

December 29, 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. 20-417-EL-BGN - In the Matter of the Application of Grover Hill Wind, LLC for a Certificate of Environmental Compatibility and Public Need to Construct a Wind-Powered Electric Generation Facility in Paulding County, Ohio.**

**Response to Twelfth Data Request from Staff of the Ohio Power Siting Board**

Dear Ms. Troupe:

Attached please find Grover Hill Wind, LLC's ("Applicant") Response to the Twelfth Data Request from the staff of the Ohio Power Siting Board ("OPSB Staff"). The Applicant provided this response to OPSB Staff on December 29, 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)

Terrence O'Donnell (0074213)

William V. Vorys (0093479)

Matthew C. McDonnell (0090164)

Dickinson Wright PLLC

150 East Gay Street, Suite 2400

Columbus, Ohio 43215

Phone: (614) 591-5461

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

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

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

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

*Attorneys for Grover Hill Wind Project, LLC*

Cc: Jim O'Dell  
Theresa White  
Randall Schumacher  
Jon Pawley

Ms. Tanowa Troupe  
Grover Hill Wind, LLC  
Case No. 20-417-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 29<sup>th</sup> day of December, 2021.

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)

Counsel:

[werner.margard@OhioAGO.gov](mailto:werner.margard@OhioAGO.gov)

Administrative Law Judge:

[greta.see@puco.ohio.gov](mailto:greta.see@puco.ohio.gov)

[david.hicks@puco.ohio.gov](mailto:david.hicks@puco.ohio.gov)

4878-6422-4520 v1 [73809-23]

**BEFORE  
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Grover Hill Wind, )  
LLC for a Certificate of Environmental Compatibility )  
and Public Need to Construct a Wind-Powered ) Case No: 20-417-EL-BGN  
Electric Generation Facility in Paulding County, Ohio )

**GROVER HILL WIND, LLC 'S  
RESPONSE TO THE TWELFTH DATA REQUEST  
FROM THE STAFF OF THE OHIO POWER SITING BOARD**

On May 3, 2021, as supplemented on June 7, 2021 and December 21, 2021, Grover Hill Wind, LLC (“Applicant”) filed an application (“Application”) with the Ohio Power Siting Board (“OPSB”) proposing to construct a wind-powered electric generation facility in Paulding County, Ohio (“Project”).

On December 27 and 28, 2021, the Staff of the OPSB (“OPSB Staff”) provided the Applicant with OPSB Staff’s Twelfth Data Request. Now comes the Applicant providing the following Response to the Twelfth Data Request from the OPSB Staff.

- 1. Has the Applicant completed a desktop risk assessment for bald eagles in accordance with USFWS guidelines? If yes, please provide the results of this assessment.**

**Response:** The “2020-2021 Habitat Assessment” report was compiled and uploaded as Attachment 2 of the June 7, 2021 Supplement to the Application. This represented a desktop land cover assessment of the Project Area that could be used to assess the potential for the area to be used by state – or federally protected species, including Bald Eagles. In addition, a natural heritage data request documenting rare species near or within the Project Area was submitted to assess risk to eagles and other protected species. These components of the United States Fish and Wildlife (“USFWS”) Eagle Conservation Plan Stage 1 desktop analysis were used to inform a raptor nest survey that did not identify any Bald Eagle nests located within the Project Area or the surrounding one-mile buffer. The results of the combined habitat assessment, state agency coordination, and field reviews are currently being communicated to the USFWS in support of on-going consultation and the preparation of a Technical Assistance Letter (“TAL”) regarding the Project.

2. The 11/16/21 data request response indicates that Grover Hill excavated six sites starting as early as December 2017 and asked Grover Hill to clarify which of those six were included in the application. The response was that three turbine sites, T-26, 31, and 34 were included with the application. 4.5.3 of the geotechnical report which supplemented the 11/16/21 data request response, indicates there was previous excavation at two turbine sites, T-26 and 43. Please clarify.

**Response:** The table below summarizes the issues related to the turbine locations identified in this question. The geotechnical report indicates previous excavations as follows:

- Turbine 26 –This excavation was originally designated as T-1 in an older layout. The current layout shows Turbine 26 in a site excavated in 2017.
- Turbine 43 – The geotechnical report refers to an excavation **near** Turbine 43. The excavation was originally designated as T-42 in an older layout.

<b>Turbine Designation</b>	<b>Description</b>	<b>Latitude</b>	<b>Longitude</b>	<b>Disposition</b>
T-26	In existing Layout. Excavation conducted in 2017 as T-1	40° 1'50.39"N	84°28'56.14"W	Excavation will be used for turbine 26 in the current project layout.
T-42	Old turbine location. Not in existing layout. Excavation Conducted in 2018	40°59'56.40"N	84°28'53.91"W	Excavation will be backfilled and remediated during project construction
T-43	In existing layout	40°59'57.76"N	84°28'53.84"W	Excavation will be conducted during project construction.

Respectfully submitted,

/s/ Christine M.T. Pirik

Christine M.T. Pirik (0029759)  
 (Counsel of Record)  
 Terrence O'Donnell (0074213)  
 William V. Vorys (0093479)  
 Matthew C. McDonnell (0090164)  
 Dickinson Wright PLLC  
 150 East Gay Street, Suite 2400  
 Columbus, Ohio 43215

*Attorneys for Grover Hill Wind, LLC*

**This foregoing document was electronically filed with the Public Utilities  
Commission of Ohio Docketing Information System on  
12/29/2021 3:47:11 PM**

**in**

**Case No(s). 20-0417-EL-BGN**

Summary: Response - Response to Twelfth Data Request from Staff of the Ohio Power Siting Board electronically filed by Christine M.T. Pirik on behalf of Grover Hill Wind, LLC