

**BEFORE THE OHIO POWER SITING BOARD**

<b>In the Matter of the Application of</b>	)	
<b>Nestlewood Solar I LLC</b>	)	
<b>for a Certificate of Environmental</b>	)	<b>Case No. 18-1546-EL-BGN</b>
<b>Compatibility and Public Need</b>	)	

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**PROOF OF INITIAL PUBLIC NOTICE**

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Pursuant to Ohio Adm.Code 4906-3-09(A)(1), a copy of the attached public notice text and map were sent on March 22, 2019 to the public officials and property owners identified on the attached mailing list. Public notice was also published on March 21, 2019 in the Clermont Sun, a newspaper in general circulation in Clermont County, and on March 24, 2019 in the Brown County Press, a newspaper in general circulation in Brown County, as shown by the attached affidavits of publication and tear sheets.

Respectfully submitted,

/s/ MacDonald W. Taylor

Michael J. Settineri (0073369), Counsel of Record  
MacDonald W. Taylor (0086959)

VORYS, SATER, SEYMOUR AND PEASE LLP  
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Columbus, Ohio 43216-1008

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*Attorneys for Nestlewood Solar I LLC*

**CERTIFICATE OF SERVICE**

The Public Utilities Commission of Ohio's e-filing system will electronically serve notice of the filing of this document on the parties referenced on the service list of the docket card who have electronically subscribed to the case. In addition, the undersigned certifies that a courtesy copy of the foregoing document is also being sent via electronic mail on April 5, 2019 to:

Thomas Lindgren  
thomas.lindgren@ohioattorneygeneral.gov

/s/ MacDonald W. Taylor  
MacDonald W. Taylor

# **NOTICE OF PROPOSED MAJOR UTILITY FACILITY**

Nestlewood Solar I LLC (“Nestlewood”) is proposing to develop, build, and operate the Nestlewood Solar Project, an 80 megawatt solar-powered electric generation facility to be located in Clermont County and Brown County, Ohio.

The proposed Nestlewood Solar Project will be located in Tate Township in Clermont County and Clark Township in Brown County, approximately 3 miles west of Hamersville, Ohio, as shown in the map below. The general purpose of this project is to use large arrays of ground-mounted photovoltaic (“PV”) modules, commonly known as solar panels, to generate clean and renewable electricity for consumers in Southwestern Ohio. It will supply wholesale power to the 69-kilovolt (“kV”) South Bethel-Brown transmission line, which is owned and operated by Duke Energy, via a new project substation and utility switchyard. The project substation and utility switchyard are to be located near the northeast corner of Bethel Maple Road and Leonard Road. The Nestlewood Solar Project will be located within an area of approximately 610 acres.

The Nestlewood Solar Project solar panels will generate direct electric current which will be converted to alternating electric current. The electricity will be gathered by a means of a network of buried wires at a project electric substation. The project substation will deliver the power through a short transmission line to the utility switchyard, which will then connect to the existing South Bethel-Brown transmission line via another short transmission line.

Nestlewood Solar I LLC 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 Nestlewood Solar Project in Case No. 18-1546-EL-BGN, which is now pending before the Board. Copies of the Application were served upon the Brown County Board of Commissioners, Clermont County Board of Commissioners, Tate Township Board of Trustees, Clark Township Board of Trustees, Clermont County Planning Commission, Brown County Planning Commission, Clermont County Office of Economic Development, Brown County Department of Economic Development, Brown County Soil and Water Conservation District, and Clermont County Soil and Water Conservation District. A copy of the Application was also provided to and is available for public review at the Brown County Library in Georgetown and the Clermont County Library in Bethel. The Application is also available from Nestlewood’s website at <https://www.lendlease.com/us/projects/nestlewood-solar/?id=e305d4b3-d053-4081-ad61-c78a94ca55a5> as well as from the Board at <https://www.opsb.ohio.gov/> or by calling 1-866-270-6772.

The Board follows the following criteria 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 economy 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.

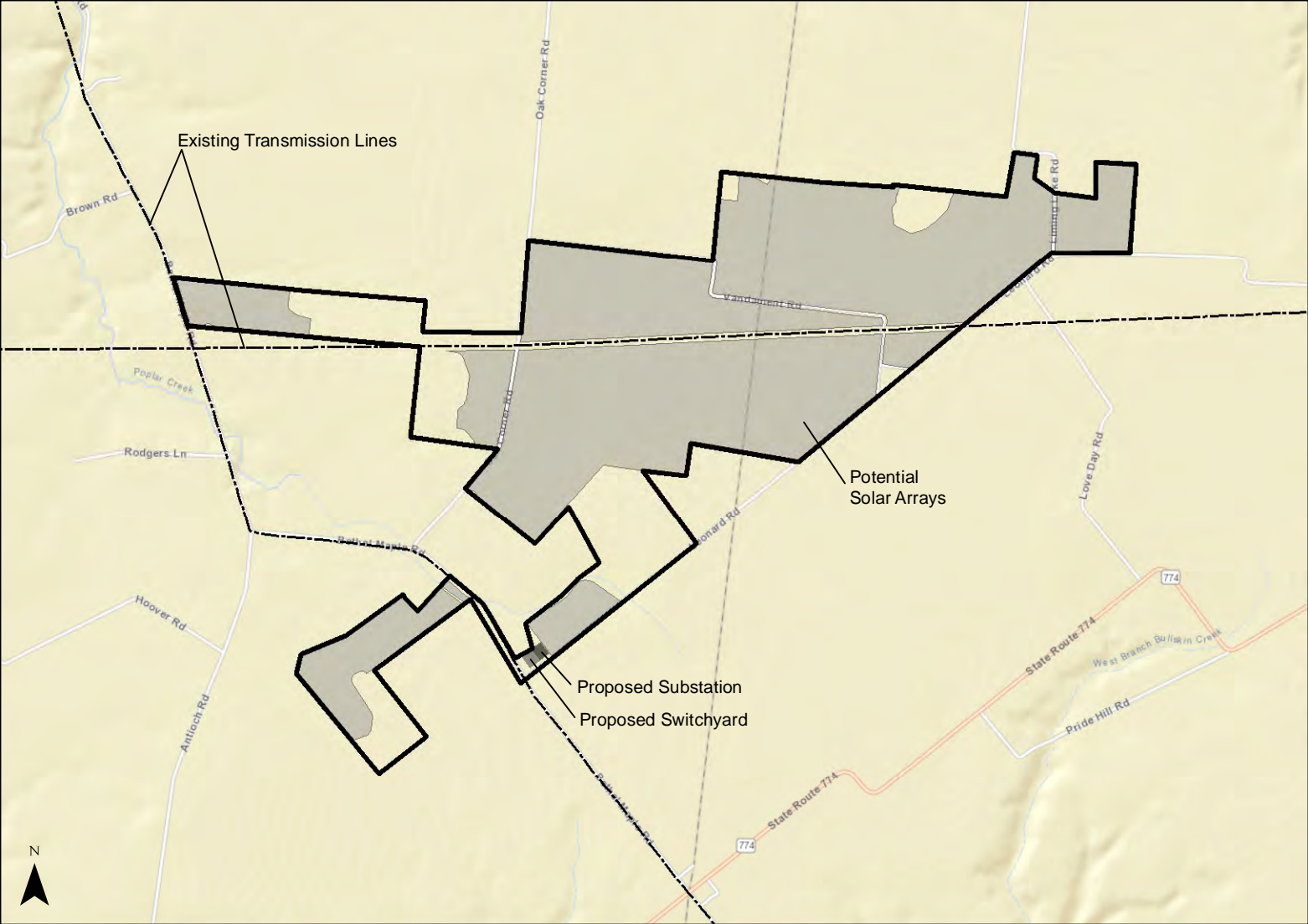
(8) That the facility incorporates maximum feasible water conservation practices as determined by the board, considering available technology and the nature and economics of the various alternatives.

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

1. A local public hearing, pursuant to R.C. 4906.08(C), where the Board shall accept written or oral testimony from any person on May 31, 2019, at 6:00 p.m., at Hamersville Elementary and Middle School, 1950 State Route 125, Hamersville, Ohio 45130.

2. An evidentiary hearing commencing on June 13, 2019, at 10:00 a.m., in Hearing Room 11D 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 are due not later than May 17, 2019. 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.



Commissioners Tony Applegate, Barry Woodruff and  
Daryll Gray

**Brown County Commissioners**

Administration Building, Suite #101

800 Mt. Orab Pike

Georgetown, OH 45121

Brown County Public Library – Georgetown

200 West Grant St.

Georgetown, OH 45121

Kelly Cole, Director

**Brown County Department of Economic Development**

800 Mt. Orab Pike, Suite 131

Georgetown, OH 45121

Brian Ernst, Chairman

**Brown County Planning Commission**

325 W. State St., Bldg. B

Georgetown, OH 45121

Joe Glassmeyer, Chair

**Clermont Soil & Water Conservation District**

1000 Locust St.

P.O. Box 549

Owensville, OH 45160

**Brown County Soil and Water Conservation District**

706 South Main Street

Georgetown, OH 45121

Dennis Schneider

Clark Township Board of Trustees

2636 Lucas Rd.

Hamersville, OH 45130

Trustees Gary Reed, Greg Burns and Howard Daugherty

**Tate Township Trustees**

149 North East Street

Bethel, OH 45106

William Neal

Clark Township Trustee

12183 State Route 774

Bethel, OH 45106

Clermont County Public Library

611 West Plane Street

Bethel, OH 45106

Commissioners Edwin H. Humphrey, David L. Painter  
and Claire B. Corcoran

**Clermont County Ohio Bd of County Commissioners**

101 East Main Street

Batavia, OH 45103

Andy Kuchta, Director

**Clermont County Office of Economic Development**

101 East Main Street

Batavia, OH 45103

**Clermont County Planning Commission**

101 East Main Street

Batavia, OH 45103

Steve Wallace

Clark Township Trustee

11437 Stratton Road

Hamersville, OH 45130

Elmer and Patricia L. Raleigh  
207 Holly Lane  
Bethel, OH 45106

Elmer and Patricia L. Raleigh  
1993 Bethel Maple Road  
Hamersville, OH 45130

RDR Farms LLC  
236 East Plane Street  
Bethel, OH 45106

RDR Farms LLC  
Bethel Maple Road  
Hamersville, OH 45130

RDR Farms LLC  
2043 Bethel Maple Road  
Hamersville, OH 45130

Howard S. and Terri A. Daugherty  
2010 Bethel Maple Road  
Hamersville, OH 45130

Howard S. and Terri A. Daugherty  
2008 Bethel Maple Road  
Hamersville, OH 45130

Richard C. Bissantz  
1334 Sodom Road  
Hamersville, OH 45130

Richard C. Bissantz  
Vandament Road  
Hamersville, OH 45130

Richard C. Bissantz  
Oak Corner Road  
Hamersville, OH 45130

Angela East  
2192 Bethel Maple Road  
Hamersville, OH 45130

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695 St. Rt. 756  
Felicity, OH 45120

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Jerry B. Latham  
3491 Barnes Road  
Georgetown, OH 45121

Jerry B. Latham  
Liming Lake Road  
Hamersville, OH 45130

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1297 Leonard Road  
Hamersville, OH 45130

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9320 Mt. Orab Pike  
Georgetown, OH 45121

Donald W. and Freida West  
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Forrest Eugene and Frieda Ann Figgins  
1919 St. Rt. 125  
Hamersville, OH 45130

Forrest Eugene and Frieda Ann Figgins  
Love-Day Road  
Hamersville, OH 45130

Carl Gregory Bendgen  
1983 Antioch Road  
Hamersville, OH 45130

Carl Gregory Bendgen  
Antioch Road  
Hamersville, OH 45130

Robert S. and G. M. Shofstall  
P. O. Box 216  
Bethel, OH 45106

Robert S. and G. M. Shofstall  
2018 Bethel Maple Road  
Hamersville, OH 45130

Amy L. Daugherty  
2012 Bethel Maple Road  
Hamersville, OH 45130

Somais LLC  
1716 Yankeetown Road  
Hamersville, OH 45130

Somais LLC  
1990 Bethel Maple Road  
Hamersville, OH 45130

JC Teton Properties LLC  
2848 Wilson Road  
Bethel, OH 45106



JC Teton Properties LLC  
1948 Bethel Maple Road  
Hamersville, OH 45130

Gostrong Corporation  
204 Red Oak Lane  
Newalla, OK 74857

Gostrong Corporation  
1971 Bethel Maple Road  
Hamersville, OH 45130

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Edwin L. and Janice Hunt  
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2033 Bethel Maple Road  
Hamersville, OH 45130

Clinton and Jo A. Flannery  
2034 Bethel Maple Road  
Hamersville, OH 45130

Vernon Todd Jackson, Trustee  
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Bank of New York Mellon, Successor Trustee  
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Charles L. and Julia A. Day  
Ludlow Circle  
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Charles and Julia Day  
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Hammersville, OH 45130

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Stella E. and Carl D. Schneider  
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Hamersville, OH 45130

Nicole and Alexander David Brown  
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Hamersville, OH 45130

Clara and David Brown  
1166 Leonard Road  
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Clara A. and David R. Brown  
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Hamersville, OH 45130

Sycamore Hill Farms, Inc.  
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Hamersville, OH 45130

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3923 Deickman Lane  
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Leola Y. Herrmann, Trustee  
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Hamersville, OH 45130

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Hamersville, OH 45130

Rick Keith Lee  
9905 St. Rt. 774  
Hamersville, OH 45130

Kyle Schneider  
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Hamersville, OH 45130

Kyle Schneider  
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Joe and Amy Fantetti  
9984 St. Rt. 774  
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Heather Renee Figgins Meade  
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Terral T. Graves, Trustee  
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Hamersville, OH 45130

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10193 Love-Day Road  
Hamersville, OH 45130

Donna K. Lowe  
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Jared D. Riley  
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Eric R. and Rachel A. Newland  
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Billy D. and Etta Dean Reynolds  
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Hamersville, OH 45130

Michael and Tracy Fleischman  
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Hamersville, OH 45130

Linda K. Kramer  
2089 Oak Corner Road  
Hamersville, OH 45130

Charles W. and Louise Gardner  
2095 Oak Corner Road  
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Carl Wayne Bushman and Douglass Scott Bushman  
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Michael H. Wilson  
2086 Oak Corner Road  
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Andrew and Nicole L. Disbennett  
2094 Oak Corner Road  
Hamersville, OH 45130

Lloyd Hale, DBA Triple H Farms  
3018 Lakin Chapel Road  
Bethel, OH 45106

Ronald Hale  
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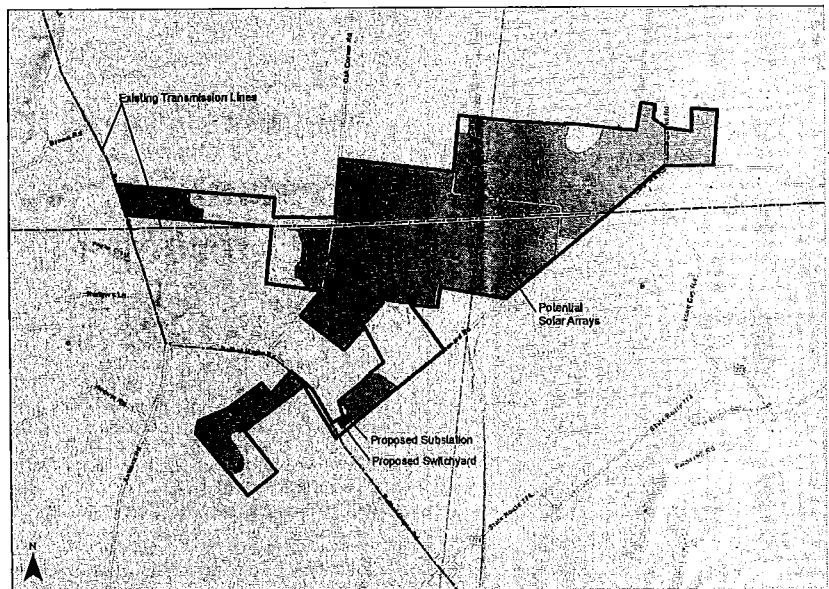
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The State of Ohio  
Brown County, ss:

Personally appeared before me, the under-  
signed authority, within and for said County,  
DIANNA FISCHER, Chief Financial Officer.

The Brown County Press

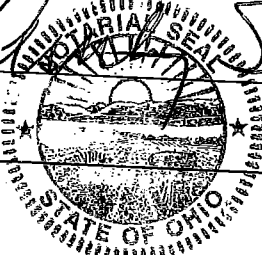
a weekly newspaper published and of gen-  
eral circulation in said County, and made  
oath that the annexed advertisement was  
published in said newspaper once a week for  
1 consecutive numbers, commencing  
on the 24th day of March, A.D., 2019  
and that each insertion was upon the same  
day of each week, viz: Sunday.

Dianna Fischer

Charges, \$ 630.00

Sworn to and described before me, this  
25th day of March  
A.D., 2019.

Anthony S Adams  
Notary Public, State of Ohio  
My Commission Expires May 31, 2020



CASE No. \_\_\_\_\_

The Brown County Press  
PROOF OF PUBLICATION

against

Filed \_\_\_\_\_, 2019

# NOTICE OF PROPOSED MAJOR UTILITY FACILITY

Nestlewood Solar I LLC ("Nestlewood") is proposing to develop, build, and operate the Nestlewood Solar Project, an 80 megawatt solar-powered electric generation facility to be located in Clermont County and Brown County, Ohio.

The proposed Nestlewood Solar Project will be located in Tate Township in Clermont County and Clark Township in Brown County, approximately 3 miles west of Hamersville, Ohio, as shown in the map below. The general purpose of this project is to use large arrays of ground-mounted photovoltaic ("PV") modules, commonly known as solar panels, to generate clean and renewable electricity for consumers in Southwestern Ohio. It will supply wholesale power to the 69-kilovolt ("kV") South Bethel-Brown transmission line, which is owned and operated by Duke Energy, via a new project substation and utility switchyard. The project substation and utility switchyard are to be located near the northeast corner of Bethel Maple Road and Leonard Road. The Nestlewood Solar Project will be located within an area of approximately 610 acres.

The Nestlewood Solar Project solar panels will generate direct electric current which will be converted to alternating electric current. The electricity will be gathered by a means of a network of buried wires at a project electric substation. The project substation will deliver the power through a short transmission line to the utility switchyard, which will then connect to the existing South Bethel-Brown transmission line via another short transmission line.

Nestlewood Solar I LLC 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 Nestlewood Solar Project in Case No. 13-1546-EL-BGN, which is now pending before the Board. Copies of the Application were served upon the Brown County Board of Commissioners, Clermont County Board of Commissioners, Tate Township Board of Trustees, Clark Township Board of Trustees, Clermont County Planning Commission, Brown County Planning Commission, Clermont County Office of Economic Development, Brown County Department of Economic Development, Brown County Soil and Water Conservation District, and Clermont County Soil and Water Conservation District. A copy of the Application was also provided to and is available for public review at the Brown County Library in Georgetown and the Clermont County Library in Bethel. The Application is also available from Nestlewood's website at <https://www.lendlease.com/us/projects/nestlewood-solar/?id=e305d4b3-d053-4081-ad61-c78a94ca55a5> as well as from the Board at <https://www.opsb.ohio.gov/> or by calling 1-866-270-6772.

The Board follows the following criteria 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 economy 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.

(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.

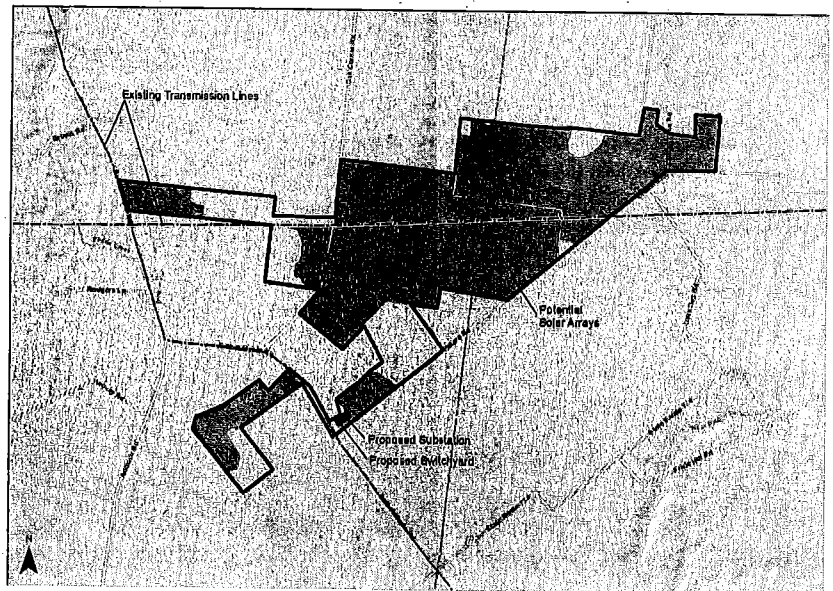
The public will be given an opportunity to comment on the proposed Facility. The public hearing for this

proceeding shall consist of two parts:

1. A local public hearing, pursuant to R.C. 4906.08(C), where the Board shall accept written or oral testimony from any person on May 31, 2019, at 6:00 p.m., at Hamersville Elementary and Middle School, 1950 State Route 125, Hamersville, Ohio 45130.

2. An evidentiary hearing commencing on June 13, 2019, at 10:00 a.m., in Hearing Room 11D 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 are due not later than May 17, 2019. 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 State of Ohio  
Clermont County, ss:

Personally appeared before me, the under-  
signed authority, within and for said County,  
DIANNA FISCHER, Chief Financial Officer.

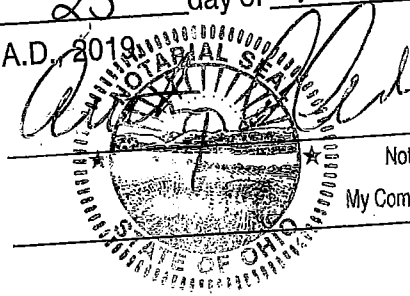
The Clermont Sun

a weekly newspaper published and of gen-  
eral circulation in said County, and made  
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on the 21<sup>st</sup> day of March, A.D., 2019  
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day of each week, viz: Thursday.

Dianna Fischer

Charges, \$ 630.00

Sworn to and described before me, this  
25<sup>th</sup> day of March  
A.D., 2019



Anthony S. Adams  
Notary Public, State of Ohio  
My Commission Expires May 31, 2020

CASE No. \_\_\_\_\_

The Clermont Sun  
PROOF OF PUBLICATION

against

Filed \_\_\_\_\_, 2019

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

**Commission of Ohio Docketing Information System on**

**4/5/2019 3:49:21 PM**

**in**

**Case No(s). 18-1546-EL-BGN**

Summary: Proof of Pub of Initial Public Notice electronically filed by Mr. MacDonald W Taylor  
on behalf of Nestlewood Solar I LLC