

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF BRIGHT)	
MOUNTAIN SOLAR, LLC FOR A CERTIFICATE)	
OF CONSTRUCTION FOR AN UP TO 80)	
MEGAWATT MERCHANT ELECTRIC SOLAR)	CASE NO.
GENERATING FACILITY AND RELATED)	2022-00274
NONREGULATED TRANSMISSION LINE OF)	
APPROXIMATELY 4 MILES IN PERRY COUNTY,)	
KENTUCKY PURSUANT TO KRS 278.700 AND)	
807 KAR 5:110)	

SITING BOARD STAFF'S POST-HEARING REQUEST FOR INFORMATION
TO BRIGHT MOUNTAIN SOLAR, LLC

Bright Mountain Solar, LLC (Bright Mountain), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on February 19, 2024. The Siting Board directs Bright Mountain to the Commission's July 22, 2021, Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Bright Mountain shall make timely amendment to any prior response if Bright Mountain obtains information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Bright Mountain fails or refuses to furnish all or part of the requested information, Bright Mountain shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Bright Mountain shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Provide the specific decommissioning language for transmission lines in the easement between solar companies and landowners.
2. Provide a table with the distances from the nearest nonparticipating residence (dwelling, not property line) to the following:

- a. Fencing.
- b. Closest solar panel.
- c. Closest inverter.
- d. Substation.

3. Refer to the Motion for Deviation from the Setback Requirements. For the closest residence (dwelling, not property line) in each neighborhood, provide a table with the distance to the following:

- a. Fencing.
- b. Closest solar panel.
- c. Closest inverter.
- d. Substation.

4. Please explain, in detail, Avangrid Renewables, LLC and the six alleged violations by the subsidiary of the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act.

5. Provide each of the unredacted leases or purchase agreements for every parcel of the project, including options, separate agreements, or deeds which Bright Mountain has entered into in connection with the proposed solar facility.

6. Provide any internal document or written agreement for Aurora, Avantgrid, or Bright Mountain that states that Aurora Solar shall or will transfer leases and other rights to Bright Mountain Solar.

7. Refer to the Hearing Testimony of Mark Bastasch. Provide the study from the United Kingdom that Mr. Bastasch stated he relied upon when responding to the consultant's report.

8. Provide a copy of all environmental surveys completed by Bright Mountain, including the Phase I Environmental Assessment.
9. Provide any IPCAC studies and historical property reports if not already submitted.
10. Provide the status of mineral rights at the project site and describe whether the status of the mineral rights will pose as impediment to project development.
11. Explain what type of transmission service Bright Mountain has applied for with PJM.



Linda C. Bridwell, PE
Executive Director
Public Service Commission *on behalf*
of the Kentucky State Board on
Generation and Transmission Siting
P.O. Box 615
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DATED FEB 09 2024

cc: Parties of Record

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