

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 TRANSMISSION LINE IN
PAULDING COUNTY, OHIO.

CASE NO. 18-1293-EL-BTX

ENTRY

Entered in the Journal on January 8, 2019

{¶ 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 August 20, 2018, Paulding filed a pre-application notification letter with the Board regarding its proposed 138-kilovolt transmission line to be located in Benton Township, Paulding County, Ohio (hereafter, the Project). The purpose of the transmission line is to support the Timber Road IV Wind Farm, which is currently pending before the Board in Case No. 18-91-EL-BGN. The proposed transmission line will run from the Timber Road IV Wind Farm substation to the existing Timber Road III generation lead line. The transmission line will be approximately 2.89 miles long. Thereafter, on October 17, 2018, Paulding filed an application (Application) with the Board for a Certificate of Environmental Compatibility and Public Need to construct the Project.

{¶ 4} On December 17, 2018, Paulding filed a certificate of service of its accepted and complete application as required by Ohio Adm.Code 4906-3-07. And, in compliance with Ohio Adm.Code 4906-3-07(C), on December 17, 2018, Paulding filed proof that it submitted its application fee to the Treasurer of the State of Ohio. By Entry issued January 7, 2019, the effective date of the filing of the application was determined to be December 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 January 7, 2019, a local public hearing and an adjudicatory hearing were scheduled for March 5, 2019, and March 19, 2019, 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 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 January 31, 2019, 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/Lauren L. Augostini

By: Lauren L. Augostini
Administrative Law Judge

JRJ/hac

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Summary: Administrative Law Judge Entry clarifying publication of requisite legal notice electronically filed by Heather A Chilcote on behalf of Lauren L. Augostini, Administrative Law Judge, Power Siting Board