Indiana, will be certified as an eligible Ohio renewable energy resource generating facility. In the event of any substantive changes in the facility's operational characteristics, or significant changes in the information provided in the application, the applicant or owner must notify the Commission within thirty days of such changes. Failure to do so may result in revocation of this certification.

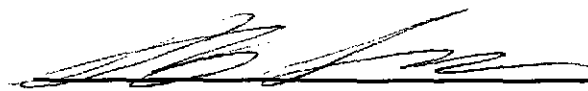
It is, therefore,

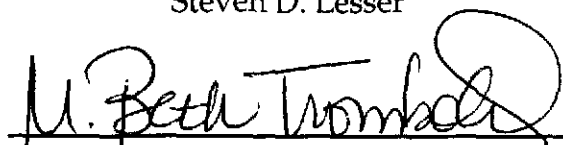
ORDERED, That the Commission's Docketing Division issue the applicant a certificate as an eligible Ohio renewable energy resource generating facility. It is, further,

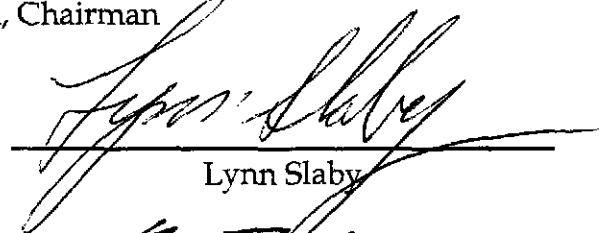

ORDERED, That a copy of this Finding and Order be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Thomas W. Johnson, Chairman



Steven D. Lesser


M. Beth Trombold


Lynn Slaby

Asim Z. Haque

JML/sc

Entered in the Journal **MAY 07 2014**


Barry F. McNeal
Secretary