

UNION COUNTY, OHIO
RESOLUTION NO. 21-120

The Board of County Commissioners (the "Board"), Union County, Ohio (the "County") convened in regular session on March 31, 2021, under provisions of Am.Sub.H.B. No. 197, Section 12, as amended by Sub. H.B. 404, Section 1, of the 133rd General Assembly, with these members participating: Christiane S. Schmenk, remote; Steve D. Robinson, in -person; and Dave Burke, in-person.

Christiane Schmenk introduced this resolution and moved its passage:

A RESOLUTION AUTHORIZING THE FILING OF A NOTICE OF INTERVENTION, ON BEHALF OF THE BOARD OF COUNTY COMMISSIONERS, UNION COUNTY, OHIO, IN THE OHIO POWER SITING BOARD CASE No. 20-14-EL-BGN, CONCERNING AEUG UNION SOLAR LLC'S APPLICATION FOR A CETIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED TO LOCATE SOLAR ELECTRIC GENERATION FACILITIES WITHIN UNION COUNTY

WHEREAS, the Union County Commissioners have received notice of a completed application for a proposed solar-powered electric generation facility to be located in Union County, filed by AEUG Union Solar LLC before the Ohio Power Siting Board (OPSB); and

WHEREAS, among the criteria for approval of such facilities OPSB considers is whether the facility will serve the public interest, convenience, and necessity; and

WHEREAS, the Union County Commissioners have responsibility for preserving the general health, safety, and welfare within the territory of Union County; and

WHEREAS, Section 4906.08 of the Ohio Revised Code provides that the county can participate in OPSB application proceedings as a party by filing a notice of intervention in the application proceedings; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, UNION COUNTY, OHIO, THAT:

Section 1. The Commissioners find that they have a real and substantial interest in the siting of the solar electric generation facilities applied for by AEUG Union Solar LLC within the territory of Union County.

Section 2. The Commissioners hereby authorize and direct such actions as are necessary to cause a notice of intervention to be filed with the OPSB in the case regarding the application of AEUG Union Solar LLC, and to cause further filings and appearances to be made before the OPSB as are necessary to represent the County's interests in the OPSB's consideration of the application.

Section 3. The Commissioners hereby find and determine that all formal actions relative to the adoption of this resolution were taken in an open meeting of the Board of Commissioners, and that all deliberations of this Board, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22, O.R.C.

Section 4. This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board, which may be inconsistent or duplicative with the provisions of this resolution.

Dave Burke seconded the motion and after discussion, the chair called a roll call vote, and the results were:

Christiane S. Schmenk Yes No
Steve D. Robinson Yes No
Dave Burke Yes No

Passed: March 31, 2021

BOARD OF COUNTY COMMISSIONERS
UNION COUNTY, OHIO

ATTEST: Kelly A. Higgins
Kelly A. Higgins, Clerk

Christiane Schmenk Digitally signed by Christiane Schmenk
Date: 2021.03.31 11:48:00 -0500
Christiane S. Schmenk

Steve Robinson Digitally signed by Steve Robinson
Date: 2021.03.31 11:48:00 -0500
Steve D. Robinson

David Burke Digitally signed by David Burke
Date: 2021.03.31 11:48:00 -0500
Dave Burke

Approved as to Form:

Digitally signed by Thayne D. Gray
DN: cn=Thayne D. Gray, o=Union County Prosecutor's Office,
ou=Assistant Prosecuting Attorney, email=tgray@co.union.oh.us, c=US
Date: 2021.03.29 16:09:00 -0400

Thayne D. Gray March 29, 2021
Assistant Prosecuting Attorney

CLERK'S CERTIFICATION

I certify that the foregoing is a true and correct copy of Commissioners Resolution 21 - 120 adopted on March 31, 2021, and journalized in Commissioners Journal 2021, p. 541.

Kelly A. Higgins
Kelly A. Higgins, Clerk

Date: March 31, 2021