

**BEFORE
THE OHIO POWER SITING BOARD**

**In the Matter of the Application of)
TRISHE WIND OHIO, LLC for a Second)
Amendment of its Certificate to Install and)
Operate a Wind-Powered Electric)
Generation Facilities in Paulding County,)
Ohio)**

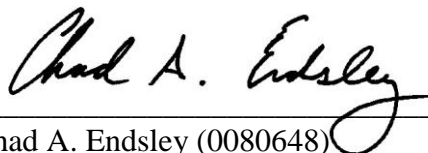
Case No. 16-1687-EL-BGA

Motion to Intervene of the Ohio Farm Bureau Federation

The Ohio Farm Bureau Federation (“OFBF”) pursuant to Section 4906-2-12 of the Ohio Administrative Code (“OAC”) moves to intervene in the above docket as a full party of record. OFBF has a real and substantial interest in this matter for the reasons set forth in the accompanying memorandum of support.

For the reasons stated below, OFBF requests that its motion for intervention be granted and that it be made a full party of record.

Respectfully Submitted,



Chad A. Endsley (0080648)
Chief Legal Counsel
Leah F. Curtis (0086257)
Amy M. Milam (0082375)
Ohio Farm Bureau Federation
280 North High Street, P.O. Box 182383
Columbus, OH 43218-2383
Phone: 614.246.8258
Fax: 614.246.8658
E-Mail: cendsley@ofbf.org
lcurtis@ofbf.org
amilam@ofbf.org

Attorneys for Ohio Farm Bureau Federation

**BEFORE
THE OHIO POWER SITING BOARD**

**In the Matter of the Application of)
TRISHE WIND OHIO, LLC for a Second)
Amendment to its Certificate to Install and)
Operate a Wind-Powered Electric)
Generation Facilities in Paulding County,)
Ohio)**

Case No. 16-1687-EL-BGA

**Memorandum in Support of Motion to Intervene
of the Ohio Farm Bureau Federation**

On December 16, 2013 the Ohio Power Siting Board (“OPSB” or “Board”) issued an Opinion, Order and Certificate of Environmental Compatibility and Public Need (“Certificate”) for the Northwest Ohio Wind Farm to Trishe Wind Ohio, LLC (“Trishe Wind” or “Applicant”). Details of these proceedings can be found in Ohio Power Siting Board (“OPSB”) Case Number 13-197-EL-BGN.

The facility will be located within approximately 21,000 acres of leased private land in Blue Creek and Latty Townships in Paulding County Ohio. According to the application, the facility would consist of up to 59 wind turbines, along with all associated infrastructure, including underground collection lines, access roads, a step-up transformer facility, a temporary staging and construction lay down area, a possible temporary concrete batch plant and an operation and maintenance facility. The applicant will utilize a new commercial wind turbine model with generation capacity of between 1.7 and 2.0 megawatts (“MW”); giving the facility a maximum generating capacity of 100 megawatts.

On February 18, 2016, Trish Wind Ohio, LLC filed an Application for an Amendment to its Certificate. The Applicant proposed to install up to 50 wind turbines which will be placed in 50 of the currently permitted 59 locations, along with all associated infrastructure. Moreover,

the operation and maintenance facility may include either a new structure or an existing structure converted to that use. Four potential turbine models were identified for possible use in the project.

The Facility still plans to interconnect to an existing 138kV American Electric Power (“AEP”) transmission line which runs through the southern part of the Project area. The point of interconnection (“POI”) is at the existing AEP Haviland substation, just south of Haviland, Ohio. Interconnection is now secured through an interconnection agreement with PJM. Voltage from the 34.5 kV underground electrical collection system will be stepped up to 138 kV at a step-up transformer facility immediately adjacent to the Haviland substation, obviating the need for an overhead interconnection transmission line. Proceedings for this Amendment are detailed in OPSB Case Number 16-343-EL-BGA.

On August 5, 2016 Trishe Wind filed a Notice of Withdrawal of Amendment for OPSB Case Number 16-343-EL-BGA. The developer explained that further modifications to this application require the filing of a new amended application.

On August 5, 2016 Trishe Wind filed for a second Amendment that proposes to remove 10 of 59 locations originally identified as part of the project. They explain that due to potential changes in Internal Revenue Service (IRS) Production Tax Credit guidelines, the 50 turbine configuration that was contemplated in the first Amendment may need to be revised.

While it remains the case that no more than 50 turbine locations will be used in the project, Trishe Wind is resubmitting its application with all 59 original locations. The Applicant explains that its approach will provide flexibility as they select the best set of turbine locations for the final project layout. To ensure that impact modeling is considered using all 59 original locations, the Applicant is resubmitting the third party studies performed as part of its February 2016 filing.

OFBF understands the general purpose of the facility remains the same. The completed project will produce wind powered electricity intended to maximize energy production from wind resources within the project area in order to deliver renewable electricity to the Ohio bulk power transmission system to serve the needs of electric utilities and their customers.

Effective collaboration between the developer, energy service providers, government officials and community stakeholders continues to be vital for ensuring that all potential benefits are realized, detriments are limited, and consumers at local, state and regional levels can employ the completed wind farm as a tool to help control energy costs.

OFBF Should be Granted Intervention as a Party of Record

Pursuant to Section 4906-2-12 of the OAC, OFBF moves to intervene in this proceeding as a full party of record. OFBF has a real and substantial interest in this matter for the reasons set forth herein.

Rule 4906-2-12(B) of the OAC states:

(B) The board or the administrative law judge shall grant petitions for leave to intervene only upon a showing of good cause.

(1) In deciding whether to permit intervention under this paragraph, the board or the administrative law judge may consider:

- (a) The nature and extent of the person's interest.
- (b) The extent to which the person's interest is represented by existing parties.
- (c) The person's potential contribution to a just and expeditious resolution of the issues involved in the proceeding.
- (d) Whether granting the requested intervention would unduly delay the proceeding or unjustly prejudice an existing party.

The Ohio Farm Bureau Federation and the Paulding County Farm Bureau, maintain a non-profit organization representing agricultural interests at the state and local levels. Over

190,000 member families belong to the organization state wide, including over 490 families in the Paulding County Farm Bureau.

Many Farm Bureau members are involved in farm and agribusiness activities - food processing, commodity processing/conditioning/handling, biofuel production and greenhouse operations. Some members are involved in larger scale industries and manufacturing while others have small business enterprises – restaurants, cleaners and other services. All are residential energy consumers.

Farm Bureau members have an interest in effective wind energy development. Along with enhancing their income, farmers engaged in wind leasing agreements want to make sure that construction activities on their property adhere to procedures ensuring soil and water conservation as well as air quality. Residents in rural neighborhoods want assurances that environmental considerations – setbacks, noise standards, shadow flicker and other factors – are addressed with effective turbine placement. Area businesses want to make sure that a wind facility in the community enhances local commerce and economic development. In short, OFBF has extensive experience gathering input, addressing the needs of and representing farm, small business and rural residents concerning energy development. This perspective cannot be provided by another existing party.

On the state level, OFBF has worked with utilities, energy service providers, the Public Utilities Commission of Ohio, other government agencies and interested citizens groups to explore strategies and introduce new technologies to help consumers and communities control energy costs. Some of this work spans several decades.

OFBF was involved with the Ohio Department of Development – Ohio Wind Working Group. Farm Bureau leaders represented farm, small business and residential energy consumers. They held key positions in action teams, helping create effective wind energy development

policies for consideration by state and local government leaders. These activities included facilitating constructive dialogue between stakeholders with diverse interests concerning wind energy development. The organization continues to help citizens and local leaders in several areas of the state create working groups to discuss and address wind energy development issues and concerns.

On the local level, OFBF field staff and volunteer leaders with the Paulding County Farm Bureau continue to work with the wind farm developers, government leaders and interested community stakeholders to explore how wind energy development should be addressed at the local level. Again, Farm Bureau represents farm, small business and residents. It utilizes its extensive policy development process to generate stakeholder dialogue that includes a variety of groups with varied interests and concerns.

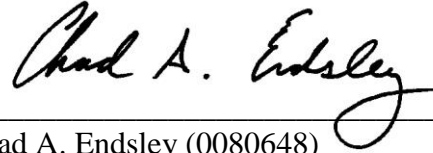
Farm Bureau was involved as a Party of Record concerning the Certificate of Environmental Compatibility and Public Need sought by the Applicant in OPSB Case Number 13-197-EL-BGN, and has filed to become a Party of Record in OPSB Case Number 16-343-EL-BGA. The organization fully understands and appreciates the rules and regulations governing the OPSB evaluation process. OFBF will continue to share its experiences and unique perspective with the Ohio Power Siting Board as it works with others to evaluate this Amendment. OFBF's participation in this process will not cause undue delay, will not unjustly prejudice any existing party and will contribute to the just and quick resolution of issues and concerns raised.

Given the diverse, yet unique interests of its members, experience with energy development issues and support for collaboration, the Ohio Farm Bureau Federation submits that good cause exists to grant it leave to intervene in this proceeding.

Conclusion

For the reasons set forth above, the Ohio Farm Bureau Federation requests that its motion to intervene be granted and that it be made a full party of record.

Respectfully Submitted,

A handwritten signature in black ink that reads "Chad A. Endsley". The signature is written in a cursive style with a long, sweeping underline that extends to the right.

Chad A. Endsley (0080648)

Chief Legal Counsel

Leah F. Curtis (0086257)

Amy M. Milam (0082375)

Ohio Farm Bureau Federation

280 North High Street, P.O. Box 182383

Columbus, OH 43218-2383

Phone: 614.246.8258

Fax: 614.246.8658

E-Mail: cendsley@ofbf.org

lcurtis@ofbf.org

amilam@ofbf.org

Attorneys for Ohio Farm Bureau Federation

Certificate of Service

The undersigned hereby certifies that a true and accurate copy of the foregoing document was served on this 9th day of September 2016 by regular U.S. Mail, postage prepaid, or by electronic mail, upon the persons listed below.

Sally Bloomfield
Dylan Borchers
Bricker & Eckler LLP
100 South Third Street
Columbus OH 43215-4291
sbloomfield@bricker.com
dborchers@bricker.com

A handwritten signature in black ink that reads "Chad A. Endsley". The signature is written in a cursive style with a large, looping "C" and "E".

Chad A. Endsley (0080648)

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/9/2016 2:45:11 PM

in

Case No(s). 16-1687-EL-BGA

Summary: Motion to Intervene of the Ohio Farm Bureau Federation electronically filed by Mr. Chad A Endsley on behalf of Ohio Farm Bureau Federation, Inc.