



# Power Siting Board

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January 26, 2010

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Ohio House of Representatives

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Ohio Senate

Paul L. Terrill  
4443 County Road # 40  
Ridgeway, Ohio 43345

Dear Mr. Terrill,

Thank you for contacting the Ohio Power Siting Board regarding the potential for installation of wind generation in Ohio. The OPSB's mission is to support sound energy policies that provide for the installation of energy and transmission infrastructure for the benefit of the Ohio citizens, while promoting the state's economic interests and protecting the environment and land use.

The generating capacity of a wind generation project determines whether jurisdiction over the project resides at the state or local level. The Ohio Power Siting Board (OPSB) has jurisdiction over all wind farms with an aggregate capacity of five or more megawatts (MW). This may include several wind turbines and their associated facilities with a single interconnection point to the grid. Local governments, typically a zoning board or county commissioners, would have jurisdiction over wind generation facilities only if their aggregate output would be below five MW.

On In the issue of "setbacks," the law prescribes a minimum setback for a wind turbine of an economically significant wind farm shall be equal to a horizontal distance, from the turbine's base to the property line of the wind farm property, equal to one and one-tenth times the total height of the turbine structure as measured from its base to the tip of its highest blade and further, be at least seven hundred fifty feet in horizontal distance from the tip of the turbine's nearest blade at ninety degrees to the exterior of the nearest, habitable, residential structure, if any, located on adjacent property at the time of the certification application. The minimum setback shall apply in all cases except those in which all owners of property adjacent to the wind farm property waives the application of the setback to that property. The board will evaluate each application and may determine that a setback greater than the minimum is necessary.

Per your request, I have enclosed copies of our OPSB Staff Reports for:

- HARDIN WIND ENERGY LLC / 09-0479-EL-BGN
- JW GREAT LAKES LLC/HARDIN NORTH PROJECT / 09-277-EL-BGN

To view rules governing the installation and operation of wind energy in Ohio, please visit the OPSB website at [www.OPSB.ohio.gov](http://www.OPSB.ohio.gov). and click on Rules for "Applications for Certificates for Electric Generating Wind Facilities"

Thank you for your interest.

Kim Wissman, Executive Director  
Ohio Power Siting Board

KW: dgd

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