# BEFORE

**THE OHIO POWER SITING BOARD**

In the Matter of: )

 )

Application of Richwood Solar, LLC )

for a Certificate of Environmental ) Case No. 23-0930-EL-BGN

Compatibility and Public Need )

# NOTICE OF INTERVENTION AS A PARTY

# OF THE

**UNION SOIL AND WATER CONSERVATION DISTRICT, UNION COUNTY, OHIO**

The Union Soil and Water Conservation District, Union County, Ohio, having been served with the Letter of Notification of the Application of Cadence Solar Energy, LLC for a Certificate of Environmental Compatibility and Public Need, under Ohio Revised Code Section 4906.08(A)(2) and Ohio Administrative Code Rule 4906- 2-12(A)(1), through its Board of Supervisors, gives notice of its intervention and states:

1. The Union Soil and Water Conservation District, Union County, Ohio is the public agency in Union County with the duty of protecting the environment by assessing risks and developing plans for the conservation of soil resources, for the control and prevention of soil erosion, and for works of improvement for flood prevention and the conservation, development, utilization, and disposal of water within Union County, including but not limited to agricultural ditches and underground tiles, as provided in R.C. Ch. 940.
2. On April 11, 2024 adopted Resolution 24-101 authorizing intervention in this proceeding.
3. All of the proposed facility, as reflected in the application, is to be located within Union County, Ohio.
4. The Union Soil and Water Conservation District, Union County, Ohio intervenes because it has substantial interest in the proposed project and proceedings as the agency responsible for leadership and guidance on matters relating to soil and water conservation and management and other responsibilities as contained in R.C. Ch. 940. The Board of Supervisor’s interest includes, but is not limited to, the impact of the project on surface and subsurface drainage, including the prompt repair of subsurface tiles damaged within the project area but which may adversely affect land outside the project area because of the inherent nature of watershed drainage.
5. The interests and expertise of the Union Soil and Water Conservation District, Union County, Ohio, are not, and cannot be, represented by another party; the Union Soil and Water Conservation District will contribute to a just and expeditious resolution; and the Union Soil and Water Conservation District, Union County, Ohio will not unduly delay the proceedings or unjustly prejudice any party.

 Respectfully submitted,

 David W. Phillips,

 Prosecuting Attorney

 Union County, Ohio

 /s/ Thayne D. Gray

 Thayne D. Gray (0059041)

 (Counsel of Record)

 Samantha Hobbs (0098726)

 Assistant Prosecuting Attorneys

 Union County, Ohio

 249 West Fifth Street

 Marysville, OH 43040

 Vx: 937- 645-4184

 Fax: 937-645-4191

 tgray@unioncountyohio.gov

 shobbs@unioncountyohio.gov

 *Attorneys for the Board of Township Trustees,*

 *Taylor Township, Union County, Ohio*

 *Willing to accept service by e-mail*

# CERTIFICATE OF SERVICE

The Ohio Power Siting Board docketing division’s e-filing system will electronically serve notice of the filing of this document on the following parties:

|  |  |
| --- | --- |
| Terrence O’DonnellChristine M. T. PirikMatthew McDonnellDickinson Wright, PLLC180 E. Broad Street, Suite 3400Columbus, OH 43215 | Kimberley M. NaederOffice of the Attorney General30 E. Broad Street, 26th FloorColumbus, OH 43215 |
| Jack Van KleyVan Kley Law, LLC132 Northwoods Blvd., Suite C-1Columbus, OH 43235 | Matt ButlerDonielle M. HunterJustine PatmonPublic Utilities Commission of Ohio180 E. Broad StreetColumbus, OH 43214 |

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 April 18, 2024 upon all persons/entities listed below:

Counsel:

todonnell@dickinsonwright.com

cpirik@dickinsonwright.com

mmcdonnell@dickinsonwright.com

jvankley@vankely.law

ambrosia.wilson@OhioAGO.gov

thomas.lindgren@OhioAGO.gov

 /s/ Thayne D. Gray

 Thayne D. Gray, Asst. Pros. Atty.