

**BEFORE  
THE OHIO POWER SITING BOARD**

|  |   |                         |
|--|---|-------------------------|
| In the Matter of the Application of    | : |                         |
| Kingwood Solar I LLC for a Certificate | : | Case No. 21-0117-EL-BGN |
| of Environmental Compatibility and     | : |                         |
| Public Need.                           | : |                         |

**PREFILED TESTIMONY  
OF**

**Mark Bellamy**

**ON BEHALF OF THE STAFF OF THE  
PUBLIC UTILITIES COMMISSION OF OHIO,  
POWER SITING DEPARTMENT**

**STAFF EX. \_\_\_\_\_**

**February 28, 2022**

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

2 A. My name is Mark C. Bellamy. My business address is 180 East Broad  
3 Street, Columbus, Ohio 43215.  
4

5 2. Q. By whom are you employed and what is your position?

6 A. I am employed by the Public Utilities Commission of Ohio (PUCO) as a  
7 Utility Specialist in the Facility Review and Compliance Division of the  
8 Power Siting Department.  
9

10 3. Q. Please summarize your educational background.

11 A. My education includes earning a Bachelor of Science in Education degree  
12 in Chemistry from Arkansas State University.  
13

14 4. Q. Please summarize your work experience.

15 A. Prior to my employment with the PUCO, I served six years in the U.S.  
16 Navy as a Machinist's Mate on a submarine. I operated and maintained  
17 atmosphere control equipment, as well as performed duties as a quality  
18 assurance inspector. After the Navy, I was employed as a high school  
19 science teacher. I joined the staff of the PUCO in 2009. My duties include  
20 review and analysis of power siting cases.  
21

1 5. Q. Have you testified in prior proceedings before the Ohio Power Siting Board  
2 (Board)?

3 A. Yes. I have testified in numerous proceedings before the Board.  
4

5 6. Q. What is the purpose of your testimony?

6 A. I am testifying in support of the Staff Report of Investigation in this case.  
7 Specifically, the Noise, Agricultural District, and Cultural Resources  
8 sections of each of those documents.  
9

10 7. Q. Are you testifying to any specific conditions? If so, what are they?

11 A. I am testifying to staff report conditions 15, 29, 30, 31, 32, and 34.  
12

13 8. Q. In the event the Board grants a certificate for the project, why is Staff  
14 recommending condition 15?

15 A. In response to community concerns about the aesthetics of the project, Staff  
16 is requiring a fence that fits in better in a rural environment. Staff also  
17 requires the fence allow the passage of small wildlife.  
18

19 9. Q. In the event the Board grants a certificate for the project, why is Staff  
20 recommending condition 29?

21 A. While Staff acknowledges that some construction noise impacts are  
22 inevitable, Staff recommends that most construction activities that can

1 result in noise impacts to the public be limited to hours when the majority  
2 of people in the vicinity of the project are awake. Impact pile driving, hoe  
3 ram operations, rock drilling and blasting, which are very loud construction  
4 activities, would be limited to shorter windows of daytime hours than that  
5 allowed for general construction activities.  
6

7 10. Q. In the event the Board grants a certificate for the project, why is Staff  
8 recommending condition 30?

9 A. The noise report in the application modeled operational noise impacts using  
10 noise data from representative inverters and substation transformers.  
11 Condition 30 requires the applicant to show that the chosen inverters and  
12 substation transformers for the project will not exceed the daytime ambient  
13 level plus five dBA at any non-participating sensitive receptor.  
14

15 11. Q. In the event the Board grants a certificate for the project, why is Staff  
16 recommending condition 31?

17 A. Agricultural crop fields make up most of the project and adjacent areas.  
18 Functioning drain tiles are important to the continued operation of the  
19 agricultural crop fields. Staff recommends through condition 31 that the  
20 applicant avoid drain tiles when possible and that any drain tiles that are  
21 damaged are repaired unless the landowner prefers the drain tile not be  
22 repaired and only if the non-repair does not affect adjacent landowners.

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12. Q. In the event the Board grants a certificate for the project, why is Staff recommending condition 32?

A. Condition 32 protects the drainage of nearby agricultural fields by giving the applicant three options to ensure the damage of project area drain tiles does not negatively affect neighboring parcels.

13. Q. In the event the Board grants a certificate for the project, why is Staff recommending condition 34?

A. Condition 34 is no longer necessary. Since the filing of the Staff report, the Applicant has completed the final archaeological survey and submitted the survey report to OHPO. OHPO agreed with the applicant the archaeological sites identified are not eligible for listing in the National Register of Historic Places.

14. Q. Do you have any edits to the staff report?

A. I would note that condition 36 is a duplicate of condition 15. Condition 36 should be disregarded. Also, the word “adjacent” in the last sentence of condition 31 should be changed to “neighboring”.

1    15.    Q.    Does this conclude your testimony?

2            A.    Yes, it does. However, I reserve the right to submit supplemental testi-  
3                    mony, as new information subsequently becomes available or in response  
4                    to positions taken by other parties.

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the **Direct Testimony of Mark Bellamy** has been served upon the below-named counsel via electronic mail, this 28<sup>th</sup> day of February, 2022.

/s/ Jodi J. Bair

**Jodi J. Bair**

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**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on**

**2/28/2022 3:23:45 PM**

**in**

**Case No(s). 21-0117-EL-BGN**

Summary: Testimony Prefiled Testimony of Mark Bellamy on Behalf of the Public  
Utilities Commission of Ohio, Power Siting Department electronically filed by Mrs.  
Kimberly M. Naeder on behalf of OPSB