

February 11, 2022

Dylan F. Borchers
Sommer L. Sheely
Attorneys for Scioto Farms Solar Project, LLC
Bricker & Eckler LLP
100 South Third Street
Columbus, OH 43215

Application for Certificate of Environmental Compatibility and Public Need

Case: 110 MW Scioto Farms Solar Facility

Case Number: 21-0868-EL-BGN

Dear Mr. Borchers and Ms. Sheely:

This letter is to inform you that the above referenced application, filed with the Ohio Power Siting Board (Board) on December 13, 2021 along with Scioto Farms Solar Project, LLC's data request responses, 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, including but not limited to:

- An unanticipated discovery plan which includes course(s) of action to be taken in the event of previously unidentified subsurface hazard/feature encountered during construction (e.g., oil and gas well infrastructure, abandoned mines, contaminated soils, etc.)
- Discussion of adequate setbacks to ensure the proposed project infrastructure does not impact water wells or oil and gas wells or any related appurtenances.
- Detailed description of the proposed gen-tie transmission line and associated facilities that would be constructed, operated, and maintained by Scioto Farms Solar Project, LLC.
- A memorandum of understanding coordinated with the Ohio State Historic Preservation Office (OHPO) concerning National Register of Historic Places eligible or potentially eligible historic resources that are potentially adversely affected by the project.
- Final concurrence with OHPO of the archaeological survey remaining for the project area.

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 proceedings, they must file a notice of intervention with the Board within thirty days of being served a copy of the application.



Board Members
Director, Ohio Environmental Protection Agency
Director, Ohio Department of Development
Director, Ohio Department of Health
Director, Ohio Department of Natural Resources
Director, Ohio Department of Agriculture
Public Member
Ohio House of Representatives
Ohio Senate

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 details 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 Department of Development
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 Rule 4906-3-12, the amount of \$55,000 is an application fee. 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 me at (866) 270-6772 or Thomas Crawford via thomas.crawford@puco.ohio.gov or at (614) 466-0349.

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**

2/11/2022 10:22:15 AM

in

Case No(s). 21-0868-EL-BGN

Summary: Correspondence Regarding Completeness of Application electronically
filed by Mr. Matt Butler on behalf of Staff of OPSB