# BEFORE THE OHIO POWER SITING BOARD

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In the Matter of the Application of	
Hecate Energy Highland LLC for a	
Certificate of Environmental	
Compatibility and Public Need to	
<b>Construct a Solar-Powered Electric</b>	
Generating Facility in Highland	
County, Ohio	

Case No. 18-1334-EL-BGN

# PROOF OF INITIAL PUBLIC NOTICE

Pursuant to Ohio Administrative Code 4906-3-09(A)(1), a copy of the attached "Notice of Proposed Major Utility Facility" and map contained in Attachment A was served upon the persons or entities that are identified in Attachments B and C via 2-day Federal Express on January 29, 2019. An example of a cover letter sent with the Notice of Proposed Major Utility Facility is attached as Attachment D.

Respectfully submitted

Karen A. Winters (0015731) Danelle M. Gagliardi (0093893) Squire Patton Boggs (US) LLP 2000 Huntington Center 41 South High Street Columbus, Ohio 43215 614-365-2700 karen.winters@squirepb.com danelle.gagliardi@squirepb.com *Attorneys for Hecate Energy Highland LLC* 

# Attachment A

# NOTICE OF PROPOSED MAJOR UTILITY FACILITY

Hecate Energy Highland LLC ("Hecate") is proposing to develop, build, and operate an approximately 300 megawatt solar powered electric generation facility to be located in Highland County, Ohio ("Project").

The proposed Project will be located on 3,300 acres of land in Whiteoak and Clay Townships, approximately 25 miles east of Cincinnati, as shown in the map below. The general purpose of the Project is to install arrays of ground-mounted photovoltaic ("PV") modules, commonly known as solar panels, to generate affordable, clean and quiet renewable electricity for consumers in southwestern Ohio. The Project will supply wholesale power to the Stuart-Clinton 34-kilovolt ("kV") transmission line via a new 345 kV three breaker ring bus substation that will tap the Stuart-Clinton 345 kV line owned by Dayton Power & Light.

Hecate has filed with the Ohio Power Siting Board ("Board" or "Power Siting Board") an application for a Certificate of Environmental Compatibility and Public Need to construct the Project in Case No. 18-1334-EL-BGN, which is now pending before the Board. Copies of the application were served upon the Highland County Board of Commissioners, Whiteoak Township Board of Trustees, Clay Township Board of Trustees, Highland County Planning Commission, Highland County Engineer, the Highland County Soil and Water Conservation District, the Mayor of the City of Hillsboro, and the Mayor of the Village of Sardinia. A notice of availability stating where a copy of the application can be located was provided to and is available at the public at the Hillsboro Public Library. The application is available on Hecate's website at <u>www.highlandsolar.net</u>, at Hecate's main office at 621 West Randolph Street, Suite 200, Chicago, Illinois 60661 as well as at the Board at 180 East Broad Street, 11th Floor, Columbus, Ohio 43215, and on its website at <u>www.opsb.ohio.gov</u> or by calling 1-866-270-6772.

The Board follows the criteria outlined in R.C 4906.10(A) for reviewing an application for a major utility facility:

(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 economic and reliability;

(5) That the facility will comply with Chapters 3704., 3734., and 6111. of the Revised Code and all rules and standards adopted under those chapters and under sections 1501.33, 1501.34, and 4561.32 of the Revised Code. In determining whether the facility will comply with all rules and standards adopted under section 4561.32 of the Revised Code, the board shall consult with the office of aviation of the division of multi-modal planning and programs of the department of transportation under section 4561.341 of the Revised Code;

(6) That the facility will serve the public interest, convenience, and necessity;

(7) In addition to the provisions contained in divisions (A)(1) to (6) of this section 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 Chapter 929. of the Revised Code that is located within the site and alternative site of the proposed major utility facility. Rules adopted to evaluate impact under division (A)(7) of this section 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 board, considering available technology and the nature and economics of the various alternatives.

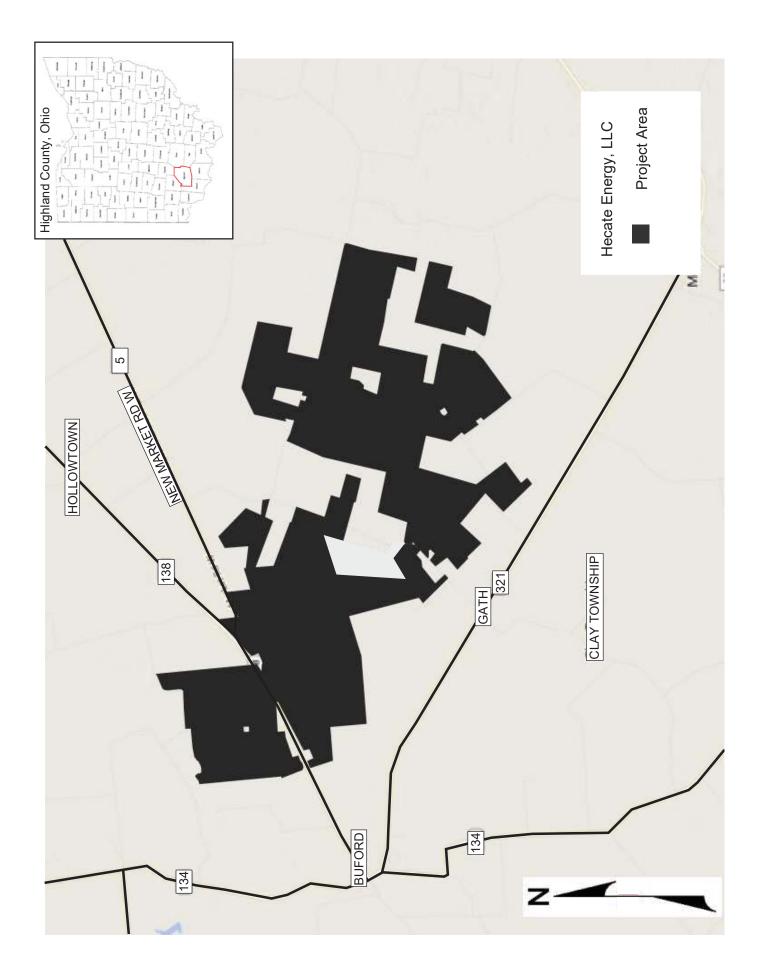
The public will be given an opportunity to comment on the proposed Project. The public hearing for this proceeding shall consist of two parts:

(a) A local public hearing, pursuant to R.C. 4906.08(C), where the Board shall accept written or oral testimony from any person, commencing on March 19, 2019, at 6:00 p.m., at Whiteoak High School, Student Activities Center, 44 N. High Street, Mowrystown, Ohio 45155; and

(b) An adjudicatory hearing to comment on March 26, 2019, at 10:00 a.m., 11th floor, Hearing Room 11-D, at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793.

Petitions to intervene in the adjudicatory hearing will be accepted by the Board up to 30 days following publication of the notice required by R.C. 4906.06(C), or by March 1, 2019, whichever is later. However, the Board 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 East Broad Street, Columbus, Ohio 43215-3793 and cite the above-listed case number.

The attached map below shows the location and general layout of the proposed Project.



#### **ATTACHMENT B**

#### **Municipal Corporations**

Mayor Greg Cassidy Office of the Mayor Village of Sardinia, Ohio 151 Maple Avenue Sardinia, Ohio 45171

Mayor Drew Hastings Office of the Mayor City of Hillsboro, Ohio 130 North High Street Hillsboro, Ohio 45133

## **County**

Jeff Duncan, Terry Britton, and Gary Abernathy Highland County Commissioners 119 Governor Foraker Place, Suite 211 Hillsboro, Ohio 45133

#### **Townships**

Wayne Ferguson, Fiscal Officer Whiteoak Township Trustees Charles L. Bratton, John Stephan, and Fred Yochum 540 Five Point Road Sardinia, Ohio 45171

Patricia Winkle, Fiscal Officer Clay Township Trustees William Brett Glover, Kenneth L. Bohl, and James Massey 1440 Parrot Lane Sardinia, Ohio 45171

#### **Environmental/Land Use Public Agencies**

Highland County Soil & Water Conservation District 514 Harry Sauner Road #2 Hillsboro, Ohio 45133

P. Dean Otworth, P.E., P.S. Highland County Engineer 138 Bowers Avenue Hillsboro, Ohio 45133

Highland County Planning Commission 119 Governor Foraker Place, Suite 211 Hillsboro, Ohio 45133

#### <u>Library</u>

Hillsboro Public Library 10 Willetsville Pike Hillsboro, Ohio 45133

# Attachment C

Last Name/Entity Name	First Name	Mailing Address	City	State	Zip Cod
ALSEPT	JACOB & KELLY	2140 GATH NORTH RD	SARDINIA	ОН	45171
AMC FARMS LLC		PO BOX 985	WAYNESVILLE	OH	45068
AMEY	BONNIE	1825 STRINGTOWN RD	SARDINIA	OH	45171
BAILEY	SHAWNEE R	3345 EDWARDS RD	SARDINIA	OH	45171
BERWANGER BEUCLER	JERRY L & SANDRA J KEITH	2869 HEREFORD RD 1794 STRINGTOWN RD	SARDINIA SARDINIA	ОН ОН	45171 45171
BLANKENSHIP	LEON T & SUSAN L	2341 MARCONETTE RD	SARDINIA	ОН	45171
BLOOM	TROY D & LESLIE M SHARP	2833 STATE ROUTE 138	SARDINIA	ОН	45171
BOLSER	KENNETH L & KARLA S	3028 GATH NORTH RD	SARDINIA	ОН	45171
BRATTON	BETTY S	PO BOX 215	SARDINIA	ОН	45171
BRATTON	JOHN T & MELISSA D	2685 MARCONETTE RD	SARDINIA	ОН	45171
BRATTON	CHARLES L & MARTHA J	2665 MARCONETTE RD	SARDINIA	ОН	45171
BRATTON	CRAIG & SHELBY B DITTERLINE	2601 MARCONETTE RD	SARDINIA	ОН	45171
BRINSON	GORDON B & JENNIFER L	2415 GATH NORTH RD	SARDINIA	ОН	45171
BROWNSBERGER	WILLIAM H & PENELOPE	1712 HESS RD	SARDINIA	ОН	45171
BRUEGGEN	CINDY J	1639 HESS RD	SARDINIA	OH	45171
BRUMMETT	HAROLD & LOUISE	3025 GATH NORTH RD	SARDINIA	ОН	4517
BURBAGE	DONALD L	4405 ABERNATHY RD	LYNCHBURG	OH	45142
BURGEL	GREG A & DEBRA D	3497 EDWARDS RD	SARDINIA	OH	45171
BURKE	MARK & BOBBIE	2875 N GATH RD	SARDINIA	OH	4517
BURKE	JOHN LEE JOHN F	2835 GATH NORTH RD 2520 GATH NORTH RD	SARDINIA SARDINIA	ОН ОН	4517
BURKE	JOHN F JOHN F	2820 GATH NORTH RD	SARDINIA	ОН	4517
BURNS	RONALD E & REBECCA J	2000 STRINGTOWN RD	SARDINIA	ОН	4517
CARLIER	JOSEPH D & JUDY C	2843 STATE ROUTE 138	SARDINIA	он	4517
CARRAHER	JAMES D & KRISTY L B	2220 NEW MARKET RD W	SARDINIA	ОН	4517
CARRAHER	JOHN WILLIAM JR & GAIL ANN	2880 EDWARDS RD	SARDINIA	ОН	4517
CARRAHER	JOHN W III & HEATHER L	2226 GATH NORTH RD	SARDINIA	ОН	4517
CARRAHER FARMS PARTNERSHIP		2455 STRINGTOWN RD	SARDINIA	ОН	4517
CHAMBERS	ROY SCOTT & CHRISTINA LYNN	2607 STATE ROUTE 321	SARDINIA	ОН	4517
CLINTON	BEDFORD Q & JUDITH M	2095 GATH NORTH RD	SARDINIA	ОН	4517
CLINTON	TODD A & REBECCA J	2193 GREGORY RD	SARDINIA	ОН	4517
CLINTON	NATASHA A & DEREK T	PO BOX 112	LYNCHBURG	ОН	4514
CLUTTER	JAY H & MARGARET A	2930 CLUTTER LN	SARDINIA	ОН	4517
CLUTTER	WILLIAM & LAURA	2930 CLUTTER LN	SARDINIA	ОН	4517
COALITION LIMITED PARTNERSHIP	N/A	2684 STATE ROUTE 131	HILLSBORO	OH	4513
COLE	JAMES C	2145 STRINGTOWN RD	SARDINIA	OH	4517
COLSON	JEFFREY	1290 ROSSELOTT RD	SARDINIA	OH	4517
CORDREY	CHAD & MELISSA	2420 GATH NORTH RD	SARDINIA	OH	4517
CRIBBET	CLAUDETTE / LISA KIRK / TODD CRIBBET	2662 STATE ROUTE 138	SARDINIA	OH	4517
CROWE DAVIDSON	THOMAS E & ANN B GARY & DEANNA	2364 STATE ROUTE 321 2664 EDWARDS RD	SARDINIA SARDINIA	ОН ОН	4517 4517
DEAN	DARYL E & SHEILA L	3538 HAWK RD	HILLSBORO	ОН	4517
DUMPERT	DANTE E & STIELLA E DEIDRA D	2838 HEREFORD RD	SARDINIA	он	4513
DUNSEITH	PHILLIP E & LINDA J	3035 GATH NORTH RD	SARDINIA	ОН	4517
DUNSEITH	JAMES R	2320 GATH NORTH RD	SARDINIA	ОН	4517
EMERY	RICTOR G & SUSAN E	2969 NEAL RD	SARDINIA	ОН	4517
EYRE	MARVIN W & SHIRLEY E	2085 STRINGTOWN RD	SARDINIA	ОН	4517
FETTERS	CHARLES H & STELLA	3371 EDWARDS RD	SARDINIA	ОН	4517
FIELDS	TERRY W & CONNIE M	2611 EDWARDS RD	SARDINIA	ОН	4517
FLETCHER	SHERRY L	2650 GATH NORTH RD	SARDINIA	ОН	4517
FRYMAN	EDWARD R & BEATRICE L	2641 STATE ROUTE 321	SARDINIA	OH	4517
FURGUSON	JERRY G	231 S WALL ST	WILMINGTON	OH	4517
GILBERT	BETTY JEAN / TOD	9073 KIPTON DR, UNIT 13	FRANKLIN	OH	4500
GILLIAM	ANNE	2775 EDWARDS RD	SARDINIA	OH	4517
GORMAN	RAYMOND & RHEA A	5959 HUNT RD	BLANCHESTER	ОН	4510
GOSSETT	TIMOTHY A & DANA K	3211 SURBER RD	HILLSBORO	OH	4513
GOSSETT	RONALD E & LORI A	2340 ROSSELOTT RD	SARDINIA	OH	4517
GRIFFIN	DONALD D & BERTHA A	PO BOX 232	NEW CONCROD	KY OH	4207
HACKWORTH	JERRY / TOD	1399 TAYLORSVILLE RD	HILLSBORO	OH	4513
HAGAR HAGGE	RONALD L & MARY L WAYNE & MELISSA	3161 HEREFORD RD 352 JOHNSON ST	SARDINIA HILLSBORO	ОН ОН	4517 4513
HAGGE	JERRY & MARY	15024 HILLCREST RD	MOUNT ORAB	ОН	4513
HAUKE	MARILYNN & JEFF ALAN HAUKE / TRUSTEES	2315 S TAYLORSVILLE RD	HILLSBORO	ОН	4513
HESS	GLENN F & JOYCE	2550 STATE ROUTE 138	SARDINIA	ОН	4515
HESS	JAMES B & KELLIE	138 STATE ROUTE PO BOX 2801	SARDINIA	ОН	4517
HESS	ERICH-JOSEPH S	3471 EDWARDS RD	HILLSBORO	ОН	4513
HESS	TERESA A	3439 EDWARDS RD	HILLSBORO	ОН	4513
HOSKINS	FREDDIE & KATHLEEN	2410 GATH NORTH RD	SARDINIA	ОН	4517
	N/A	1661 WORTHINGTON RD	WEST PALM BEACH	FL	3340
HSBC BANK USA					
JOHANNA HOLDINGS LLC	N/A	1046 VICTORY BLVD	STATEN ISLAND	NY	1030

KILEY	DAVID A & AMANDA D	2221 GATH NORTH RD	SARDINIA	ОН	45171
KUMPF	THOMAS A	3291 NEAL RD	SARDINIA	OH	45171
KUMPF	THOMAS & KAREN	3291 NEAL RD	SARDINIA	ОН	45171
LANDESS	THEODORE B & JACQUELINE S	3154 STATE ROUTE 138	SARDINIA	ОН	45171
LANDESS	GALEN E & MADELINE J / CO-TRUSTEES	2730 S HOLLOWTOWN RD, APT 7	HILLSBORO	ОН	45133
LANE	RICK A & JENNIFER	3141 STATE ROUTE 138	SARDINIA	ОН	45171
LEININGER	JOYCE & KENT	4932 LEININGER HAIGH RD	HILLSBORO	ОН	45133
MACKEY	CHERYL	1300 ROSSELOTT RD	SARDINIA	ОН	45171
MAPLE GROVE DEVELOPMENT CORP	N/A	1011 FAGLEY RD	WILLIAMSBURG	ОН	45176
MILLER	GREGORY L	2491 GATH NORTH RD	SARDINIA	OH	45171
MILLER	DARYLE L & ELIZABETH	2435 GATH NORTH RD	SARDINIA	OH	45171
MOORE	JAMES E & DIANA	328 DANVILLE PK	HILLSBORO	OH	45133
NAVE		969 US HIGHWAY 62	HILLSBORO	OH	45133
OLIVER	BRIAN E & SHAUNA J	2146 GATH NORTH RD	SARDINIA	OH	45171
PARTIN	MARK	1515 HESS RD	SARDINIA	OH	45171
PELFREY	LESLIE FRANKLIN & TERESA S	2861 EDWARDS RD	SARDINIA	ОН	45171
PERKINS	DAVID P & MICHELLE R	3015 GATH NORTH RD	SARDINIA	ОН	45171
PETERSON	MARY	2632 STATE ROUTE 134	MOUNT ORAB	ОН	45154
PRESTON	PAULE	2866 HEREFORD RD	SARDINIA	ОН	45171
PUCKETT	SCOTT D	2696 STATE ROUTE 138	SARDINIA	ОН	45171
PURDY	LARRY	831 GREENBUSH RD	SARDINIA	ОН	45171
RINCKOFF	MICHAEL SCOTT	2425 STATE ROUTE 321	SARDINIA	ОН	45171
ROUSH	BETTY JEAN / LF EST / ET AL	725 S HIGH ST, UNIT 4	HILLSBORO	ОН	45133
ROUSH	ROY T & DEANNA	3001 HEREFORD RD	HILLSBORO	ОН	45133
ROUSH	CODY	3001 HEREFORD RD	SARDINIA	ОН	45171
ROUSH SISTERS INC C/O DOROTHY DICKEY	N/A	3 PARK MEADOWS DR	FAIRFIELD	ОН	45014
SAMS	BEVERLY	1051 STATE ROUTE 134	SARDINIA	ОН	45171
SAMS	RONNIE & ROCHELLE	710 STATE ROUTE 134	SARDINIA	ОН	45171
SCHELLING	EMILY A & EVAN D	2720 GATH NORTH RD	SARDINIA	ОН	45171
SIBREL	WILLIAM L & SHARON F	3249 STATE ROUTE 131	HILLSBORO	ОН	45133
SMALLWOOD	LORI A	2122 GATH NORTH RD	SARDINIA	ОН	45171
SMITH	KENNETH E ET AL	4078 BARDWELL BUFORD RD	MOUNT ORAB	ОН	45154
STEGBAUER	ELMER & ALVERA	1405 US HIGHWAY 50	LYNCHBURG	OH	45142
SUTTON	RUTH F / TOD	3471 EDWARDS RD	HILLSBORO	OH	45133
TAYLOR	AUHROL	2325 MARCONETTE RD	SARDINIA	OH	45171
TISSOT	JANE E & DARRELL L	533 PLEASANT DR	HILLSBORO	OH	45133
VOLZ	DANIEL JEROME & NORMA JEAN	2170 W NEW MARKET RD	SARDINIA	OH	45171
WAITS	GALEN	1491 HESS RD	SARDINIA	OH	45171
WAITS	JERRY EDWIN / ET AL	2516 STATE ROUTE 131	SARDINIA	ОН	45171
WELLS FARGO BANK NA	N/A	1615 PALM BEACH LAKES BLVD	WEST PALM BEACH	FL	33401
WEST HIGHLAND ACRES INC	AGENT: WILLARD G BOHRER	4775 SORG RD	HILLSBORO	OH	45133
WHITE OAK FLP	N/A	835 SHAWNEETRACE CT	CINCINNATI	OH	45255
WILLIAMS	MAMERTA B	1830 HESS RD	SARDINIA	OH	45171
WILSON	DANNY M & PHYLLIS	3131 EDWARDS RD	SARDINIA	OH	45133
WINKLE	NELSON & PATRICIA	1440 PARROT LN	SARDINIA	OH	45171
WINKLE	DOUG A	1500 GATH SOUTH RD	SARDINIA	ОН	45171
WINKLE	DOUG	1440 PARROT LN	SARDINIA	ОН	45171
WINKLE	ANDREW JOSEPH	1261 BELLS RUN RD	SARDINIA	ОН	45171
WRIGHT	ROY JR & BEVERLY	5598 TOWNSHIP RD 257	MILLERSBURG	OH	44654





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Karen A. Winters T +1 614 365 2750 karen.winters@squirepb.com

January 29, 2019

## VIA FEDERAL EXPRESS 2-DAY SERVICE

Re: Application by Hecate Energy Highland LLC for A Certificate of Environmental Compatibility and Public Need for a Solar Powered Electric Generating Facility to be Located in Highland County, Ohio Case No. 18-1334-EL-BGN (Before the Ohio Power Siting Board)

Dear

Pursuant to Ohio Administrative Code 4906-3-09(A)(1), Hecate Energy Highland LLC is providing you with a copy of the enclosed initial public notice of its proposed 300 megawatt solar powered electric generating facility to be located in Highland County, Ohio ("Project") for which an application for a certificate of environmental compatibility and public need is pending before the Ohio Power Siting Board. You are being notified because your residence or business is located in the general vicinity of the proposed Project.

Please call the undersigned with any questions you may have regarding these proceedings of the Project.

Respectfully submitted

Karen A. Winters Squire Patton Boggs (US) LLP

Enclosure

cc: Danelle M. Gagliardi

Squire Patton Boggs (US) LLP is part of the international legal practice Squire Patton Boggs, which operates worldwide through a number of separate legal entities.

<sup>47</sup> Offices in 20 Countries

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

1/30/2019 3:01:08 PM

in

Case No(s). 18-1334-EL-BGN

Summary: Notice / Proof of Initial Public Notice electronically filed by Ms. Karen A. Winters on behalf of Hecate Energy Highland LLC