

**BEFORE  
THE OHIO POWER SITING BOARD**

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In The Matter Of The Application Of Black Fork )  
Wind Energy LLC For A Certificate To Site A )  
Wind-Powered Generating Facility In Richland )  
And Crawford Counties, Ohio. )  
)

CASE NO. 10-2865-EL-BGN

**NOTICE OF INTERVENTION BY THE BOARD OF  
TOWNSHIP TRUSTEES OF SHARON TOWNSHIP**

Pursuant to R.C. 4906.08(A)(2) and OAC Rule 4906-7-04(A)(1), the Board of Township Trustees of Sharon Township (the "Board of Trustees") hereby submits this Notice of Intervention in this proceeding. In support of this Notice of Intervention, the Board of Trustees states:

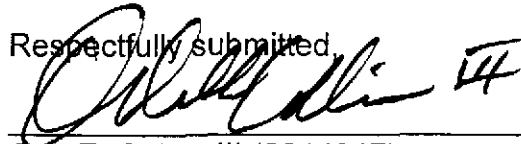
1. On March 10, 2011, Black Fork Wind Energy, LLC ("Applicant") filed with the Ohio Power Siting Board an application for a certificate of environmental compatibility and public need to site a wind-powered electric generation facility in Richland and Crawford counties pursuant to OAC Chapter 4906-17. The Board of Trustees was served with a copy of the application on or about June 20, 2011 pursuant to R.C. 4906.06(B).
2. The Board of Trustees is the duly organized and existing board of trustees of Sharon Township and has the general authority provided under Title 5, Ohio Revised Code and the specific authority over township roads and bridges as provided in Title 55, Ohio Revised Code. The Board of Trustees is authorized to intervene in this action pursuant to the Resolution attached hereto as Exhibit A.
3. Part of the proposed facility is to be located within Sharon Township, the geographical area under the jurisdiction of the Board of Trustees.
4. The Board of Trustees intends to intervene in this proceeding in order to represent its interests under the authority provided by Titles 5 and 55, Ohio Revised Code. Criteria for approval of a certificate of environmental compatibility and public need includes a consideration of a broad variety of environmental and socioeconomic factors, both for the preferred project area and any alternative project area site, as provided in OAC Chapter 4906-17. These criteria include specifically the social and ecological criteria in OAC Rule 4906-17-08 as well as the specific economic, land

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use and community development criteria under OAC Rule 4906-17-08(C), (D) and (E). These criteria, in turn, include general land use considerations, economic impacts, public service and facilities impacts and anticipated impact to roads and bridges associated with construction and equipment delivery including mitigation measures under OAC Rule 4906-17-08(E)(5). These criteria directly relate, and impact on, the interest, rights and obligations of the Board of Trustees under Titles 5 and 55, Ohio Revised Code.

Wherefore, the Board of Trustees is entitled to intervene in this proceeding as a party pursuant to R.C. 4906.08(A)(2) and OAC Rule 4906-7-04(A)(1) with all rights, benefits and obligations of a party as provided by OAC Chapter 4906-7. This Notice of Intervention is timely and well-made and should be granted.

Respectfully submitted,



Of Counsel:

Brent Robinson  
Assistant Prosecuting Attorney  
Richland County Prosecutor's Office  
38 South Park Street  
Mansfield, Ohio 44902  
Telephone: (419) 774-5676  
Facsimile: (419) 774-5589

Orla E. Collier III (0014317)  
Trial Attorney  
Stephen P. Grassbaugh (0029151)  
*Benesch Friedlander Coplan & Aronoff LLP*  
41 S. High Street, 26<sup>th</sup> Floor  
Columbus, OH 43215  
Telephone: (614) 223-9300  
Facsimile: (614) 223-9330  
Email: [ocollier@beneschlaw.com](mailto:ocollier@beneschlaw.com)  
[sgrassbaugh@beneschlaw.com](mailto:sgrassbaugh@beneschlaw.com)

*Attorneys for the Board of Trustees of Sharon Township*

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by regular mail, facsimile and/or electronic mail on this 8th day of July, 2011, upon the following parties of record:

M. Howard Petricoff  
Michael J. Settineri  
Vorys Sater Seymour and Pease LLP  
52 East Gay Street  
P.O. Box 1008  
Columbus, Ohio 43216-1008

*Attorneys for Applicant*

Ohio Farm Bureau Federation  
Chad A. Endsley  
280 N. High Street  
P.O. Box 182383  
Columbus, Ohio 43218-2383

John Warrington  
7040 State Route 96  
Tiro, Ohio 44887

Scott Hawken  
Element Power  
400 Preston Avenue, Suite 200  
Charlottesville, Virginia 22903

John Jones  
Stephen Reilly  
Assistant Attorneys General  
Public Utilities Section  
180 East Broad Street, 6<sup>th</sup> Floor  
Columbus, Ohio 43215

*Attorneys for Staff*

A handwritten signature in black ink, appearing to read 'Ora E. Collier', written over a horizontal line.

Ora E. Collier

**RESOLUTION**

**3-2011**

RE: AUTHORIZING INTERVENTION IN RE: APPLICATION OF BLACK FORK WIND ENERGY LLC, OHIO POWER SITING BOARD CASE NO. 10-2865-EL-BGN

WHEREAS, on March 10, 2011, Black Fork Wind Energy LLC filed with the Ohio Power Siting Board an application for a certificate of environmental compatibility and public need to site a wind-powered electric generation facility in Richland and Crawford counties (OPSB Case No. 10-2865-EL-BGN); and

WHEREAS, the Board of Sharon Township Trustees was served with a copy of the application on or about June 20, 2011 pursuant to R.C. 4906.06(B); and

WHEREAS, the Board of Sharon Township Trustees is entitled to intervene in OPSB Case No. 10-2865-EL-BGN to represent its interests under the authority provided by Titles 5 and 55, Ohio Revised Code pursuant to R.C. 4906.08(A)(2) and ORC Rule 4906-7-04(A)(1);

NOW, THEREFORE, BE IT RESOLVED by the Board of Sharon Township Trustees, Richland County, that:

Section 1. The Board of Sharon Township Trustees, Richland County, hereby authorizes its intervention in OPSB Case No. 10-2865-EL-BGN pursuant to R.C. 4906.08(A)(2) and ORC Rule 4906-7-04(A)(1) and directs its counsel to take the appropriate action to file the required notice of intervention.

Section 2. The Board of Sharon Township Trustees, Richland County, finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of the Board and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public in compliance with law.

Section 3. This Resolution shall be in full force and effect immediately upon its adoption.

The foregoing motion having been put to a vote, the result of the roll call was as follows:

<u>Dale L. Schroeder</u>	<u>Yes</u>
<u>Edward A. Schumacher</u>	<u>Yes</u>
<u>Ambrose A. Metzger</u>	<u>Yes</u>



The foregoing is a true and correct copy of a Resolution adopted by the Board of Township Trustees of Sharon Township, Richland County, Ohio on July 5, 2011.

Board of Sharon Township Trustees, Richland County, Ohio

Dale L. Schroeder  
Dale L. Schroeder

Edward A. Schumacher  
Edward A. Schumacher

Ambrose A. Metzger  
Ambrose A. Metzger

The State of Ohio, Richland County, ss:

I, Ursula A. Esterline, Fiscal Officer of Sharon Township, Richland County, Ohio, in whose custody the files, journals and records of the said Board are required by the Laws of the State of Ohio are to be kept, do hereby certify the foregoing Resolution is taken and copied from the original Resolution now on file with said Board, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof.

Dated: July 5, 2011

Ursula A. Esterline  
Ursula A. Esterline, Fiscal Officer