

BEFORE THE OHIO POWER SITING BOARD

In the Matter of the Application of)	
Angelina Solar I, LLC)	
for a Certificate of Environmental)	Case No. 18-1579-EL-BGN
Compatibility and Public Need)	

SUPPLEMENTAL DIRECT TESTIMONY OF MATT MARQUIS

Q.1. Please state your name, title and business address.

A.1. My name is Matt Marquis. I am a Project Engineer at Hull & Associates, LLC.

My business address is 6397 Emerald Parkway, Suite 200, Dublin, OH 43016.

Q.2. On whose behalf are you offering testimony?

A.2. I am testifying on behalf of the Applicant, Angelina Solar I, LLC.

Q.3. Did you previously submit testimony on behalf of the Applicant?

A.3. Yes, I previously submitted rebuttal testimony on September 10, 2019 that was pre-filed on August 23, 2019.

Q.4. What is the purpose of your supplemental testimony?

A.4. The purpose of my testimony is to address Condition 30 in the Amended and Restated Joint Stipulation filed on July 29, 2020 ("Amended Joint Stipulation").

Q.5. Have you reviewed the Joint Stipulation and Recommendation filed on June 14, 2019?

A.5. Yes.

Q.6. Have you reviewed the Amended Joint Stipulation?

A.6. Yes.

Q.7. What permits will the Project be required to obtain related to stormwater management during construction?

1 **A.7.** In compliance with the Ohio Water Pollution Control Act, dischargers from
2 construction activity are authorized by the Ohio Environmental Protection Agency (OEPA) to
3 discharge stormwater from the site to waters of the state in accordance with the General Permit
4 Authorization for Storm Water Discharges Associated with Construction Activity Under the
5 National Pollutant Discharge Elimination System, Ohio EPA Permit No. OHC000005, effective
6 April 23, 2018 (“General Permit”). Construction projects disturbing one or more acres of land, or
7 that disturb less than one acre but are part of a larger plan of development, need to apply for this
8 coverage under the General Permit.

9 **Q.8 Can you describe Condition 30 of the Amended Joint Stipulation?**

10 **A.8.** Yes. Condition 30 was added to the Amended Joint Stipulation. It reads as follows:

11 If one acre or more of ground is disturbed, the Applicant shall obtain from Ohio EPA
12 a “General Permit Authorization for Storm Water Discharges Construction
13 Associated with Construction Activities” (also known as a Construction General
14 Permit). Following the completion of final project engineering design, the Applicant
15 shall perform pre- and post-construction stormwater calculations to determine if
16 post-construction best management practices are required, based on requirements
17 contained in Ohio EPA’s Construction General Permit. The calculations along with
18 a copy of any stormwater submittals made to the Ohio EPA shall be submitted to the
19 Preble County Office of Land Use Management and the Preble Soil & Water
20 Conservation District. The Applicant will also provide confirmation that it
21 incorporated guidance from the Ohio EPA’s document “Guidance on Post-
22 Construction Storm Water Controls for Solar Panel Arrays” dated October 2019 to
23 the Preble County Office of Land Use Management and the Preble Soil & Water
24 Conservation District. If post construction storm water best management practices
25 are required, the Applicant will submit construction drawings detailing any
26 stormwater control measures to the Preble County Office of Land Use Management
27 and the Preble Soil & Water Conservation District, as applicable, no less than seven
28 days prior to the applicable construction activities.

29 This condition obligates the Applicant to obtain coverage under the General Permit and to evaluate
30 what post-construction practices, if any, may be necessary. This condition also obligates the
31 Applicant to submit documentation of its supporting calculations to the Preble County Office of
32 Land Use Management and Preble Soil & Water Conservation District. Finally, Condition 30

1 requires the Applicant to provide confirmation that it incorporated guidance from Ohio EPA's
2 "Guidance on Post-Construction Storm Water Controls for Solar Panel Arrays" to those two local
3 agencies. Among other items, this guidance provides that, in some cases, stormwater at a project
4 can be managed through the standard post-construction practices in the General Permit. It also
5 recommends the use of low- and slow-growing grass varieties.

6 **Q.9. Does Condition 30 in the Amended Joint Stipulation adequately provide for**
7 **management of any post-construction stormwater flows?**

8 **A.9.** In my opinion, yes. Condition 30 will help to ensure that post-construction
9 stormwater flows are appropriately managed, that if any post-construction control measures are
10 required that they are reviewed, approved and maintained in accordance with Ohio EPA
11 regulations, and that local agencies are aware of those measures.

12 **Q.10. Does this conclude your supplemental testimony?**

13 **A.10.** Yes, it does.

CERTIFICATE OF SERVICE

The Ohio Power Siting Board's e-filing system will electronically serve notice of the filing of this document on the parties referenced in the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served upon the persons below via electronic mail this 13th day of October 2020.

/s/ Michael J. Settineri

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Summary: Testimony Supplemental Direct Testimony of Matt Marquis electronically filed by Mr. Michael J. Settineri on behalf of Angelina Solar I, LLC