

## THE OHIO POWER SITING BOARD

IN THE MATTER OF THE LETTER OF  
NOTIFICATION APPLICATION FILED BY  
SENECA WIND, LLC FOR A CERTIFICATE  
OF ENVIRONMENTAL COMPATIBILITY  
AND PUBLIC NEED FOR THE SENECA  
WIND GEN-TIE.

CASE NO. 18-1794-EL-BLN

### ENTRY

Entered in the Journal on August 18, 2022

#### I. SUMMARY

{¶ 1} The Ohio Power Siting Board cancels the certificate authority issued in this matter.

#### II. DISCUSSION

{¶ 2} Seneca Wind, LLC (Seneca or Company) is a person as defined in R.C. 4906.01.

{¶ 3} R.C. 4906.04 provides that no person shall construct a major utility facility in the state without obtaining a certificate for the facility from the Ohio Power Siting Board (Board).

{¶ 4} R.C. 4906.03(F) instructs the Board to adopt rules that provide for an accelerated review and automatic certification of an electric transmission line under certain circumstances. In accordance with R.C. 4906.03(F), the Board has adopted Ohio Adm.Code Chapter 4906-6 addressing accelerated and expedited accelerated certificate applications.

{¶ 5} Ohio Adm.Code 4906-6-02 identifies the types of accelerated applications as either letter of notification or construction notice applications. Accelerated applications are subject to a 90-day automatic approval process.

{¶ 6} On December 13, 2018, Seneca filed a pre-application notification letter advising the Board that the Company would be seeking approval to construct an electric interconnection facility consisting of a substation and a 138 kilovolt electric transmission line in Seneca County, Ohio.

{¶ 7} Board Staff issued a report on January 17, 2019, recommending automatic approval of Seneca's application on February 11, 2019, pursuant to the provisions of R.C. 4906.03 and Ohio Adm.Code 4906-3-10.

{¶ 8} In accordance with Ohio Adm.Code 4906-3-12(B), if a continuous course of construction has not commenced within three years of the accelerated application approval date, the Board's approval automatically expires.

{¶ 9} The Board notes that Seneca did not commence a continuous course of construction within three years and, as such, the certificate authority to construct the interconnection facility expired in February 2022. Therefore, Seneca is prohibited from constructing the interconnection facility under the authority issued in this matter, and Case No. 18-1794-EL-BLN should now be dismissed and closed of record.

### III. ORDER

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That, in accordance with Paragraph 9, Case No. 18-1794-EL-BLN be dismissed and closed of record. It is, further,

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

BOARD MEMBERS:

*Approving:*

Jenifer French, Chair  
Public Utilities Commission of Ohio

Jack Christopher, Designee for Lydia Mihalik, Director  
Ohio Department of Development

W. Gene Phillips, Designee for Bruce T. Vanderhoff, M.D., Director  
Ohio Department of Health

Drew Bergman, Designee for Laurie Stevenson, Director  
Ohio Environmental Protection Agency

Sarah Huffman, Designee for Dorothy Pelanda, Director  
Ohio Department of Agriculture

Gregory Slone  
Public Member

JRJ/mef

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**in**

**Case No(s). 18-1794-EL-BLN**

Summary: Entry canceling the certificate authority issued in this matter  
electronically filed by Ms. Mary E. Fischer on behalf of Ohio Power Siting Board