

THE OHIO POWER SITING BOARD

IN THE MATTER OF THE APPLICATION OF
PAULDING WIND FARM IV LLC FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AND PUBLIC NEED TO
CONSTRUCT A WIND-POWERED
ELECTRIC GENERATION FACILITY IN
PAULDING COUNTY, OHIO.

CASE NO. 18-91-EL-BGN

ENTRY

Entered in the Journal on September 21, 2018

{¶ 1} Paulding Wind Farm IV LLC (Paulding or Applicant) is a person as defined in R.C. 4906.01.

{¶ 2} R.C. 4906.04 provides that no person shall construct a major utility facility in the state without obtaining a certificate for the facility from the Ohio Power Siting Board (Board).

{¶ 3} On July 2, 2018, as amended on July 27, 2018, and August 14, 2018, Paulding filed an application with the Board for a Certificate of Environmental Compatibility and Public Need to construct a wind-powered electric generation facility (Facility) consisting of 54 wind turbine generator locations, each with a nameplate capacity rating of up to 4.2 megawatts.

{¶ 4} On September 4, 2018, Paulding filed its certificate of service of its accepted and complete application, in accordance with the requirements of Ohio Adm.Code 4906-3-07. Applicant also submitted the application fee to the Board, pursuant to Ohio Adm.Code 4906-3-12. By Entry issued September 18, 2018, the effective date of the filing of the application was determined to be September 17, 2018.

{¶ 5} R.C. 4906.07(A) provides that, upon receipt of an application complying with R.C. 4906.06, the Board must promptly fix a date for a public hearing not less than 60 nor more than 90 days after such receipt, and shall conclude the proceeding as expeditiously as practicable.

{¶ 6} Pursuant to the Entry of September 18, 2018, a local public hearing and an adjudicatory hearing were scheduled for December 4, 2018, and December 14, 2018, respectively. Additionally, Paulding was directed to issue public notice of the application and hearings in accordance with Ohio Adm.Code 4906-3-09.

{¶ 7} The administrative law judge (ALJ) now clarifies that the publication of the requisite legal notice should occur consistent with both R.C. 4906.06(C) and Ohio Adm.Code 4906-3-09. Specifically, the public notice should reflect that petitions to intervene in this proceeding will be accepted by the Board up to 30 days following the publication of the notice required by R.C. 4906.06(C) or by November 1, 2018, whichever is later.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That the public notice requirement be clarified in accordance with paragraph 7. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties and interested persons of record.

THE OHIO POWER SITING BOARD

/s/ Jay S. Agranoff

By: Jay S. Agranoff
Administrative Law Judge

JRJ/mef

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in

Case No(s). 18-0091-EL-BGN

Summary: Administrative Law Judge Entry clarifying public notice requirement electronically filed by Ms. Mary E Fischer on behalf of Jay S. Agranoff, Administrative Law Judge, Ohio Power Siting Board