

From: [Puco ContactOPSB](#)
To: [Puco Docketing](#)
Subject: public comment 20-1605-EL-BGN
Date: Monday, July 11, 2022 7:53:29 AM
Attachments: [2022-07-08 OPSB.pdf](#)

From: Michael Wildermuth
Sent: Sunday, July 10, 2022 3:02 PM
To: Butler, Matthew <matthew.butler@puco.ohio.gov>
Subject: Case No. 20-1605-EL-BGN

Dear Mr. Butler:

We submit the attached document for inclusion in the Public Comments for Case No. 20-1605-EL-BGN.

Very truly yours,

Michael Wildermuth, Manager
Allen Auglaize Coalition for Reasonable Energy

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Allen Auglaize
Coalition
for
Reasonable Energy

allen.auglaize.coalition@gmail.com

8 July 2022

Ohio Power Siting Board
180 East Broad Street
Columbus, Ohio 43215

Dear Members of the Ohio Power Siting Board:

We write regarding Case Number 20-1605-EL-BGN, Birch Solar 1.

We submit this material to you to demonstrate to you that we have reached out to the Allen County Board of Commissioners, who are non-parties in the case, to ensure they are provided with relevant and significant evidence of community support for the Birch Solar Project.

The materials attached after this cover page were delivered to the Commissioners by the United States Postal Service on July 5, 2022. The Auglaize County Board of Commissioners and Shawnee Township Trustees have already received this evidence by virtue of intervening in the aforementioned case.

Respectfully,

The Allen Auglaize Coalition for Reasonable Energy
An Unincorporated, Non-Profit, Ohio Association

Allen Auglaize
Coalition
for
Reasonable Energy

allen.auglaize.coalition@gmail.com

22 June 2022

Allen County Board of Commissioners
204 N. Main Street, Suite 301
Lima, Ohio 45801

Dear Allen County Commissioners:

We write in response to your letter of 7 June 2022 posted to the Public Comments section of the Ohio Power Siting Board (OPSB) case docket for case number 20-1605-EL-BGN, the Birch Solar 1 project.

While we agree that you have presented the sentiments of your constituents to the OPSB as "one sided", using the term chosen by James S. O'Dell of the OPSB staff in his testimony filed in the Case Documents of the aforementioned case on 11 May 2022, we were alarmed to discover within Mr. O'Dell's testimony that OPSB staff have misinterpreted you.

Mr. O'Dell states that "local elected officials [are] charged with representing and serving their respective communities." Yet, we find no evidence that the views of your constituents in support of the Birch Solar 1 project have been communicated by you to the staff of the OPSB. Thus we feel, in this case, you have not executed your charge. Unfortunately, it is apparent that OPSB staff assume that you have.

In anticipation that you will be compelled, as part of your charge, to summarize to the OPSB the support evidenced by the enclosed documents, we provide the following additional information:

- The signatures on the enclosed documents are the result of actual engagement with your constituents by going door-to-door or meeting them at public events.
- Most people know little, if anything, about the case and care little that it will be sited in a remote area of the county where most residents do not travel.
- Your constituents were quite concerned that denial of the project would deprive local schools and governments of million of dollars in additional revenue. When pointed out, a sizable majority of those to whom we spoke chose to sign. Taxes are their major concern.
- Some people, while in support of the project, declined to sign because they were afraid that their friends or their neighbors who opposed the project would find out. We believe that television and newspaper coverage of local events documenting intimidating behavior by some people in opposition has had a chilling effect on discourse among the public-at-large.

- The enclosed documents, to the best of our knowledge, are signed only by those who will benefit from the project, that is, those that live in areas within the financial footprint of the project.
- As most signatures represent actual interactions at their homes, we can attest to the fact that these signatories are verified residents of the area. In addition, online contributors were verified by their names and addresses.
- No more than a handful are members of our organization. The vast majority of the signatories are your constituents. We do not represent them but simply provide you with evidence of their sentiments regarding the project. Representation we leave to you as their elected officials as this is what the OPSB expects.

While we believe it is fair to note, as you have in your 7 June letter, that opposition to the project has not disappeared, we believe it is also fair to say, given the agreement reached between the applicant and Against Birch Solar (ABS), LLC, that the subsequent headline in *The Lima News* of 19 May 2022, "Birch Solar opposition dwindles" is undeniably accurate. Yet, your efforts since that time seem solely intended to contradict that statement while not mentioning that local support for the project has been unfailing and is evidenced by the participation of our locally-organized and 100% locally-funded group as an intervenor; something which is, as far we know, unique in Ohio.

It was through our own efforts that we secured *pro-Bono* legal support via the Sabin Center for Climate Change Law at Columbia Law School in New York, New York, which enabled us to become intervenors.

In summary, we simply ask that you discharge your responsibility to represent hundreds of your constituents in this matter or communicate to the OPSB that you have, in this case, determined not to.

Respectfully,

The Allen Auglaize Coalition for Reasonable Energy
An Unincorporated, Non-Profit, Ohio Association

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We, the undersigned, are residents of Allen and Auglaize Counties and the Apollo Joint Vocational School District who urge our elected officials and the Ohio Power Siting Board to approve the Birch Solar project. Our local community welcomes the Birch Solar Farm.

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SUPPORT OUR SAFETY SERVICES
SUPPORT OUR ROADS
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SUPPORT SOLAR

Allen Auglaize Coalition for Reasonable Energy

A proposed solar farm in Shawnee and Logan Townships in Allen and Auglaize Counties will deliver nearly \$3 million dollars in new revenue to our local schools and county governments every year for 30 years. **With this solar farm, more than \$80 million dollars of new revenue will flow through Allen and Auglaize Counties, reducing our tax burden, decreasing the need for levies, and creating local jobs while generating clean, pollution free electricity.** This revenue can be used to provide maintenance for our roads, fire stations, community parks and other public services.

We, the undersigned, are residents of Allen and Auglaize Counties and the Apollo Joint Vocational School District who urge our elected officials and the Ohio Power Siting Board to approve the Birch Solar project. Our local community welcomes the Birch Solar Farm.

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