

## THE OHIO POWER SITING BOARD

IN THE MATTER OF THE APPLICATION OF  
SENECA WIND, LLC FOR A CERTIFICATE  
TO CONSTRUCT A WIND-POWERED  
ELECTRIC GENERATION FACILITY IN  
SENECA COUNTY, OHIO.

CASE NO. 19-1831-EL-BGN

### ENTRY

Entered in the Journal on October 10, 2019

{¶ 1} Seneca Wind, LCC (Seneca or Applicant) is a person as defined in R.C. 4906.01.

{¶ 2} R.C. 4906.04 provides that no person shall construct a major utility facility in the state without obtaining a certificate for the facility from the Ohio Power Siting Board (Board).

{¶ 3} Ohio Adm.Code 4906-3-03 requires applicants to conduct at least one informational meeting open to the public at least 90 days before filing a certificate application to the Board. Further, applicants are to file a pre-application letter with the Board at least 15 days prior to the public information meeting. The letter is to include a description of the project, whether any requests for waivers are anticipated, as well as the date, time, and location of the public information meeting.

{¶ 4} On October 7, 2019, pursuant to Ohio Adm.Code 4906-3-03, the Applicant filed a pre-application notice with the Board regarding its intent to construct the electric generation facility being proposed in this case. The letter provided a brief description of the project and indicated that no waiver requests are expected. The letter also stated a public information meeting is scheduled for "Wednesday, October 23, 2018 from 3:00 p.m. to 6:00 p.m."

{¶ 5} At this time, the administrative law judge (ALJ) finds that the pre-application notice requires supplementation. First, the project description lacks an estimated schedule, as required by Ohio Adm.Code 4906-3-03(A)(1). Further, an incorrect year is provided for

the public information meeting. Importantly, however, the ALJ has concerns whether the public information meeting provides sufficient notice and opportunity for the public to attend. The Board values the opinions of the public affected by proposed projects and wants to provide the public with opportunities to gather information and be heard. The ALJ notes that the current public information meeting is scheduled from 3:00 p.m. to 6:00 p.m., during typical work hours. The current scheduled time may prevent people from being able to attend the meeting and gather necessary information. Accordingly, the ALJ directs Seneca to supplement its pre-application letter with the required information from Ohio Adm.Code 4906-3-03 and to schedule the public information meeting at a time more convenient and accommodating for the general public.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That the pre-application letter be supplemented, in accordance with paragraph 5. It is, further,

{¶ 8} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

THE OHIO POWER SITING BOARD

/s/ Nicholas J. Walstra

By: Nicholas J. Walstra  
Administrative Law Judge

JRJ/hac

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**10/10/2019 4:03:20 PM**

**in**

**Case No(s). 19-1831-EL-BGN**

Summary: Administrative Law Judge Entry ordering that the pre-application letter be supplemented electronically filed by Heather A Chilcote on behalf of Nicholas Walstra, Administrative Law Judge, Ohio Power Siting Board