

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Collinwood BioEnergy, LLC, for)
Certification as an Eligible Ohio) Case No. 14-2244-EL-REN
Renewable Energy Resource Generating)
Facility.)

FINDING AND ORDER

The Commission finds:

- (1) R.C. 4928.64 and 4928.645 contain the renewable energy resource requirements for electric utility and electric services companies providing electric retail generation in Ohio. R.C. 4928.01(A)(37) defines the types of renewable energy resource generating facilities that qualify in meeting the statutory mandates. Pursuant to Ohio Adm.Code 4901:1-40-04(F), any entity that desires to be designated an eligible renewable energy resource generating facility for the state of Ohio shall file an application for certification that demonstrates the facility satisfies the requirements of R.C. 4928.64 and 4928.645.
- (2) On December 16, 2014, Collinwood BioEnergy (Applicant) filed an application for certification of the heat captured from its combined heat and power (CHP) generator set, located at its anaerobic digester facility, as an eligible Ohio renewable energy resource generating facility pursuant to R.C. 4928.64.
- (3) 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 60 days. By Entry issued on January 12, 2015, the attorney examiner suspended the automatic approval process in order to provide Staff with additional time to investigate the application. Supplemental documentation was filed by the Applicant in this case on October 27, 2015, and on December 23, 2015.

- (4) Staff filed its report on December 31, 2015, recommending that the Commission certify the Applicant as a renewable energy resource generating facility as the proposed facility appears to satisfy the Commission's certification requirements as a generation facility for renewable energy. Staff recommends that the Commission grant the application for certification.
- (5) First, pursuant to R.C. 4928.64(B)(3), the Commission considers whether the facility is located in this state or whether the resource can be shown to be deliverable into this state. The application seeks to certify the heat captured from its CHP generator set located at its anaerobic digester facility in Cleveland, Ohio. Accordingly, the Commission finds that the application satisfies the first criterion.
- (6) Second, the Commission considers whether the resource to be utilized by the generating facility is recognized as a renewable energy resource under Ohio law. The application seeks certification of the heat captured from its CHP generator set. Heat captured from a generator of electricity, boiler, or heat exchanger fueled by biologically derived methane gas is specifically recognized as a renewable resource pursuant to R.C. 4928.01(A)(37)(a)(x). Therefore, the Commission finds that the second criterion is satisfied.
- (7) Third, the Commission considers whether the facility meets the placed-in-service requirement in R.C. 4928.64(A)(1). The application indicates that the placed-in-service date for this system was July 2, 2012, 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.
- (8) In addition to satisfying the above-cited criteria, R.C. 4928.645(B)(2) provides that renewable energy resource generating facilities should be registered with an approved attribute tracking system 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 in this case will be registered with an approved attribute tracking system once approved.

- (9) Accordingly, the Commission finds that the facility installed by the Applicant satisfies the requisite statutory criteria and should 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 30 days of such changes. Failure to do so may result in revocation of this certification.

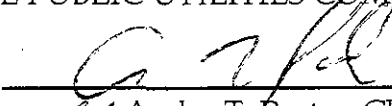
It is, therefore,

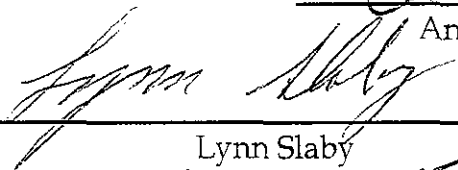
ORDERED, That in accordance with Finding (9), the application is approved. It is, further,

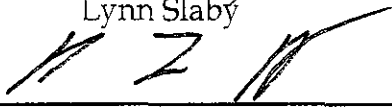
ORDERED, That the Commission's Docketing Division issue the Applicant a certificate as an eligible Ohio renewable energy resource generating facility. It is, further,

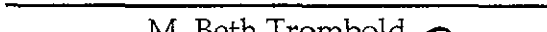
ORDERED, That a copy of this Finding and Order be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


Andre T. Porter, Chairman


Lynn Slaby


Asim Z. Haque


M. Beth Trombold


Thomas W. Johnson

BAM/sc

Entered in the Journal FEB 03 2018


Barcy F. McNeal

Barcy F. McNeal
Secretary