



Power Siting Board

Mike DeWine, Governor
Sam Randazzo, Chairman

Board Members

Director, Ohio Environmental Protection Agency
Director, Ohio Development Services Agency
Director, Ohio Department of Health
Director, Ohio Department of Natural Resources
Director, Ohio Department of Agriculture
Public Member
Ohio House of Representatives
Ohio Senate

September 21, 2020

Michael J. Settineri
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, OH 43215

Application for Certificate of Environmental Compatibility and Public Need

Case: Yellowbud Solar

Case Number: 20-0972-EL-BGN

Dear Mr. Settineri:

This letter is to inform you that the above referenced application, filed with the Ohio Power Siting Board (Board) on July 21, 2020 and supplemented on August 28, 2020, has been found to comply with Chapters 4906-01, et seq., of the Ohio Administrative Code (Ohio Adm.Code). This means the Board's staff (Staff) has received sufficient information to begin its review of this application. During the course of its investigation, please be advised that Staff will require additional information to be provided to Staff and placed in the record to ensure Staff can continue to conduct its review of the application, including but not limited to:

- Final concurrence from the Ohio Historic Preservation Office (OHPO) on specific avoidance or mitigation measures for impacts from the project on archaeological and historic/architectural sites as outlined in OHPO's letters to the applicant's cultural resources consultant dated August 5 and August 25, 2020.

Failure to promptly and completely respond to Staff may result in an inability of Staff to file a fully investigated Staff Report of Investigation to the Board. Pursuant to Board rules, the certified application and supplements must now be filed with the Board in accordance with the provisions of Ohio Adm.Code 4906-3-06 and 4906-3-07. In summary form, these rules require:

1. Serving copies of the certified application upon appropriate government officials and public agencies. In this regard, please inform these officials in writing that if they wish to intervene in the proceeding they must file a notice of intervention with the Board within thirty days of being served a copy of the application.
2. Filing Proof of Service with the Board.

Upon completion of these requirements, you will be notified of the effective date of filing and the date and location of the public hearing.



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Please be informed that under Section 4906.04 of the Ohio Revised Code (R.C.), the applicant shall not commence to construct any portion of the facility prior to obtaining a certificate from the Board.

Also be informed that to assist your company in meeting the provisions of Ohio Power Siting Board rules, the Board will serve as a clearinghouse for the distribution to and service of the application and supplements upon the following state agencies:

Public Utilities Commission of Ohio
Ohio Environmental Protection Agency
Ohio Department of Agriculture
Ohio Development Services Agency
Ohio Department of Health
Ohio Department of Natural Resources
Ohio Department of Transportation
Ohio Historical Society

Upon filing, pursuant to R.C. 4906.06(F) and Ohio Adm.Code 4906-3-12, the amount of \$98,000.00 has been determined as the application fee to be remitted.

You will receive an invoice from the Public Utilities Commission of Ohio, Finance Department.

Payment of the application fee is due within 30-days. Please file Proof of Payment in the Docket.

Depending on the complexity of the staff investigation, the application fee may not cover all costs associated with this case. Additional invoicing may be necessary.

If you have any questions regarding the above, please contact Theresa White at (866) 270-6772 or theresa.white@puco.ohio.gov or Ashton Holderbaum at (614) 466-0358 or robert.holderbaum@puco.ohio.gov.

Sincerely,

Theresa White
Executive Director
Ohio Power Siting Board

cc: William Risse, Yellowbud Solar, LLC

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/21/2020 10:44:33 AM

in

Case No(s). 20-0972-EL-BGN

Summary: Correspondence regarding application completeness electronically filed by Mr. Matt Butler on behalf of Staff of OPSB