

September 8, 2017

Ms. Barcy F. McNeal, Secretary  
Ohio Power Siting Board  
Docketing Division  
180 East Broad Street, 11th Floor  
Columbus, Ohio 43215-3793

**Re: Case No. 16-1871-EL-BGN, In the Matter of the Application of Icebreaker Windpower Inc. for a Certificate to Construct a Wind-Powered Electric Generation Facility in Cuyahoga County, Ohio.**

**Proof of Service of Accepted, Complete Application**

Dear Ms. McNeal:

Pursuant to Ohio Administrative Code Rules 4906-3-09(A)(1) and 4906-3-10(A), attached as Attachment 1 is a sample letter that was sent to all public officials, libraries, and each owner of property crossed and/or adjacent to the proposed facility site on August 25, 2017. In addition, Attachment 2 to this letter contains the mailing list for all individuals and entities that received the letter.

We are available, at your convenience, to answer any questions you may have.

Respectfully submitted,

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)

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Enclosures

*Attorneys for Icebreaker Windpower Inc.*

Cc: Dan Fullin  
John Jones  
Tom Lindgren

## **Attachment A**

### **Sample Letter to Public Officials, Libraries And Each Owner of Property Crossed And/Or Adjacent to the Proposed Facility Site**

/s/ Christine M.T. Pirik

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August 25, 2017

**VIA FIRST CLASS MAIL**

Name  
Address  
City, Ohio Zip

**Re: Notice - Icebreaker Windpower**

Dear Public Official/Library/Property Owner/Tenant:

On February 1, 2017, as supplemented, Icebreaker Windpower, Inc. filed an application with the Ohio Power Siting Board (OPSB) proposing to construct a wind-powered electric generation facility. The proposed project is a 6-turbine demonstration wind farm in Lake Erie, 8-10 miles off the shore of Cleveland, in Cuyahoga County, Ohio. The project will provide clean renewable energy to Cleveland area electricity consumers and enable the study of offshore wind technology operations in a freshwater environment.

On August 15, 2017, the OPSB established the procedural schedule in this case. Attached is the public notice regarding the Icebreaker Windpower project.

Regards,

Christine M.T. Pirik

***Attorney for Icebreaker Windpower Inc.***

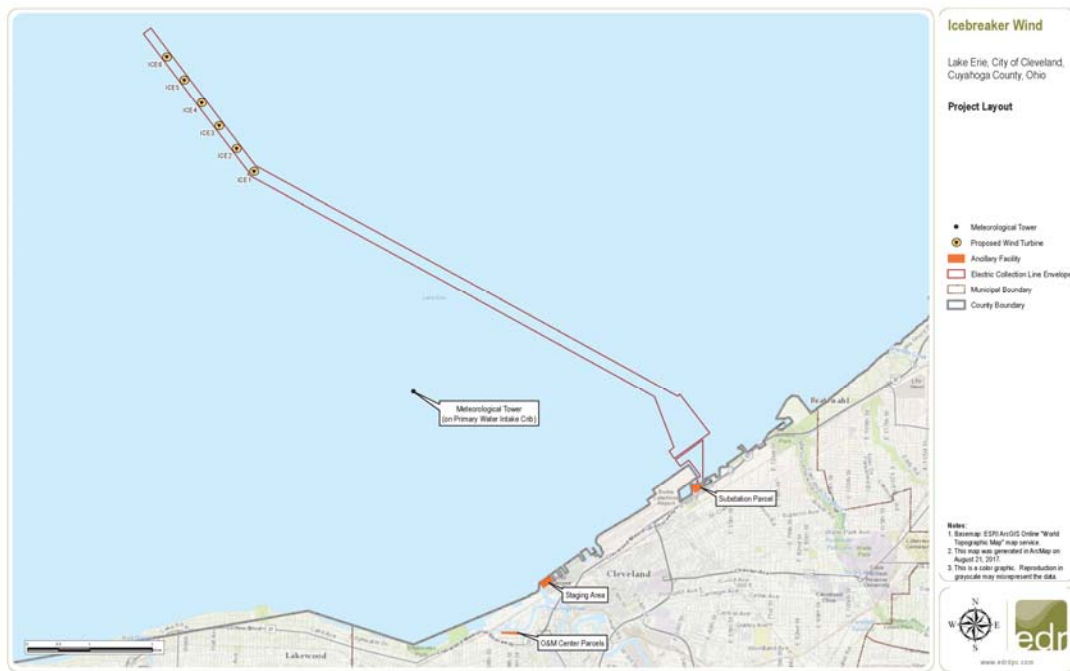
CMTP:kjb

Enclosure

# Notice of Proposed Wind-Powered Utility Facility

Icebreaker Windpower, Inc. is proposing to construct a wind-powered electric generation facility in Lake Erie, Cuyahoga County, Ohio (Icebreaker Wind). The energy generated will deliver power to the existing Cleveland Public Power electric grid, the 138-kilovolt Lake Road Substation. The proposed facility is a 6-turbine demonstration wind facility 8-10 miles off the shore of Cleveland, Ohio, located on approximately 4 acres of leased land, with a total project generating capacity of 20.7 megawatts. An approximately 11.8-mile long transmission cable route would transmit the electricity to the mainland substation. The purpose of Icebreaker Wind would be to demonstrate the use of offshore wind energy in a freshwater environment. The project would generate renewable power that emits no air or climate pollutants and no mercury.

The following map shows the proposed layout of the Icebreaker Wind facility.



Icebreaker Wind has filed an application with the Ohio Power Siting Board (OPSB) for a certificate to construct, operate, and maintain the proposed facility in OPSB Case No. 16-1871-EL-BGN. The following officials have received electronic copies of the accepted complete application filed with the OPSB: Cuyahoga County Executive, Budish, and Director of Sustainability, Foley; City of Cleveland Mayor, Jackson, and Director of City Planning, Collier; Village of Bratenahl Mayor, Licastro, and Planning

Commission Chair, Broer; City of Lakewood Mayor, Summers, and Planning Commission Chair, McMahon; City of Euclid Mayor, Holzheimer Gail, and Planning and Zoning Commission Chair, Moore; City of Rocky River Mayor, Bobst, and Planning Commission Chair, Bishop; and Bay Village Mayor, Koomar, and Planning Commission Chair, Barbour. In addition, the following libraries were sent electronic copies of the application, as well as notices to post regarding the application: Cleveland Public Library, 325 Superior Ave., Cleveland, OH 44114; Lakewood Public Library, 15425 Detroit Ave., Lakewood, OH 44107; Euclid Public Library, 631 E. 222<sup>nd</sup> St., Euclid, OH 44123; Rocky River Public Library, 1600 Hampton Rd., Rocky River, OH 44116; Cuyahoga County Library, 2111 Snow Rd., Parma, OH 44134. A copy of the application is also available for inspection at the OPSB offices, 180 E. Broad St., 11<sup>th</sup> floor, Columbus, OH 43215, 1-866-270-6772, and is available on the OPSB website at <http://dis.puc.state.oh.us/CaseRecord.aspx?Caseno=16-1871&link=DIVA> and Icebreaker Wind's website at <http://www.leadco.org/icebreaker>.

In reviewing an application to construct, operate, and maintain a facility, such as the facility proposed by Icebreaker Wind, the OPSB considers the following 8 criteria set forth in Ohio Revised Code (R.C.) 4906.10(A): (1) The basis of the need for the facility if the facility is an electric transmission line or gas pipeline; (2) The nature of the probable environmental impact; (3) That the facility represents the minimum adverse environmental impact, considering the state of available technology and the nature and economics of the various alternatives, and other pertinent considerations; (4) In the case of an electric transmission line or generating facility, that the facility is consistent with regional plans for expansion of the electric power grid of the electric systems serving this state and interconnected utility systems and that the facility will serve the interests of electric system economy and reliability; (5) That the facility will comply with R.C. 3704, 3734, and 6111 and all rules and standards adopted under those chapters and under R.C. 1501.33, 1501.34, and 4561.32. In determining whether the facility will comply with all rules and standards adopted under R.C. 4561.32, the OPSB shall consult with the office of aviation of the division of multi-modal planning and programs of the department of transportation under R.C. 4561.341; (6) That the facility will serve the public interest, convenience, and necessity; (7) In addition to the provisions contained in R.C. 4906.10(A)(1) to (6) and rules adopted under those divisions, what its impact will be on the viability as agricultural land of any land in an existing agricultural district established under R.C. 929 that is located within the site and alternative site of the proposed major utility facility. Rules adopted to evaluate impact under R.C. 4906.10(A)(7) shall not require the compilation, creation, submission, or production of any information, document, or other data pertaining to land not located within the site and alternative site; and (8) That the facility incorporates maximum feasible water conservation practices as determined by the OPSB, considering available technology and the nature and economics of the various alternatives.

R.C. 4906.07(A) provides that upon the receipt of an application complying with R.C. 4906.06, the OPSB shall promptly fix a date for a public hearing thereon, not less than 60 nor more than 90 days after such receipt, and shall conclude the proceeding as expeditiously as practicable. The public hearing in Icebreaker Wind's OPSB case shall consist of two parts:

- (1) A local public hearing, pursuant to R.C. 4906.08(C), where the OPSB shall accept written or oral testimony from any person, commencing at 6:00 p.m. on November 8, 2017, at the Cleveland City Council Chambers, Cleveland City Hall, 2<sup>nd</sup> Floor, 601 Lakeside Ave. Cleveland, OH 44114.
- (2) An adjudicatory hearing to commence on November 17, 2017, at 10:00 a.m., 11<sup>th</sup> floor, Hearing Room 11-C, at the offices of the Public Utilities Commission of Ohio, 180 E. Broad St., Columbus, OH 43215-3793.

R.C. 4906.07(C) provides that the chairperson of the OPSB shall cause each application filed with the OPSB to be investigated and shall, not less than 15 days prior to the date any application is set for hearing submit a written report to the OPSB and to the applicant. A copy of such report shall be made available to any person upon request. Such report shall set forth the nature of the investigation, and shall contain recommended findings with regard to R.C. 4906.10(A) and shall become part of the record and served upon all parties to the proceeding.

In accordance with R.C. 4906.08(C), the OPSB shall accept written or oral testimony from any person at the public hearing, but the right to call and examine witnesses shall be reserved for parties. However, the OPSB may adopt rules to exclude repetitive, immaterial, or irrelevant testimony. Petitions to intervene in the adjudicatory hearing will be accepted by the OPSB up to 30 days following publication of the notice required by Ohio Administrative Code 4906-3-09, or by October 16, 2017, whichever is later. However, the OPSB strongly encourages interested persons who wish to intervene in the adjudicatory hearing to file their petitions as soon as possible. Petitions should be addressed to Docketing Division, the Ohio Power Siting Board, 180 E. Broad St., Columbus, OH 43215-3793 and cite Case No. 16-1871-EL-BGN.

## **Attachment B**

### **Mailing List for All Individuals and Entities That Received the Letter**

/s/ Christine M.T. Pirik

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*Attorneys for Applicant Icebreaker  
Windpower, Inc.*

	Name	Title	Address
Cuyahoga County:	Armond Budish	Cuyahoga County Executive	Cuyahoga County Administrative Headquarters 2079 East Ninth Street Cleveland, OH 44115
	Mike Foley	Director of Sustainability	Office of the County Executive 2079 East 9th Street Cleveland OH, 44115
City of Cleveland:	Frank G. Jackson (email will go to his assistant, Sheryl Nechvatal)	Mayor of Cleveland	Office of the Mayor Cleveland City Hall 601 Lakeside Ave., Room 202 Cleveland, Ohio 44114
	Freddy L. Collier, Jr.	Director City Planning	City Planning Commission Cleveland City Hall 601 Lakeside Ave., Rm 501 Cleveland, Ohio 44114
Village of Bratenahl:	John M. Licastro	Mayor of Bratenahl	Village of Bratenahl Village Administration 411 Bratenahl Road Bratenahl, OH 44108
	Vikki Broer	Chair, Planning Commission	12611 Lake Shore Boulevard, Bratenahl, OH 44108
City of Lakewood:	Mike Summers	Mayor of Lakewood	Mayor's Office Lakewood City Hall 12650 Detroit Ave, Lakewood, OH 44107
	Louis McMahon	Chair, Planning Commission	Planning Commission Lakewood City Hall 12650 Detroit Ave, Lakewood, OH 44107



City of Euclid:

Kirsten Holzheimer Gail	Mayor of Euclid	Mayor's Office City of Euclid 585 East 222nd St Euclid, OH 44123
Brian Moore (send to Scott Muscatello)	Chairperson, Planning and Zoning Commission	Planning and Zoning Commission City of Euclid 585 East 222nd St Euclid, OH 44123

City of Rocky River

Pamela Bobst	Mayor of Rocky River	Mayor's Office The City of Rocky River 21012 Hilliard Boulevard, Rocky River, Ohio 44116 Planning Commission The City of Rocky River 21012 Hilliard Boulevard, Rocky River, Ohio 44116
William Bishop (email will be sent to Kate Straub)	Chairman, Planning Commission	

Bay Village

Paul Koomar	Mayor of Bay Villiage	Office of the Mayor Bay Village City Hall 350 Dover Center Rd, Cleveland, OH 44140
Mark Barbour	Chairman, Planning Commission	Planning Commission Bay Village City Hall 350 Dover Center Rd, Cleveland, OH 44140

Abutters

Forest City Yacht Club	Commodore Rodney Desilets	5301 N Marginal Rd Cleveland, OH 44114
City of Cleveland		
Lakeside Yacht Club	Lawrence Orlowski, General Manager	4851 North Marginal Road, Cleveland, OH 44114

Others	Cleveland Public Power	Commissioner Ivan Henderson	1300 Lakeside Avenue Cleveland OH 44114
	The Great Lakes Towing Company	Ronald C. Rasmus, President	4500 Division Ave Cleveland , OH , 44102-2228 U.S. Army Corps of Engineers
	Breakwater - U.S. Army Corps of Engineers	Diane C. Kozlowski, Chief, Regulatory Branch	Buffalo District 1776 Niagara Street Buffalo, NY 14207
Libraries	Cleveland Public Library- Main Branch		325 Superior Avenue, Cleveland, OH 44114
	Lakewood Public Library		15425 Detroit Avenue, Lakewood, OH 44107
	Euclid Public Library		631 E. 222nd Street, Euclid, OH 44123-2091
	Rocky River Public Library		1600 Hampton Road, Rocky River, OH 44116
	Cuyahoga County Public Library	Bay Village	
	Cuyahoga County Public Library	Administration Building	2111 Snow Road, Parma, OH 44134

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**9/8/2017 4:27:30 PM**

**in**

**Case No(s). 16-1871-EL-BGN**

Summary: Service Notice Proof of Service of Accepted Complete Application electronically filed by Christine M.T. Pirik on behalf of Icebreaker Windpower Inc.