

1 BEFORE
2 THE OHIO POWER SITING BOARD
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5 In the Matter of the Application of)
6 of Angelina Solar I, LLC, for a)
7 Certificate of Environmental) Case No. 18-1579-EL-BGN
8 Compatibility and Public Need)
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11 **DIRECT TESTIMONY OF MARJA BRANDLY ON BEHALF OF THE CONCERNED**
12 **CITIZENS OF PREBLE COUNTY, LLC, ROBERT BLACK, MARJA BRANDLY,**
13 **CAMPBELL BRANDLY FARMS, LLC, MICHAEL IRWIN, KEVIN AND TINA JACKSON,**
14 **VONDERHAAR FAMILY ARC, LLC, AND VONDERHAAR FARMS INC.**
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17 **Q.1. Please state your name and home address.**

18 A.1. My name is Marja Brandly. For five days a week, I reside at 6812 Fairhaven College
19 Corner Road, College Corner, Ohio 45003. On the other two days, I reside at 2274
20 Vienna Parkway, Dayton, Ohio 45459.

21 **Q.2. Does anyone else reside at these addresses?**

22 A.2. I live there with Michael Irwin, who also is an intervenor in this case.
23

24 **Q.3. Who owns the property at 6812 Fairhaven College Corner Road?**

25 A.3. The property is owned by Campbell Brandly Farms, LLC (“Brandly Farms”), and I own
26 Brandly Farms. In my testimony, I will refer to this property as “Brandly Farm.”

27 **Q.4. Please describe Brandly Farm.**

28 A.4. Brandly Farm consists of an historic farmhouse that was constructed in 1898 and 1899
29 and 508 acres of farm land used to grow grain crops. Exhibit A is a true and accurate
30 copy of a photograph of this house, and it is an accurate representation of the house. I
31 took this photograph on May 8, 2019. Exhibit B is a true and accurate copy of a
32 photograph that accurately depicts my house and the driveway to the house. I took this

1 photograph on May 8, 2019. My great grandmother planted the maple trees along the
2 lane.

3 **Q.5. Who previously owned Brandly Farm?**

4 A.5. My great, great grandfather started the farm with 50 acres in or around the 1850s. The
5 farm has stayed in my family's ownership and has been expanded throughout the years
6 since the farm was started.

7 **Q.6. Who farms the land in Brandly Farm?**

8 A.6. Vonderhaar Farms Inc. rents and farms this land.

9 **Q.7. In which township or townships is Brandly Farm located?**

10 A.7. Two acres of land are located in Dixon Township and the rest, including the house, is
11 located in Israel Township.

12 **Q.8. On whose behalf are you offering testimony in this case?**

13 A.8. I am offering testimony on behalf of the Concerned Citizens of Preble County, LLC
14 ("CCPC"), Robert Black, Marja Brandly, Campbell Brandly Farms, LLC, Michael Irwin,
15 Kevin and Tina Jackson, Vonderhaar Family ARC, LLC, and Vonderhaar Farms Inc.
16 Throughout my testimony, I will refer to these intervenors collectively as "CCPC."

17 **Q.9. Are you a member of the Concerned Citizens of Preble County, LLC?**

18 A.9. Yes.

19 **Q.10. Do you hold any leadership position in this organization?**

20 A.10. Yes, I am one of the trustees of the organization, who provide the leadership for the
21 group.

22 **Q.11. Are you familiar with the location that has been proposed for the Angelina Solar I**
23 **project?**

1 A.11. Yes. I have become familiar with the proposed project area by reviewing maps of the
2 project area in the application filed with the Ohio Power Siting Board. In my testimony, I
3 will refer to the Angelina Solar I project as the “Project” and the land parcels proposed
4 for the site of the Project as the “Project Area.”

5 **Q.12. Where is Brandy Farm located relative to the Project Area?**

6 A.12. Brandy Farm is shaped like a rectangle. The Project Area borders the entire north side
7 of Brandy Farm, half of the western border, and one-third of the southern border.

8 **Q.13. Are you concerned about the locations of these solar panels?**

9 A.13. Yes. Michael Irwin and I will be able to see the solar panels from the second floor of my
10 house, and these solar panels will spoil our panoramic views.

11 **Q.14. Do you have any other concerns about the Project?**

12 A.14. Yes. I have the same concerns as described in the direct testimony of Rachael
13 Vonderhaar, which I have reviewed.

14 **Q.15. One of the concerns listed in Ms. Vonderhaar’s testimony is the vulnerability of**
15 **Project’s equipment to crime. Do you have any personal experience with criminal**
16 **activities at Brandy Farm.**

17 A.15. Yes. In 2016, Brandy Farms had another historic house built around 1898, which was
18 rented to a tenant. On February 2, 2016, a criminal burglarized the house and then
19 burned it down.

20 **Q.16. How close is your house to the Village of Fairhaven?**

21 A.16. The drive to Fairhaven from my house is about 1 ½ miles.

1 **Q.17. Another concern listed in Ms. Vonderhaar's testimony is the potential increase of**
2 **water drainage from the Project Area onto the Concerned Citizens' land. Do you**
3 **have a particular concern about this issue on Brandly Farm?**

4 A.17. Yes. A main tile in a low area of Brandly Farms' field north of the house is connected to
5 tile in the 79.494 acre parcel owned by Gary Stahlheber, which is part of the Project
6 Area. Brandly Farm's tile is located under the grassed waterway depicted in Exhibit C,
7 which appears as a dark line from left to right in the middle of the photograph. If the
8 solar panels on that parcel increase the rate of runoff from rainfall into that tile, it would
9 increase the amount of flow in Brandly Farm's tile and may keep Brandly Farm's land
10 wet for a longer period of time. This may decrease the crop yields on part of this field.
11 Exhibit C is a true and accurate copy of a photograph that I took on April 29, 2019 and
12 which accurately depicts this field.

13 **Q.18. Another concern listed in Ms. Vonderhaar's testimony is the crowding of deer on**
14 **lands owned by the Concerned Citizens, because the Project Area's fences will**
15 **prevent these deer from traveling their usual routes through the Project Area. Do**
16 **you have any personal knowledge showing that deer travel through the fields in**
17 **your area?**

18 A.18. Yes. Michael Irwin and I see deer walking through Brandly Farm's crop fields just about
19 every day from 6 am to midnight. We have seen them in numbers ranging from one to
20 herds as large as 30 deer. Based on our observations, deer frequently travel through farm
21 fields in this area, including fields in the Project Area. We are concerned that the deer
22 which now travel through the crop fields in the Project Area will be forced by the
23 Project's fences to crowd into our fields and other non-Project land.

1 **Q.19. Do you have any concerns about the Project's effects on road traffic?**

2 A.19. Yes. I am very concerned about safety and accessibility to our roads. Our farmers have
3 to move large combines, sprayers, and planters on county roads. There are no
4 superhighways in Israel Township, just narrow two-lane roads, that make passing another
5 vehicle risky, if not impossible. The residents of our township are courteous and always
6 cede the right of way to our farmers. The large equipment used to construct the Project
7 could create unsafe conditions when it encounters large farm equipment on the narrow
8 roads. The construction of Angelina Solar will imperil our safety and devastate our
9 environment.

10 **Q.20. Does this conclude your direct testimony?**

11 A.20. Yes.

12 **CERTIFICATE OF SERVICE**

13
14 The Ohio Power Siting Board's e-filing system will electronically serve notice of the
15 filing of this document on the parties referenced in the service list of the docket card who have
16 electronically subscribed to this case. In addition, I hereby certify that, on May 10, 2019, a copy
17 of the foregoing document also is being served by electronic mail on the following: Michael
18 Settineri at mjsettineri@vorys.com, MacDonald Taylor at mwtaylor@vorys.com, Kathryn West
19 at kwest@prebco.org, Dylan Borchers at dborchers@bricker.com, and Chad Endsley at
20 cendsley@ofbf.org.

21
22 /s/ Jack A. Van Kley
23 Jack A. Van Kley

EXHIBIT A



EXHIBIT B



EXHIBIT C



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Case No(s). 18-1579-EL-BGN

Summary: Testimony of Marja Brandly electronically filed by Mr. Jack A Van Kley on behalf of Concerned Citizens of Preble County, LLC and Brandly, Marja Ms. and Black, Robert Mr. and Irwin, Michael Mr. and Campbell Brandly Farms, LLC and Jackson, Kevin Mr. and Jackson, Tina Ms. and Vonderhaar Family ARC, LLC and Vonderhaar Farms Inc.