

July 23, 2021

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

Re: Case No. 21-36-EL-BGN - In the Matter of the Application of Marion County Solar Project, LLC for a Certificate of Environmental Compatibility and Public Need to Construct a Solar-Powered Electric Generation Facility in Marion County, Ohio.

Supplemental Response to Third Data Request from Staff of the Ohio Power Siting Board

Dear Ms. Troupe:

Attached please find Marion County Solar Project, LLC's ("Applicant") Supplemental Response to the Third Data Request from the staff of the Ohio Power Siting Board ("OPSB Staff"). The Applicant provided this supplemental response to OPSB Staff on July 23, 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)

(Counsel of Record)

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Attorneys for Marion County Solar Project, LLC

Cc: Theresa White
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Ms. Tanowa Troupe
Marion County Solar Project, LLC
Case No. 21-36-EL-BGN

Page 2

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 23rd day of July, 2021.

/s/ Christine M.T. Pirik

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Administrative Law Judge:

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4843-8793-3427 v1 [88534-4]

**BEFORE
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Marion County)
Solar Project, LLC for a Certificate of Environmental)
Compatibility and Public Need to Construct a Solar-) Case No: 21-36-EL-BGN
Powered Electric Generation Facility in Marion)
County, Ohio.)

**MARION COUNTY SOLAR PROJECT, LLC 'S
SUPPLEMENTAL RESPONSE TO THE THIRD DATA REQUEST
FROM THE STAFF OF THE OHIO POWER SITING BOARD**

On March 5, 2021, as amended on March 31, 2021, Marion County Solar Project, LLC (“Applicant”), filed an application (“Application”) with the Ohio Power Siting Board (“OPSB”) proposing to construct a solar-powered electric generation facility in Marion County, Ohio.

On July 7, 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 Supplemental Response to Question 7 from the Third Data Request from the OPSB Staff.

7. Please provide an update of the archaeological surveys and historic/architectural surveys.

Response: Attached please find the concurrence letter from the State Historic Preservation Office (“SHPO”) regarding the archaeological survey report that was filed in the docket as a supplemental response to the first data request on June 29, 2021.

Respectfully submitted,

/s/ Christine M.T. Pirik
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Attorneys for Marion County Solar Project, LLC



In reply, refer to
2020-MAR-49369

July 16, 2021

Anne Lee
Commonwealth Heritage Group
4608 Indianola Avenue, Suite C
Columbus, OH 43214
alee@chg-inc.com

RE: Marion County Solar Project, Marion Township, Marion County, Ohio

Dear Ms. Lee:

This letter is in response to the correspondence received June 25, 2021 regarding the proposed Marion County Solar Project in Marion Township, Marion County, Ohio. We appreciate the opportunity to comment on this project. The comments of the Ohio State Historic Preservation Office (SHPO) are made pursuant to Section 149.53 of the Ohio Revised Code and the Ohio Power Siting Board rules for siting this project (OAC 4906-4 & 4906-5). The comments of the Ohio SHPO are also submitted in accordance with the provisions of Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 306108 [36 CFR 800]).

The following comments pertain to the *Phase I Archaeology Survey for the Marion County Solar Project, Marion Township, Marion County, Ohio* by Rachel Lawrence et al (Commonwealth Heritage Group, Inc. 2021). A total of 899.8 acres (364.1 ha) was surveyed within the total 970 acre (392.5 ha) project area.

One (1) previously identified archaeological sites are located within project area. Ohio Archaeological Inventory (OAI) site 33MN0142 was not reidentified during survey. The site was recommended not eligible for listing in the National Register of Historic Places (NRHP). Eighty (80) new archaeological sites were identified as part of this investigation; OAI#33MN0189-33MN0268. OAI#33MN0189-33MN0268 are recommended not eligible for listing in the NRHP. Our office agrees with this recommendation and no additional archaeological investigation is needed. If it is determined during planning of the Marion County Solar Project that the additional 70.2 acres (28.4 ha) of the project area that were not investigated for archaeological resources will need to be temporarily or permanent affected by the proposed development, additional archaeological investigation will be needed. Our office appreciates the timeline completion of the OAI forms in iForm.

The history/architecture component of the Marion County Solar Project was received by our office on July 13, 2021. It is currently under review and coordination will be submitted under a separate letter. If you have any questions, please contact me at (614) 298-2022, or by e-mail at khorricks@ohiohistory.org. Thank you for your cooperation.

Sincerely,

Krista Horrocks, Project Reviews Manager
Resource Protection and Review

RPR Serial No: 1089099

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Case No(s). 21-0036-EL-BGN

Summary: Response - Supplemental Response to Third Data Request from Staff of the Ohio Power
Siting Board electronically filed by Christine M.T. Pirik on behalf of Marion County Solar
Project, LLC