

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of The Cincinnati Zoo &)
Botanical Garden for Certification as an) Case No. 09-1912-EL-REN
Eligible Ohio Renewable Energy)
Resource Generating Facility.)

FINDING AND ORDER

The Commission finds:

- (1) On December 4, 2009, as supplemented on July 30, 2010, The Cincinnati Zoo & Botanical Garden (the Zoo) filed an application for certification as an eligible Ohio renewable energy resource generating facility.
- (2) Consistent with Sections 4928.64 and 4928.65, Revised Code, in order to qualify as a certified eligible Ohio renewable energy resource generating facility, a facility must demonstrate in its application that it has satisfied all of the following criteria:
 - (a) The generation produced by the renewable energy resource generating facility can be shown to be deliverable into the state of Ohio, pursuant to Section 4928.64(B)(3), Revised Code.
 - (b) The resource to be utilized in the generating facility is recognized as a renewable energy resource pursuant to Sections 4928.64(A)(1) and 4928.01(A)(35), Revised Code, or a new technology that may be classified by the Commission as a renewable energy resource pursuant to Section 4928.64(A)(2), Revised Code.
 - (c) The facility must satisfy the applicable placed-in-service date, delineated in Section 4928.64(A)(1), Revised Code.
- (3) The Zoo submitted for certification a .01932 MW solar photovoltaic system located at the Harold C Schott Education Center, 3400 Vine Street, Cincinnati, Ohio 45220. The application states that the facility is a distributed generation facility with an interconnection agreement with Duke Energy Ohio. The application explains that the facility is located within the geographic area of the Midwest

Independent Transmission System Operator, Inc. Based upon the application, and the facility's location in Ohio, the electricity generated from the Zoo facility is deliverable into Ohio. Accordingly, the Commission finds that the application satisfies the first criterion.

- (4) In its application, the Zoo indicates that it utilizes solar photovoltaic energy as one of its energy resources. Solar photovoltaic energy is specifically recognized as a renewable resource pursuant to Section 4928.01(A)(35), Revised Code. Therefore, the Commission finds that the second criterion is satisfied.
- (5) The Zoo indicates in its application that the placed-in-service date for its system was August 2006, thereby satisfying the requirement of Section 4928.64(A)(1), Revised Code. As such, the Commission finds that the Zoo facility meets the third criterion.
- (6) Given that the Zoo's application demonstrates that its facility satisfies the requisite statutory criteria to become certified as an eligible Ohio renewable energy resource generating facility, as well as the Commission's rules, the Commission finds that its application should be approved. This approval is subject to the facility properly acquiring and maintaining all required local, state, and environmental permits.
- (7) In addition to satisfying the above-cited criteria, Section 4928.65, Revised Code, requires a renewable energy resource generating facility to be registered with an approved attribute tracking system, such as the Generation Attribute Tracking System (GATS), or the Midwest Renewable Energy Tracking System (M-RETS), for the facility's renewable energy credits to be used for compliance with Ohio's alternative energy portfolio standards. The Zoo indicated in its application that it intends to register with GATS.
- (8) The Zoo is hereby issued certification number 10-SPV-OH-GATS-0438 as an eligible Ohio renewable energy resource generating facility. In the event of any substantive changes in the facility's operational characteristics, or significant changes in the information provided in the application, the Zoo must notify the Commission within 30 days of such changes. Failure to do so may result in revocation of its certification.

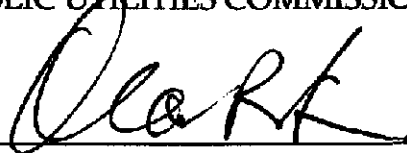
It is, therefore,

ORDERED, That The Cincinnati Zoo & Botanical Garden's application for certification as an eligible Ohio renewable energy resource generating facility be granted as set forth herein. It is, further,

ORDERED, That The Cincinnati Zoo & Botanical Garden be issued certification number 10-SPV-OH-GATS-0438, in accordance with finding (8). It is, further,

ORDERED, That a copy of this finding and order be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

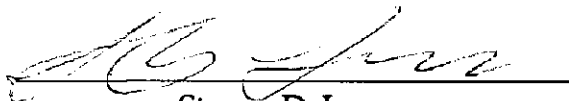


Alan R. Schriber, Chairman

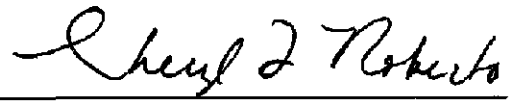


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Renee J. Jenkins
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