

Memorandum

To: Greta See, Administrative Law Judge
Legal Department

From: Klaus Lambeck, Chief
Facilities, Siting & Environmental Analysis Division
Department of Energy and Environment

Date: December 17, 2013

Re: Motion for Waivers, Case No. 13-1752-EL-BGN

On November 14, 2013, Carroll County Energy LLC (Applicant) filed a motion for waivers of the following Board rules: O.A.C. 4906-13-03(A)-(B), 4906-13-04(A)(3), 4906-13-04(B)(2)(d), and 4906-13-04(B)(2)(i).

With the provisions stated below, Staff does not object to the following waiver requests in this proceeding:

1. Rule 4906-13-03(A)-(B) OAC, waiver of certain requirements to conduct a site selection study prior to submitting an application for an electric power generating facility, and to provide a summary table comparing the sites, utilizing the technical, financial, environmental, socioeconomic, and other factors identified in the study.
2. Rule 4906-13-04 (A)(3) OAC, waiver of certain requirements to supply a site map that shows existing vegetative cover and vegetative cover that may be removed during construction. Rather than provide a site map, the Applicant may provide this information in its facility site preliminary grading plans
3. Rule 4906-13-04(B)(2)(d) OAC, waiver of certain requirements to supply a map of the proposed electric power generating plant site showing the location of water supply and sewage lines. Rather than providing a site map with the locations of the water supply and sewage lines, the Applicant may provide this information in the final engineering drawings. To the extent that the water supply and sewage lines are not under OPSB's jurisdiction (i.e. County Public Works), OPSB Staff would still require information on any associated facilities that the Applicant plans to construct during Staff's investigation.
4. Rule 4906-13-04(B)(2)(i) OAC, waiver of certain requirements to supply a map of the proposed electric power generating plant site showing the grade elevations where modified during construction. Rather than providing a site map, the Applicant may provide this information in its facility site preliminary grading plans.

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Case No(s). 13-1752-EL-BGN

Summary: Memorandum Staff Memo regarding Motion for Waivers electronically filed by Mr. Devin D Parram on behalf of PUCO