

**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of)	
Republic Wind, LLC for a Certificate to)	Case No. 17-2295-EL-BGN
Site Wind-Powered Electric Generation)	
in Seneca and Sandusky Counties, Ohio)	

**REPLY IN SUPPORT OF PETITION TO INTERVENE OF ADDITIONAL LOCAL
RESIDENTS**

On August 17, 2018, numerous Seneca and Sandusky County residents (“Additional Local Residents”), in addition to those who had previously petitioned to intervene, petitioned the Board for an order granting their intervention as parties in this proceeding. On September 4, 2018, Applicant Republic Wind, LLC (“Applicant”) filed a Memorandum Contra the petition in which it objected to the intervention of only Keith & Jane Fox, Randall & Louise Ladd, J. Dian West Executor of the Estate of Ellen A. Gibson, Jason Smith, and Robert Voska.¹ Applicant’s only objection to these proposed intervenors’ participation was that their “properties are not located within the project area and do not abut the project area.” Memorandum Contra at 2. With regard to Keith & Jane Fox and Randall & Louise Ladd in particular, Applicant stated that “[b]oth the Fox and Ladd families live approximately half a mile from any potential turbine location. Because these residents live far away from any potential turbine locations, they do not have a direct interest in this proceedings.” Memorandum Contra at 4.

¹Applicant did not object to the intervention of Additional Local Residents Joseph & Diane Anderson, Denise Bell, Aaron & Carrie Boes, Richard & Linda Bollenbacher, Rob & Mary Chappell, Thomas & Kathleen Fries, Leslie & Denise Hackenburg, Jeffrey & DeeAnne Hamilton, Allen & Mary Hassellbach, Ethan & Crystal Hoepf, Jason & Michelle Hoepf, Taylor Hoepf, Kenneth & Debra Hossler, Leonard & Beverly Kubitz, Gary & Michelle Miller, Steven & Kelley Miller, Kim Mitchell, Charles & Linda Morsher, Patricia Motry, Steven & Linda Mulligan, Linda Niederkohr, Nicholas & Michelle Reiter, Elaine Schultz, James & Victoria Seliga, Eugene & JoAnn Smith, James & Elaine Steinmetz, Herman & Patricia Studer, Christine Vogt, Mark Weber & Cindra Riley, Charles & Rhonda Weyer, and Ann Wright.

However, the map attached to Applicant's Memorandum Contra establishes that both the Foxes and the Ladds live adjacent to the project site. The Foxes' property abuts a parcel that is leased to Republic for its project. Both families reside on the west side of State Route 269—the Foxes at 8236 State Route 269 North, and the Ladds at 7625 State Route 269, Bellevue, Ohio—the roadway that runs north to south less than a quarter mile from the project area's eastern edge

The Foxes and the Ladds are long-time residents of Seneca County. Their homes will be subjected to excessive noise emitted by Applicant's wind turbines. They occupy two of the more than 560 non-participating residences may be subjected to continual noise from Applicant's wind turbines at volumes exceeding the World Health Organization's ("WHO") 40 dBA threshold for nighttime noise that causes deleterious health effects. Their homes are situated such that they will be subject to the shadow flicker created by the turbines during afternoon and evening hours.

They watch and enjoy the birds, bats, and bald eagles that will be harmed and killed by Applicant's wind turbines. Applicant's wind turbines will diminish the value of the Foxes' and Ladds' homes, and destroy their viewsheds. They seek to intervene in this proceeding to protect these personal interests that will be detrimentally affected if Applicant is permitted to construct its Project in such close proximity to their homes, as Applicant proposes in its Application, and as Attachment A to the Memorandum Contra establishes.

The Foxes and the Ladds satisfy the standards set forth in R.C. 4903.08(A) and O.A.C. 4906-2-12(B)(1), as well as the standard set forth in the ALJ's entry in this case dated August 21, 2018. They agree to be bound by all of the Board's determinations in this case, and they will abide by all Board deadlines and present their evidence in a clear and concise manner. They are, therefore, entitled to intervene in this proceeding.

For the foregoing reasons, and for the reasons set forth in the Additional Local Residents Petition to Intervene, the Additional Local Residents set forth in n.1, *supra*, as well as Keith & Jane Fox and Randall & Louise Ladd, respectfully that request the Board grant their Petition to Intervene.

Respectfully submitted,

/s/ John F. Stock

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CERTIFICATE OF SERVICE

The Ohio Power Siting Board's e-filing system will electronically serve notice of the filing of this document on the parties referenced in the service list of the docket card who have electronically subscribed to this case. In addition, the undersigned certifies that a copy of the foregoing document also is being served upon the persons below via electronic mail this 11th day of September, 2018.

/s/ John F. Stock

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Summary: Reply Reply in Support of Petition to Intervene of Additional Local Residents electronically filed by John F Stock on behalf of Local Residents and Additional Local Residents