



Benjamin J. Holwerda
T (517) 318-3012
F (517) 318-3070
Email: bholwerda@clarkhill.com

Clark Hill
215 S. Washington Square, Ste. 200
Lansing, MI 48933
T (517) 318-3100
F (517) 318-3070

September 19, 2025

VIA ELECTRONIC CASE FILING

Ms. Lisa Felice
Executive Secretary
Michigan Public Service Commission
7109 W. Saginaw Highway
Lansing, Michigan 48917

Re: Case No. U-21932 – In the matter of the application of ACCELERATION SOLAR, LLC for a Renewable Energy or Storage Siting Certificate to construct a solar energy facility

Dear Ms. Felice:

Enclosed for filing in the above-referenced matter please find **Vevay Township's Petition to Intervene** and **Proof of Service**.

Thank you for your assistance.

Sincerely,

CLARK HILL PLC

/s/ Benjamin J. Holwerda

Benjamin J. Holwerda

BJH/pkm
Enclosure
cc: Parties of Record

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of)	
ACCELERATION SOLAR, LLC)	Case No. U-21932
for a Renewable Energy or Storage Siting)	
Certificate to construct a solar energy facility.)	ALJ Lesley C. Fairrow
_____)	

VEVAY TOWNSHIP'S
PETITION TO INTERVENE

Vevay Township, Michigan (the “Township”), by and through its attorneys, Clark Hill PLC, hereby petitions the Michigan Public Service Commission (“MPSC” or the “Commission”) for leave to intervene in the above-captioned proceeding pursuant to Michigan Administrative Code, Rule 792.10410 (“Rule 410”) of the Commission’s Rules of Practice and Procedure.

In support of this petition, the Township states as follows:

1. Vevay Township is located in Ingham County, Michigan within the electric service territories of Consumers Energy Company and HomeWorks Tri-County Electric Cooperative. The Township is constituted within the Lansing-East Lansing metropolitan area and has approximately 3,606 residents that reside within its boundaries.

2. Acceleration Solar, LLC (“Acceleration”) filed an application for a certificate to develop, construct, own, and operate an approximately 90-megawatt (“MW”) solar energy facility partially located in Vevay Township, Onondaga Township, and Leslie Township (the “Project”). Approximately 39% (35MW) of the 90MW is to be included in approximately 240 of the fenced-in acres of Vevay Township. (06/18/2025 Application, Appx 1, p 4.) The Project is proposed for development by Ranger Power, LLC (“Ranger Power”), a utility-scale renewable energy

development company focused on delivering cost-effective, clean renewable energy projects across the United States.

3. Under Section 226(3) of Public Act 233 of 2023, an “affected local unit” is explicitly authorized to intervene as a third party in such a proceeding as this as a matter of right. MCL 460.1226(3). An “affected local unit” is defined under MCL 460.1221(a) as a “unit of local government in which all *or part* of a proposed energy facility will be located.” MCL 460.1221(a) (emphasis added).

4. As recognized in Public Act 233 of 2023, utility-scale solar installations within an “affected local unit” can impact, among other things: (1) the environment and natural resources, (MCL 460.1225(1)(f)); (2) public health and safety, (MCL 460.1225(1)(g)); (3) signal interference, (MCL 460.1225(1)(o)); (4) stormwater patterns, (MCL 460.1225(1)(p)); (5) municipal fire protection and emergency response resources, (MCL 460.1225(1)(p)); (6) future land use as it relates to project decommissioning, (MCL 460.1225(1)(r)); (7) local land use, including the use and preservation of prime farmland, (MCL 460.1226(6)); and (8) sound nuisances, (MCL 460.1226(8)(a)(iv)).

5. In this case, the Project is proposed to be located partially in Vevay Township. The Township is obligated to protect the interests of its residents, including their health and safety. MCL 460.1225(1)(g). Therefore, the Township is an “affected local unit,” and it is statutorily authorized to intervene in this matter as of right. MCL 460.1226(3) (providing that “[a]n affected local unit . . . may intervene *by right*”) (emphasis added).

6. Moreover, although Rule 410 speaks in terms of *leave* to intervene, the Commission has indicated that it considers the ability to intervene to be one of right when a petitioner can meet the two-prong test for standing.¹

7. This test requires a showing that the prospective intervenor will: (1) suffer an injury in fact as a result of the outcome of the case; and (2) the interests allegedly endangered fall within the zone of interests intended to be protected or regulated by the statute or constitutional guarantee in question.²

8. The Township meets the two-prong test for standing because, if approved as filed, the Project will be constructed and operated partially within the Township’s boundaries and impact its residents. Indeed, the Application explains that the Project “will utilize approximately 618 acres of fenced-in area located on approximately 873 acres of participating land (the “Project Area”) within Leslie, Vevay, and Onondaga townships, Ingham County, Michigan.” (06/18/2025 Application, p. 2, ¶ 10.)

9. Regarding the first prong, the interests of the Township are impacted by the activity proposed in Application and the proposed location of the Project. In particular, the Project will be constructed, developed, and operated within the geographic boundaries of the Township.

10. The interests of the Township also fall within the zone of interests intended to be protected or regulated by Public Act 233 of 2023. Several provisions of PA 233 are designed to protect against potential adverse impacts or nuisance caused by utility-scale renewable energy

¹ The United States Supreme Court established the two-prong test for standing in *Association of Data Processing Service Organizations, Inc v Camp*, 397 US 150; 90 S Ct 827; 25 L Ed 2d 184 (1970), applied to utility matters in *Drake v The Detroit Edison Co*, 453 F Supp 1123, 1127 (WD Mich, 1978), and adopted by the Commission in its November 10, 1988 Order in Case No. U-9138.

² *In re Consumers Energy for Authority to Implement a Power Supply Cost Recovery Plan*, MPSC Case No. U-17317, March 6, 2014, Order, p. 4 (emphasis added).

projects. See, e.g., MCL 460.1226(6) (allowing the Commission to consider “feasible alternative developed locations,” “the impact of the proposed facility on local land use,” and to “condition its grant . . . on the applicant taking *additional reasonable action* related to the impacts of the proposed energy facility”) (emphasis added); see also MCL 460.1226(6)(a)–(d). Therefore, the Township meets the two-prong test set by the Commission for intervention by right.

11. In addition to meeting the conditions for intervention by right, the Township meets the Commission’s criteria for *permissive intervention*. As recognized in prior Commission orders, “the Commission’s discretion to grant leave to intervene is broader than the two-prong test . . . Unlike a court of law, an administrative agency can allow intervention whenever the resulting delay will likely be outweighed by the benefit of the intervenor’s participation.”³ Permissive intervention has also been granted where a proceeding “raises novel questions and important issues of policy” and the intervenor will “bring a unique perspective” to the case.”⁴

12. The Township will provide the Commission with useful and unique information throughout the duration of this case. The Township can provide a unique perspective related to the area where the Project will be developed, as well as the interests of its residents. These efforts will assist the Commission in making significant policy determinations in this case and will “bring helpful information to the Commission’s attention that might not otherwise be available.”⁵ As such, the Township meets the test for permissive intervention.

³ *In re Michigan Consolidated for Authority to Increase its Rates*, MPSC Case No. U-10150, December 8, 1992, Order, p 5.

⁴ *In re Consumers Energy to Fully Comply with Public Act 295 of 2008*, MPSC Case No. U-17771, October 27, 2015, Order, p 6, citing *In re Mascotech Forming Technologies*, MPSC Case No. U-11057, June 5, 1996, Order, pp 2–3.

⁵ *In the Matter, on the Commission’s Own Motion*, MPSC Case No. U-18091, February 21, 2019, Order, p 9.

13. The Township will carefully examine the reasonableness and prudence of Acceleration's requests and proposals, including those indicated above.

14. The unique interests of the Township are not adequately represented by any other party. Therefore, it would be detrimental to the public interest to deny this Petition to Intervene.

15. Additionally, Vevay Township's Petition to Intervene is timely filed as it has been filed at least 7 days prior to any Prehearing Conference in this matter per Michigan Administrative Code, Rule 792.10410(1).

16. The Township reserves the right to take other positions and/or seek other relief based on a review of the various filings, the responses to discovery, or positions taken in briefs.

WHEREFORE, Vevay Township requests that the Commission grant its Petition to Intervene in and be treated as a full party hereto. Vevay Township further requests that the parties serve copies of all pleadings and correspondence in these proceedings to the offices of its counsel listed below and copy those individuals in its service list.

Respectfully submitted,

CLARK HILL PLC

By: /s/ Benjamin J. Holwerda
Zachary C. Larsen (P72189)
Benjamin J. Holwerda (P82110)
Attorneys for Proposed Intervenor
Vevay Township
Clark Hill PLC
215 South Washington Sq., Suite 200
Lansing, Michigan 48933
(517) 318-3012
zlarsen@clarkhill.com
bholwerda@clarkhill.com

David M. Revore (P68929)
McGinty, Hitch, Person, Anderson &
Revore, P.C.
3410 Belle Chase Way, Suite 600

Lansing, MI 48911
(517) 351-0280
davidrevore@mcgintylaw.com

Date: September 19, 2025

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of)	
ACCELERATION SOLAR, LLC)	Case No. U-21932
for a Renewable Energy or Storage Siting)	
Certificate to construct a solar energy facility.)	ALJ Lesley C. Fairrow
_____)	

PROOF OF SERVICE

STATE OF MICHIGAN)
) ss
 COUNTY OF INGHAM)

Paula K. Mertins, being first duly sworn, deposes and says that on September 19, 2025, she did cause to be served *Petition to Intervene of Vevay Township* as well as this *Proof of Service*, in the above docket, via electronic mail, to the persons identified on the attached service list.



 Paula K. Mertins

SERVICE LIST
MPSC Case No. U-21932

<p><u>Counsel for Acceleration Solar, LLC</u></p> <p>Ryan M. Shannon Salina M. Hamilton Brandon C. Hubbard rshannon@dickinsonwright.com shamilton@dickinsonwright.com bhubbard@dickinsonwright.com</p>	<p><u>Counsel for MPSC Staff</u></p> <p>Anna B. Stirling Nicholas Q. Taylor Stirlinga1@michigan.gov Taylorn10@michigan.gov</p>
<p><u>Administrative Law Judge</u></p> <p>Hon. Lesley Fairrow Administrative Law Judge Michigan Public Service Commission 7109 W. Saginaw Hwy., 3rd Floor Lansing, Michigan 48917 Email: fairrowl1@michigan.gov</p>	<p><u>Counsel for Proposed Intervenor</u> <u>Vevay Township</u></p> <p>Zachary C. Larsen Benjamin J. Holwerda zlarsen@clarkhill.com bholwerda@clarkhill.com</p> <p>David M. Revore davidrevore@mcgintylaw.com</p> <p>cc: Paula Mertins pmertins@clarkhill.com</p> <p>John Lazet supervisor@vevaytownship.org</p>