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09-1066-EL-BGN 1

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May 3, 2011

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RECEIVED-DOCKETING DIV

The Honorable Hoaglin Township Board of Trustees
16487 Galvin Road
Van Wert, Ohio 45891

The Honorable Tully Township Board of Trustees
P.O. Box 254
Convoy, Ohio 45832

Re: Township Transportation Permits

Dear Honorable Trustees:

Thank you for your recent inquiries regarding the transportation permits Hoaglin and Tully Townships (Townships) seek to impose for the use of township roads to transport turbines to the Blue Creek Wind Farm site. I will briefly respond to your interest in condition 40 of the certificate granted to Heartland Wind, LLC (certificate holder).

The condition that you have inquired about contemplates that the certificate holder must obtain all transportation permits legally required by counties and townships. The question that you raise in your recent correspondence seeks guidance on a legal matter – that is, whether the Townships have legal authority to impose such a road use fee. This is a matter that should be addressed to and by the offices of the County Prosecutor and the County Engineer. They can best assist you with your question. The Ohio Power Siting Board, on the other hand, lacks the authority to make such a determination. Perhaps a collaborative effort among the Townships, county officials, and the certificate holder will yield an efficient and acceptable resolution of your issue.

Thank you again for sharing your concerns and contacting us about this matter.

Respectfully submitted,

Kim Wissman, Director
Ohio Power Siting Board

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180 East Broad Street
Columbus, Ohio 43215-3793

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