

## THE OHIO POWER SITING BOARD

IN THE MATTER OF THE APPLICATION OF  
FIRELANDS WIND, LLC FOR A  
CERTIFICATE OF ENVIRONMENTAL  
COMPATIBILITY AND PUBLIC NEED TO  
CONSTRUCT A WIND-POWERED  
ELECTRIC GENERATION FACILITY IN  
HURON AND ERIE COUNTIES, OHIO.

CASE NO. 18-1607-EL-BGN

### ENTRY

Entered in the Journal on August 20, 2021

{¶ 1} Firelands Wind, LLC (Firelands) is a corporation and person under R.C. 4906.01(A).

{¶ 2} R.C. 4906.04 provides that no person shall construct a major utility facility in the state without first obtaining a certificate for the facility from the Ohio Power Siting Board (Board). In seeking a certificate, applicants must comply with the filing requirements outlined in R.C. 4906.06, as well as Ohio Adm.Code Chapters 4906-2 through 4906-4.

{¶ 3} On January 31, 2019, Firelands filed its application with the Board for a certificate of environmental compatibility and public need to construct and operate a wind-powered electric generation facility in Huron and Erie counties.

{¶ 4} On June 24, 2021, the Board approved Firelands' application by Opinion, Order, and Certificate (Order).

{¶ 5} On July 23, 2021, Residents and BSBO, intervenors in the case, filed a combined application for rehearing from the Board's Order.

{¶ 6} On August 2, 2021, Local Farmers, another intervenor in the case, and Firelands filed separate memoranda contra application for rehearing. No other applications for rehearing or memoranda contra have been filed in this case since the journalization of the Board's Order.

{¶ 7} R.C. 4906.12 provides that R.C. 4903.02 to 4903.16, and 4903.20 to 4903.23 apply to a proceeding or order of the Board as if the Board were the Public Utilities Commission of Ohio.

{¶ 8} Ohio Adm.Code 4906-2-32 provides that any party or affected person may file an application for rehearing within 30 days after the issuance of a Board order in the manner, form, and circumstances set forth in R.C. 4903.10.

{¶ 9} R.C. 4903.10 provides that any party to a Commission proceeding may apply for rehearing with respect to any matter determined by the Commission within 30 days after the entry of the order upon the journal of the Commission.

{¶ 10} Pursuant to the authority set forth in Ohio Adm.Code 4906-2-32(E), the administrative law judge grants the application for rehearing filed by Residents and BSBO in order to afford the Board more time to consider the issues raised in the application for rehearing.

{¶ 11} It is, therefore,

{¶ 12} ORDERED, That the application for rehearing filed by Residents and BSBO be granted in accordance with Paragraph 10. It is, further,

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

THE OHIO POWER SITING BOARD

/s/Michael L. Williams

By: Michael L. Williams  
Administrative Law Judge

MJA/hac

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

**Commission of Ohio Docketing Information System on**

**8/20/2021 9:41:48 AM**

**in**

**Case No(s). 18-1607-EL-BGN**

Summary: Administrative Law Judge Entry ordering that the application for rehearing filed by Residents and BSBO be granted in accordance with Paragraph 10 electronically filed by Heather A. Chilcote on behalf of Michael L. Williams, Administrative Law Judge, Ohio Power Siting Board