



Public Service Commission of Wisconsin

Summer Strand, Chairperson
Kristy Nico, Commissioner
Marcus Hawkins, Commissioner

4822 Madison Yards Way
P.O. Box 7854
Madison, WI 53707-7854

August 22, 2025

Re: Application of Fox Solar, LLC for a Certificate of Public Convenience and Necessity to Construct a Solar Electric Generation Facility Capable of Generating Up to 100 MW, a Collector Substation, a Generation Tie Line, and a Battery Energy Storage System in the Town of Morgan, Oconto County, Wisconsin

9833-CE-100

To the Person Addressed:

The Public Service Commission of Wisconsin (Commission or PSC) received an application from Fox Solar, LLC (Fox Solar, or the applicant) for construction of the new 100 Megawatt (MW) solar electric generating facility, plus a 50 MW battery energy storage system (BESS), and a generation tie line. (PSC REF#: 55606.) The proposed utility scale solar installation and associated facilities would be located in the Town of Morgan, Oconto County, Wisconsin.

The Commission is sending this letter to notify property owners near the proposed facilities, as well as individuals who have asked to be placed on our mailing list, that the Commission is currently soliciting comments on the proposed project to help inform the preparation of an environmental assessment (EA) for the proposed project. This letter is also being sent to public officials who may wish to place this notification in a location where it can be viewed by the public.

Commission and Wisconsin Department of Natural Resources (DNR) staff are now reviewing the application and analyzing the environmental impacts that may occur as a result of constructing the proposed project. This letter is intended to notify interested persons that the scoping period for the proposed project has begun and encourage persons with local information or environmental concerns to submit comments on the proposed project to the Commission. Comments regarding the scope of the environmental assessment of the proposed project can be submitted through:

- The Commission's website at <https://psc.wi.gov> where you can scroll down to the E-Services heading toward the bottom of the webpage, then click "File a Public Comment" in the middle of the page, then locate docket 9833-CE-100, or
- A letter addressed to the Commission's Environmental Review Coordinator for this docket (see contacts at the end of this letter). Emails are not an accepted form of comment.

Please note that comments will be made available to the public via the Commission's Electronic Records Filing System. Personally identifying information is not edited or deleted from submissions. Effective topics to mention in comments on the scope of the environmental assessment may include:



- Any specific potential human and environmental impacts from the proposed project; or
- Any specific actions or changes to the proposed project that might minimize or mitigate potential impacts from the proposed project.

The deadline for submitting scoping comments on the environmental assessment for the Fox Solar Project is Friday, September 19, 2025.

Additional opportunities for public participation include the opportunity to comment on the preliminary determination on the need to prepare an Environmental Impact Statement for the project, and to comment as part of the public hearing for the proposed project. Notification for the preliminary determination and associated comment period will be sent to the mailing list for this project, and you can be added to this mailing list by contacting the PSC Case Coordinator for this project listed below under project contacts. Notice will also be provided for the public hearing at a later date when the time and place are determined. See below for further details on the EA, preliminary determination, and public hearing.

Project Description

Fox Solar is seeking approval to construct, install, operate, and maintain the Fox Solar project, a 100 MW photovoltaic (PV) solar energy generating facility in the Town of Morgan in Oconto County, Wisconsin ("project"). The project would also include a 50 MW battery energy storage system (BESS), a generation tie line, a 138 kV collection substation, and an Operations and Maintenance (O&M) building. The project would require the construction of a new 138 kV generation tie line (a new electric line to transmit energy generated by the facility to the existing electric grid), which is proposed to be approximately 0.18-mile (950 feet) in length. The generation tie line would connect the new on-site 138 kV collection substation to the existing ATC-owned Morgan Substation, located to the north of the proposed collection substation. Additional components including inverters, underground collector circuits, and access roads would be constructed within and between the fenced solar array areas.

The proposed project would be constructed within approximately 648.9 acres of land, which includes 512.8 acres for the Primary Facility Area and 136.1 acres for the Alternate Facility Area. The project substation, O&M building, and BESS would occupy about 4 acres that are considered part of the Primary Facility Area. The project is proposed to include seven primary array areas and four alternate array areas. Array sites can be identified by their fence boundary identification in the attached map. If approved, the applicant anticipates construction to begin in quarter 3 of 2027 with an estimated in-service date of quarter four of 2028.

The applicant is Fox Solar, which may own and operate the project, or develop and sell the project to a utility or an independent power producer.

If you are unable to determine how the project's location may impact you or areas of concern based on the information available to you in the application, on the PSC website, or in this notification, please contact the PSC Environmental Review Coordinator or PSC Case Coordinator for the docket listed below.

State and Federal Agency Jurisdiction

The proposed project requires a Certificate of Public Convenience and Necessity from the Commission before construction can begin. Based on the record of analysis of potential environmental and societal impacts, the Commission will decide whether to approve, modify, or deny the applicant's proposal. The DNR will consider the application for wetland and waterway permits, if applicable under Wis. Stat. ch. 30, potential impacts to rare species, and other affected resources under its jurisdiction. Other reviews, approvals, or permits may be necessary from local, state, or federal entities.

Environmental Assessment

The proposed project is a Type II action under Wis. Admin. Code § PSC 4.10(2). The Commission will prepare an EA for this project jointly with DNR. The EA will evaluate the location of the project and its potential environmental, community, and private property impacts. There will be a preliminary determination when the EA is complete that will determine whether the preparation of an Environmental Impact Statement is necessary under Wis. Stat. § 1.11. Comments on this preliminary determination will be accepted and considered before a final determination is made. At the time of the preliminary determination, the Commission shall make copies of the EA available to those persons that request it.

Public Hearings and Commission Decision

The Commission will hold a technical and public hearing on the proposed project. At least 30 days before the hearings, the Commission will issue a Notice of Hearing and notify the local news media. The Notice will include the time, date, and location of the hearings, as well as instructions regarding how to provide testimony for the hearing record. If you have any concerns about the project, you should attend the hearing to make the Commission aware of your concerns. People can submit comments about the project at the hearing by speaking or leaving a written comment. Alternatively, opportunity to leave a written comment for the record through the PSC website or the postal mail in lieu of attending the hearing will be made available. The Commission must base its decisions about the project, in part, on the record of the hearing. The Commission will discuss the record for this project at a meeting open to the public where it will make its decision on the project.

For more information on becoming involved in the Commission review of construction cases, please visit our [public participation](#) page or contact the PSC Case Coordinator listed below.

Information and Contacts

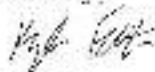
To review project application materials and additional related documents:

- PSC website (<https://psc.wi.gov>) under the docket's "eServices" tab, click "Docket Search (CMS)" link, and search case number 9833-CE-100.
- PSC website (<https://psc.wi.gov>) type "Fox Solar Project" in the search field to navigate to the project webpage.
- An interactive web map of the proposed project can be accessed through the project webpage.

Agency Contacts:

- PSC Environmental Review Coordinator
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- PSC Case Coordinator
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- DNR Contact
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Sincerely,

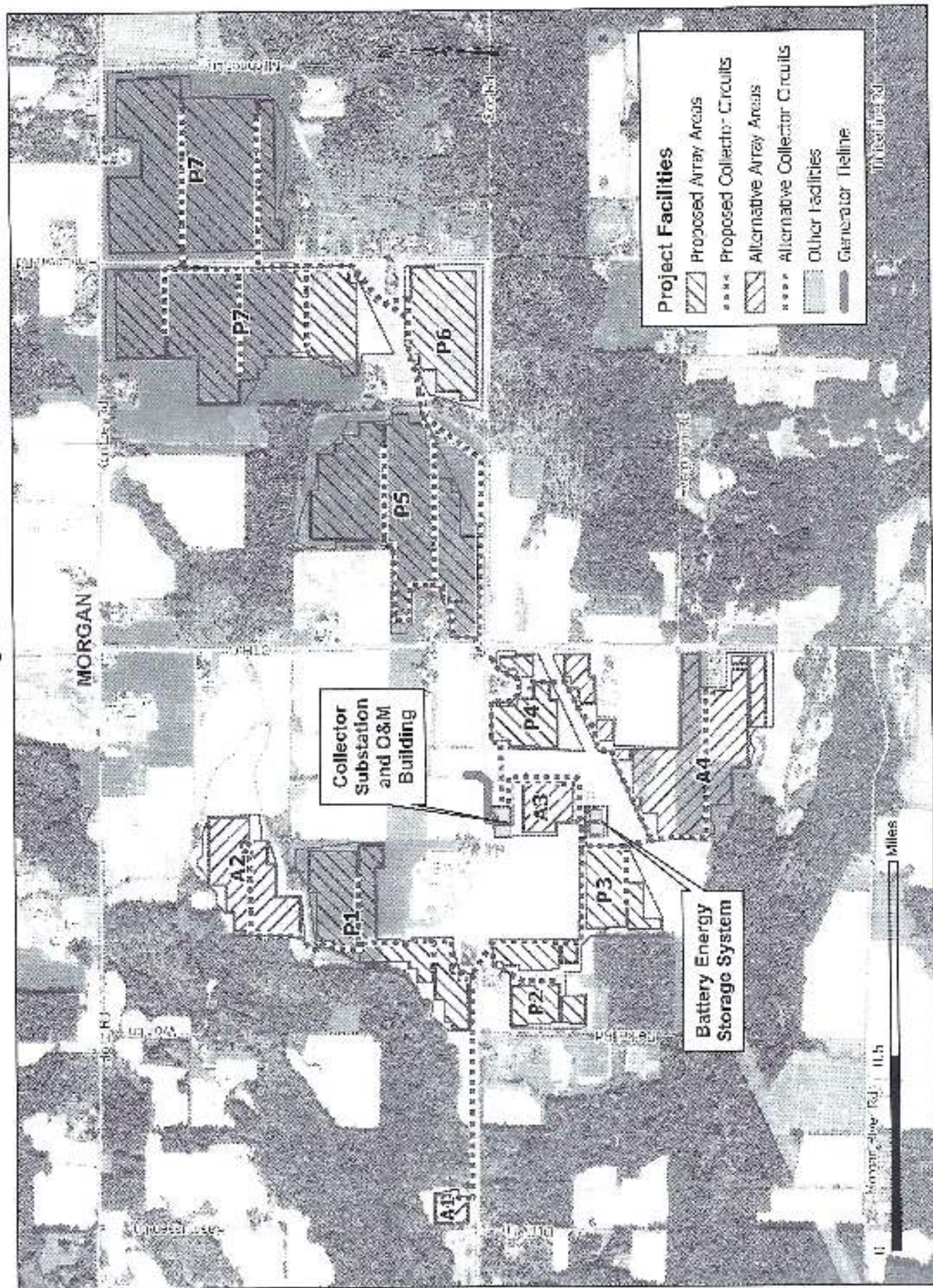


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Attachment: Fox Solar Project Scoping Map

Fox Solar Project 9833-CE-100



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