

A RESOLUTION STATING THE OPPOSITION OF THE BOARD OF COMMISSIONERS OF GREENE COUNTY, OHIO, TO THE APPLICATION OF KINGWOOD SOLAR I LLC FOR DEVELOPMENT OF A 175 MEGAWATT SOLAR-POWERED ELECTRIC GENERATING FACILITY IN GREENE COUNTY, PENDING BEFORE THE OHIO POWER SITING BOARD

RESOLUTION NO. 21-10-28-8

WHEREAS, the Greene County Board of Commissioners has received notice of a completed application for a proposed solar-powered electric generation facility to be located in Greene County, filed by Kingwood Solar I LLC (“Kingwood”) before the Ohio Power Siting Board (OPSB); and,

WHEREAS, the Greene County Board of Commissioners has intervened in the OPSB proceeding relative to the Kingwood project; and,

WHEREAS, among the criteria for approval of such facilities OPSB considers is whether the facility will serve the public interest, convenience, and necessity; and,

WHEREAS, the Greene County Board of Commissioners has responsibility for preserving the general health, safety, and welfare within the territory of Greene County; and,

WHEREAS, the Greene County Board of Commissioners respects private property and contractual rights, while recognizing that uses of private property have external effects on others’ private property and the public generally, and so comprehensive planning and land-use regulations are necessary to balance competing private interests and the public interest; and,

WHEREAS, the Greene County Board of Commissioners, by Resolution No. 21-8-26-10 adopted on August 26, 2021, amended the Greene County “Perspectives 2020: A Future Land Use Plan for Greene County” to include planning principles for renewable energy and farmland preservation in Greene County; and,

WHEREAS, this amendment establishes a policy by which Greene County will support “limited utility-scale renewable energy systems,” subject to certain conditions including that they be setback from road rights-of-way and parcel lines a minimum of 300 feet, that they not in the aggregate occupy more than two percent of land area outside the Urban Service Boundary for each Township, and that they not be within the viewshed of any cultural, historic, scenic byways or historic corridors, current or proposed bike trails, or recreational resources in Greene County; and,

WHEREAS, the adoption of planning policies related to renewable energy and farmland preservation reflect the determination of the Greene County Board of Commissioners, following public hearing and recommendation by the Greene County Regional Planning and Coordinating Commission, of those measures necessary to protect the public health, safety, and welfare within Greene County with regard to utility-scale renewable energy developments that were not contemplated or approved in prior planning documents; and,

WHEREAS, the project proposed in the Kingwood application would be located in a relatively densely, and growing, populated area, with fifty-one (51) non-participating houses located within 300 feet of the project area boundary according to Kingwood's filings; and,

WHEREAS, the project proposed in the Kingwood application would also be located within 300 feet of 4-H Camp Clifton, a recreational resource within Greene County; and,

WHEREAS, the five-mile viewshed area identified by Kingwood for its project would include several other State and local cultural, historic, scenic, and recreational resources, including Clifton Gorge Dedicated Nature Preserve, Clifton Mill, Clifton River Road Reserve, John Bryan State Park, and numerous trails, with potential near-foreground visibility from Clifton Gorge Dedicated Nature Preserve, and John Bryan State Park, and visibility from the roads leading to these various historic, natural, and recreational resources. This project could be a potential economic detriment to tourism; and,

WHEREAS, the project proposed in the Kingwood application is incompatible with the adopted policies for development of renewable energy and farmland preservation;

NOW, THEREFORE, BE IT RESOLVED, by the Greene County Board of Commissioners that:

Section 1. The Greene County Board of Commissioners finds that the application of Kingwood Solar I LLC, pending in Case Number 21-0117-EL-BGN before the Ohio Power Siting Board is incompatible with the general health, safety, and welfare of the residents of Greene County, and therefore will not serve the public interest, convenience, and necessity of the residents of the County or the State of Ohio.

Section 2. The Greene County Board of Commissioners hereby states its opposition to the application of Kingwood Solar I LLC, pending in Case Number 21-0117-EL-BGN before the Ohio Power Siting Board.

Section 3. The Greene County Board of Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of the Board of Commissioners, and that all deliberations of this Board, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

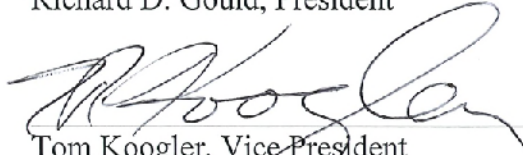
Section 4. This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board, which may be inconsistent or duplicative with the provisions of this resolution.

THE GREENE COUNTY BOARD OF COMMISSIONERS




Richard D. Gould, President

Aye



Tom Koogler, Vice President

Aye



Rick Perales, Commissioner

Aye



Clerk

Adopted this 28th day of October, 2021.

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

3/29/2022 9:52:43 AM

in

Case No(s). 21-0117-EL-BGN

Summary: Exhibit Greene County Exh 2 electronically filed by Mr. Ken Spencer on
behalf of Armstrong & Okey, Inc.