

OHIO POWER SITING BOARD

IN THE MATTER OF THE APPLICATION OF
ANGELINA SOLAR I, LLC, FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AND PUBLIC NEED.

CASE NO. 18-1579-EL-BGN

ENTRY

Entered in the Journal on May 17, 2019

{¶ 1} Angelina Solar I, LLC (Angelina) 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 October 22, 2018, Angelina, a subsidiary of Open Road Renewables, LLC, filed a pre-application notification letter with the Board regarding its proposed 100 megawatt (MW) solar electric generating facility in Israel and Dixon townships, Preble County, Ohio. After filing an affidavit of publication demonstrating its compliance with the notice requirements of Ohio Adm.Code 4906-3-03 and holding a public information meeting on November 14, 2018, Angelina filed its application with the Board for a certificate of environmental compatibility and public need to construct and operate a solar-powered electric generation facility of up to 80 MW in Preble County, Ohio, on December 3, 2018.¹

{¶ 4} By Entry dated January 17, 2019, the administrative law judge (ALJ) granted motions to waive certain provisions of the Board's rule requirements and a motion for protective order to keep portions of the application confidential.

{¶ 5} By letter dated February 1, 2019, the Board notified Angelina that its application was compliant with pertinent statutory and administrative code requirements and provided sufficient information to permit Staff to commence its review and

¹ Angelina explains that the application seeks approval for 80 MW, but studies panel locations which can accommodate a 100 MW project size in order to provide it with flexibility in locating panels after final engineering is complete.

investigation. And, on February 7, 2019, Angelina filed a certificate of service of its accepted and complete application and proof that it submitted its application fee to the Treasurer of the State of Ohio as required by Ohio Adm.Code 4906-3-07.

{¶ 6} By Entry dated February 14, 2019, the ALJ issued a procedural schedule that, as is relevant, established dates and locations for a local public hearing and an evidentiary hearing. The Entry also directed Angelina to publish public notice of the hearings and additional information required by Ohio Adm.Code 4906-3-09. Pursuant to the ALJ's direction and in accordance with Ohio Adm.Code 4906-3-09(A)(1), Angelina filed initial proofs of publication of public notice on March 15, 2019, and March 27, 2019. The local public hearing occurred as scheduled on April 30, 2019.

{¶ 7} Subsequently, on May 3, 2019, Angelina filed a motion to call and continue the evidentiary hearing and request for expedited ruling. As part of that motion, Angelina represented that it had contacted all parties and none opposed the motion or the request for an expedited ruling. The ALJ issued an Entry granting Angelina's motion on May 7, 2019.

{¶ 8} As contemplated by that Entry, the evidentiary hearing was called as originally scheduled on May 14, 2019. The ALJ opened the record, took appearances of counsel, offered any non-party members of the public who were present the opportunity to present testimony, and then adjourned for the day to reconvene at a date to be set by subsequent entry. The parties subsequently informed the ALJ that June 18, 2019, would be a mutually-agreeable hearing date.

{¶ 9} Accordingly, the ALJ finds that the evidentiary hearing should be reconvened on June 18, 2019, at 10:00 a.m., in Hearing Room 11-A, at the offices of the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215-3793.

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the evidentiary hearing be reconvened on June 18, 2019, as stated in Paragraph 9. It is, further,

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

THE OHIO POWER SITING BOARD

/s/Patricia A. Schabo

By: Patricia A. Schabo
Administrative Law Judge

SJP/hac

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

5/17/2019 1:31:05 PM

in

Case No(s). 18-1579-EL-BGN

Summary: Administrative Law Judge Entry setting date for evidentiary hearing to be reconvened electronically filed by Heather A Chilcote on behalf of Patricia A. Schabo, Administrative Law Judge, Power Siting Board