**Before**

**The Ohio Power Siting Board**

In the Matter of the Application of **)**

AEUG Union Solar, LLC for a Certificate **)** Case No. 20-1405-EL-BGN

of Environmental Compatibility and **)**

Public Need. **)**

Issues List of

Union Soil and Water Conservation District, Union County, Ohio and

Board of Township Trustees, York Township, Union County, Ohio

 Now Come Union Soil and Water Conservation District, Union County, Ohio (the "District"), and the Board of Township Trustees, York Township, Union County, Ohio (the “Trustees”), by and through counsel, and, pursuant to the Administrative Law Judge’s March 17, 2021 Entry, submit this list citing specific concerns about which they may be interested in pursuing cross-examination of witnesses at the evidentiary hearing.

1. The District and the Trustees may pursue cross examination of Staff or witnesses called by applicant regarding whether additional conditions are necessary to support the basis of need.
2. The District and the Trustees may pursue cross examination of Staff or witnesses called by applicant regarding whether additional conditions are necessary to serve the public interest, convenience, and necessity.
3. The District and the Trustees may pursue cross examination of Staff or witnesses called by applicant regarding the adequacy of proposed conditions for aesthetic mitigation, including visual impact
4. The District and the Trustees may pursue cross examination of Staff or witnesses called by applicant regarding the adequacy of proposed conditions to minimize damage to subsurface drainage in the first instance and to repair results of damage, especially to property outside the Project Area.
5. The District and the Trustees may pursue cross examination of Staff or witnesses called by applicant regarding the practicality of restoring former agricultural ground in Project Area to meaningful productivity upon decommissioning and the adequacy of proposed conditions for plans to restore agricultural land to production upon decommissioning.
6. The District and the Trustees may pursue cross examination of Staff investigation, findings, and recommendations regarding conditions 14, 15, 16, 17, 18, 25, 26, and 31. The District and the Trustees may pursue cross-examination of witnesses called by applicant regarding those same issues.
7. The District and the Trustees may pursue cross-examination of any witness call by applicant or another party regarding matters relevant to this proceeding.
8. The District and the Trustees reserve the right to amend or supplement this issues list, and their omission of an issues from this list is not a waiver of its right to cross-examine witnesses on additional issues at the hearing.

 Respectfully submitted,

 David W. Phillips,

 Prosecuting Attorney

 Union County, Ohio

  **/s/ Thayne D. Gray**

 Thayne D. Gray (0059041)

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 *Union County, Ohio*

 *Willing to accept service by e-mail*

# 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 on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being served via electronic mail or otherwise via U.S. regular mail on June 10, 2021 upon all persons/entities listed below:

Michael J. Settineri

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52 East Gay Street

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 /s/ Thayne D. Gray

 Thayne D. Gray, Asst. Pros. Atty.