

June 2, 2021

Ms. Tanowa Troupe, Secretary  
Ohio Power Siting Board  
Docketing Division  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, Ohio 43215-3797

**Re: Case No. 20-1679-EL-BGN - In the Matter of the Application of Pleasant Prairie Solar Energy LLC for a Certificate of Environmental Compatibility and Public Need to Construct a Solar-Powered Electric Generation Facility in Franklin County, Ohio.**

**Second Supplemental Response to Third Data Requests from Staff of the Ohio Power Siting Board- Franklin County AEZ Resolution**

Dear Ms. Troupe:

Attached please find Pleasant Prairie Solar Energy LLC's ("Applicant") Second Supplemental Response to the Third Data Request from the staff of the Ohio Power Siting Board ("OPSB Staff"). The initial and supplemental responses to the Third Data Request were provided to OPSB Staff on April 16 and May 12, 2021. The Applicant provided this Second Supplemental Response to OPSB Staff on June 2, 2021.

We are available, at your convenience, to answer any questions you may have.

Respectfully submitted,

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)

William Vorys (0093479)

Matthew C. McDonnell (0090164)

Dickinson Wright PLLC

150 East Gay Street, Suite 2400

Columbus, Ohio 43215

(614) 591-5461

[cpirik@dickinsonwright.com](mailto:cpirik@dickinsonwright.com)

[wvorys@dickinsonwright.com](mailto:wvorys@dickinsonwright.com)

[mmcdonnell@dickinsonwright.com](mailto:mmcdonnell@dickinsonwright.com)

Cc: Grant Zeto  
Theresa White  
Randall Schumacher  
Jon Pawley

*Attorneys for Pleasant Prairie Solar Energy LLC*

Ms. Tanowa Troupe  
Pleasant Prairie Solar Energy LLC  
Case No. 20-1679-EL-BGN  
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### CERTIFICATE OF SERVICE

The Ohio Power Siting Board's e-filing system will electronically serve notice of the filing of this document on the parties referenced in the service list of the docket card who have electronically subscribed to these cases. In addition, the undersigned certifies that a copy of the foregoing document is also being served upon the persons below this 2<sup>nd</sup> day of June, 2021.

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)

Counsel:

[Kyle.kern@ohioattorneygeneral.gov](mailto:Kyle.kern@ohioattorneygeneral.gov)  
[Thomas.shepherd@ohioattorneygeneral.gov](mailto:Thomas.shepherd@ohioattorneygeneral.gov)  
[jhuber@bjglaw.net](mailto:jhuber@bjglaw.net)  
[pgriggs@bjglaw.net](mailto:pgriggs@bjglaw.net)  
[jvankley@vankleywalker.com](mailto:jvankley@vankleywalker.com)

Administrative Law Judge:

[Jay.agranoff@puco.ohio.gov](mailto:Jay.agranoff@puco.ohio.gov)  
[David.hicks@puco.ohio.gov](mailto:David.hicks@puco.ohio.gov)

4829-9270-1420 v2 [39579-53]

**BEFORE  
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Pleasant Prairie     )  
Solar Energy LLC for a Certificate of Environmental     )  
Compatibility and Public Need to Construct a Solar-     ) Case No: 20-1679-EL-BGN  
Powered Electric Generation Facility in Franklin     )  
County, Ohio.     )

**PLEASANT PRAIRIE SOLAR ENERGY LLC 'S  
SECOND SUPPLEMENTAL RESPONSE TO THE THIRD DATA REQUEST  
FROM THE STAFF OF THE OHIO POWER SITING BOARD**

On February 19, 2021, as supplemented on April 7 and 21, 2021, Pleasant Prairie Solar Energy LLC (“Applicant”) filed an application (“Application”) with the Ohio Power Siting Board (“OPSB”) proposing to construct a solar-powered electric generation facility in Franklin County, Ohio.

On April 15, 2021, the Staff of the OPSB (“OPSB Staff”) provided the Applicant with OPSB Staff’s Third Data Request. Now comes the Applicant providing the following Second Supplemental Response to the Third Data Request from the OPSB Staff.

1. **As provided in Ohio Adm.Code 4906-4-08(C)(1)(c) and (C)(4)(c)-(d) and based upon current land use trends, and any applicable land use plans, whether published or prepared by a consultant, is the project expected to inhibit or enhance future development of planned shopping centers, commercial/industrial development, and proposed residential subdivisions? Provide any supporting analysis and sources that were considered.**

**Response:** The Applicant has coordinated with the Franklin County Commissioners and the Franklin County Economic Development Director in anticipation of the construction and operation of the Pleasant Prairie Project. Attached is the Resolution dated May 25, 2021, that was issued by the Franklin County Commissioners declaring Franklin County, Ohio an Alternative Energy Zone. This resolution signifies Franklin County’s concurrence with this

Project's solar/renewable energy land use and the payment in lieu of taxes program ("PILOT") under Ohio Revised Code Section 5727.75 that coincides with the Project.

Respectfully submitted,

/s/ Christine M.T. Pirik

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William Vorys (0093479)

Matthew C. McDonnell (0090164)

Dickinson Wright PLLC

150 East Gay Street, Suite 2400

Columbus, Ohio 43215

(614) 591-5461

[cpirik@dickinsonwright.com](mailto:cpirik@dickinsonwright.com)

[wvorys@dickinsonwright.com](mailto:wvorys@dickinsonwright.com)

[mmcdonnell@dickinsonwright.com](mailto:mmcdonnell@dickinsonwright.com)

*Attorneys for Pleasant Prairie Solar Energy LLC*

4823-9534-0780 v1 [39579-53]

**Declaring the entirety of Franklin County, Ohio to be an Alternative Energy Zone pursuant to Ohio Revised Code Section 5727.75(E)(1)(c), Restating certain provisions of Resolution No. 0165-13, Declaring all applications submitted to the Director of Development Services under Ohio Revised Code 5727.75(E) to be approved by the Board, and imposing an additional service payment of \$2,000 per megawatt of nameplate capacity for certified energy projects pursuant to Ohio Revised Code Section 5727.75(E)(1)(b). (Economic Development & Planning)**

**WHEREAS**, the Board of County Commissioners (the "Board") of Franklin County, Ohio (the "County") in keeping with its environmental policy described in Resolution No. 683-06, as amended and reaffirmed in Resolution No. 432-17, desires to encourage the development of alternative energy generation facilities within the County; and

**WHEREAS**, in furtherance of that environmental policy, the Board adopted Resolution No. 0165-13 on February 26, 2013, which, in relevant part, declared one or more specific parcels within the County as an Alternative Energy Zone, to wit: the Columbus Fleet Management facility at 4311 Groves Road, pursuant to the statutory language then in effect under Division (E) of Ohio Revised Code Section ("R.C.") 5727.75 (the "Existing AEZ"); and

**WHEREAS**, R.C. 5727.75 has been amended by the Ohio General Assembly on multiple occasions since Resolution No. 0165-13's adoption; and

**WHEREAS**, the Board desires to reiterate its continued encouragement of the development of alternative energy generation facilities within the entire County and seeks to do so under the most current operation of relevant Ohio law; and

**WHEREAS**, the Board desires to restate the form of its declaration of all property within Franklin County, Ohio as an Alternative Energy Zone under Division (E)(1)(c) of R.C. 5727.75, as the same was last updated by Amended Substitute House Bill 6 enacted during the 133rd Ohio General Assembly; and

**WHEREAS**, the Board intends that the provisions of Resolution No. 0165-13 related to the Existing AEZ, including Divisions (A) through (D) of Section 2 of that Resolution, inclusive, are to remain in place and are

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applicable only as to the Existing AEZ, and for absolute clarity such provisions do not and will not apply to any qualified energy projects in the entirety of the County from the adoption of this Resolution going forward; and

**WHEREAS**, in order to provide a signal to the energy generation market that Franklin County desires the continued construction of qualified energy projects and seeks to authorize real property tax exemptions available within the entirety of the County thereto, this Board desires to declare all of Franklin County, Ohio to be an Alternative Energy Zone; and

**WHEREAS**, the protection of Franklin County infrastructure, including, without limitation, roads, bridges, culverts, surface water, and surface runoff systems, is a County priority, and as such, in addition to the requirement to work with the County Engineer regarding the repair of roads, bridges, and culverts under R.C. 5727.75(F)(4), each qualified energy project developer will also work directly with the Franklin Drainage Engineer to address, if necessary, any surface water runoff impacts related to said project as identified by the Drainage Engineer; and

**WHEREAS**, it is necessary that this Resolution take effect immediately upon its passage in order to facilitate development in a timely manner and for the immediate preservation of the public peace, property, health and safety; now, therefore,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO:

Section 1. That the Franklin County Board of Commissioners, pursuant to Division (E)(1)(c) of R.C. 5727.75, declares the entirety of Franklin County, Ohio, to be an Alternative Energy Zone, and, subject to the provisions of the remainder of Section 1 of this Resolution, declares all

**Declaring the entirety of Franklin County, Ohio to be an Alternative Energy Zone pursuant to Ohio Revised Code Section 5727.75(E)(1)(c), Restating certain provisions of Resolution No. 0165-13, Declaring all applications submitted to the Director of Development Services under Ohio Revised Code 5727.75(E) to be approved by the Board, and imposing an additional service payment of \$2,000 per megawatt of nameplate capacity for certified energy projects pursuant to Ohio Revised Code Section 5727.75(E)(1)(b). (Economic Development & Planning)**

applications submitted to the director of development services under R.C. 5727.75(E) to be deemed approved. Each energy project for which the Board receives an application under Division (E)(1)(b) thereunder shall make an annual service payment of \$2,000 per megawatt of nameplate capacity in addition to the service payment required under Division (G) of same, unless the Board separately authorizes some lesser amount for a particular application. The Board shall have neither an obligation to authorize a lesser amount to any or all applications, nor will the Board's authorization of a lesser amount for one application obligate it to authorize a lesser amount for another application.

Section 2. That the annual service payments required in accordance with Section 1 of this Resolution shall be paid to the Franklin County Treasurer on or before the final dates for payments of taxes on public utility personal property on the real and public utility personal property tax list for each tax year for which the property is exempt from taxation pursuant to R.C. 5727.75.

Section 3. That, in order to conform with the current version of Ohio Revised Code Section 5727.75, the declaration of the entirety of Franklin County as an Alternative Energy Zone under Section 1 of this Resolution amends and supersedes the prior declaration as to the entirety of the County made in Section 1 of Resolution 0165-13.

Section 4. That all other terms, conditions, and provisions of Resolution No. 0165-13 not otherwise restated herein, including all provisions specific to the Columbus Fleet Management facility at 4311 Groves Road, are to remain in place and in furtherance of the County's environmental policy.

**Declaring the entirety of Franklin County, Ohio to be an Alternative Energy Zone pursuant to Ohio Revised Code Section 5727.75(E)(1)(c), Restating certain provisions of Resolution No. 0165-13, Declaring all applications submitted to the Director of Development Services under Ohio Revised Code 5727.75(E) to be approved by the Board, and imposing an additional service payment of \$2,000 per megawatt of nameplate capacity for certified energy projects pursuant to Ohio Revised Code Section 5727.75(E)(1)(b). (Economic Development & Planning)**

Section 5. That, in addition to the requirements pertaining to the repair of roads, bridges, and culverts as deemed necessary by the County Engineer pursuant to R.C. 5727.75(F)(4), each developer of qualified energy projects subject to the same statutory provisions shall also work with the County Drainage Engineer to determine the effects of surface water runoff from each such project and shall repair, replace, or build new infrastructure necessary to resolve any surface water issues identified by the Drainage Engineer.

Section 6. That this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the County and for the further reason that this Resolution is required to be immediately effective in order to allow the County to continue its designation as an Alternative Energy Zone.

Section 7. That this Board hereby finds and determines that all formal actions taken relative to the passage of this Resolution were taken in an open meeting of this Board, and all deliberations thereby of this Board, and any of its committees, that resulted in such formal action were in meetings open to the public, with certain of such meetings as may have been conducted by teleconference, videoconference, or similar electronic technological means, as permitted by Amended Substitute House Bill 197 of the 133rd General Assembly of the State of Ohio, as amended, all in compliance with legal requirements including R.C. 121.22.

Section 8. That for the reasons set forth in the preamble, this Resolution shall take effect and be in force from and after the earliest period allowed by law.



**Declaring the entirety of Franklin County, Ohio to be an Alternative Energy Zone pursuant to Ohio Revised Code Section 5727.75(E)(1)(c), Restating certain provisions of Resolution No. 0165-13, Declaring all applications submitted to the Director of Development Services under Ohio Revised Code 5727.75(E) to be approved by the Board, and imposing an additional service payment of \$2,000 per megawatt of nameplate capacity for certified energy projects pursuant to Ohio Revised Code Section 5727.75(E)(1)(b). (Economic Development & Planning)**

cc: Commissioners  
All county agencies

## SIGNATURE SHEET

Resolution No. 395-21

May 25, 2021

**DECLARING THE ENTIRETY OF FRANKLIN COUNTY, OHIO TO BE AN ALTERNATIVE ENERGY ZONE PURSUANT TO OHIO REVISED CODE SECTION 5727.75(E)(1)(C), RESTATING CERTAIN PROVISIONS OF RESOLUTION NO. 0165-13, DECLARING ALL APPLICATIONS SUBMITTED TO THE DIRECTOR OF DEVELOPMENT SERVICES UNDER OHIO REVISED CODE 5727.75(E) TO BE APPROVED BY THE BOARD, AND IMPOSING AN ADDITIONAL SERVICE PAYMENT OF \$2,000 PER MEGAWATT OF NAMEPLATE CAPACITY FOR CERTIFIED ENERGY PROJECTS PURSUANT TO OHIO REVISED CODE SECTION 5727.75(E)(1)(B).**

**(EDP - Economic Development and Planning)**

Upon the motion of Commissioner John O'Grady, seconded by Commissioner Dawn Tyler Lee:

**Voting:**

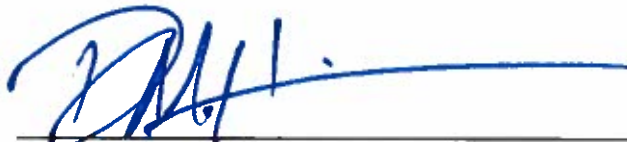
**Kevin L. Boyce, President**  
**John O'Grady**  
**Dawn Tyler Lee**

**Aye**  
**Aye**  
**Aye**

Board of County Commissioners  
Franklin County, Ohio

### CERTIFICATE OF CLERK

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution acted upon by the Board of County Commissioners, Franklin County, Ohio on the date noted above.



Dean Hindenlang, Clerk  
Board of County Commissioners  
Franklin County, Ohio

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

**Commission of Ohio Docketing Information System on**

**6/2/2021 8:23:05 AM**

**in**

**Case No(s). 20-1679-EL-BGN**

Summary: Response - Second Supplemental Response to Third Data Requests from Staff of the Ohio Power Siting Board- Franklin County AEZ Resolution electronically filed by Christine M.T. Pirik on behalf of Pleasant Prairie Solar Energy LLC