



## Power Siting Board

**Mike DeWine**, Governor  
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### 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

July 14, 2021

Christine M.T. Pirik  
Dickinson Wright PLLC  
150 East Gay Street, Suite 2400  
Columbus, Ohio, 43215  
cpirik@dickinsonwright.com

### **Application for Certificate of Environmental Compatibility and Public Need**

**Case:** Birch Solar 1, LLC

**Case Number:** 20-1605-EL-BGN

Dear Ms. Pirik:

This letter is to inform you that the above referenced application, filed with the Ohio Power Siting Board (Board) on February 12, 2021 and supplemented on March 25, 2021, and March 31, 2021, 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, the Staff may request additional information to ensure Staff can continue to conduct its review of the application.

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.

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 \$150,000.00 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 [theresa.white@puco.ohio.gov](mailto:theresa.white@puco.ohio.gov) or James O'Dell at (614)-644-5736 [james.o'dell@puco.ohio.gov](mailto:james.o'dell@puco.ohio.gov).

Sincerely,

A handwritten signature in black ink that reads "Theresa White". The signature is fluid and cursive, with the first name "Theresa" and last name "White" clearly distinguishable.

Theresa White  
Executive Director  
Ohio Power Siting Board

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

**Commission of Ohio Docketing Information System on**

**7/14/2021 3:15:42 PM**

**in**

**Case No(s). 20-1605-EL-BGN**

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