

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF BANJO CREEK)	
SOLAR LLC FOR A CERTIFICATE OF)	
CONSTRUCTION FOR AN APPROXIMATELY 120)	CASE NO.
MEGAWATT ELECTRIC GENERATING FACILITY)	2023-00263
IN GRAVES COUNTY, KENTUCKY PURSUANT)	
TO KRS 278.700 AND 807 KAR 5:110)	

ORDER

On September 7, 2023, Banjo Creek Solar LLC, (Banjo Creek) filed an application requesting a Construction Certificate for a merchant solar generating facility and related transmission line in Graves County, Kentucky. After the application was filed, the Siting Board granted intervention to a group of 11 Graves County residents (filed together as Residents of Banjo Creek). On October 4, 2023, the Siting Board timely received a motion for a local public hearing from all 11 intervenors.

KRS 278.712(1) states that “[t]he [Siting] board may convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county . . . in which the facility is proposed to be constructed.” Siting Board regulation 807 KAR 5:110, Section 8(2), requires that the requests for a local public hearing be made in writing no later than 30 days after a completed application is filed.

Based upon the timely requests received from 11 Graves County residents, the Siting Board finds that a local public hearing should be scheduled on January 16, 2024, at 5 p.m. Central Standard Time at the Graves County Public Library, 601 N. 17th Street,

Mayfield, Kentucky 42066. Banjo Creek shall give public notice of the local public hearing as required in 807 KAR 5:110, Section 9(2). Banjo Creek shall submit proof of notice of the local public hearing at least three days prior to January 16, 2024.

IT IS THEREFORE ORDERED that:

1. A local public hearing in this matter is scheduled for January 16, 2024, at 5 p.m. Central Standard Time, at the Graves County Public Library, 601 N. 17th Street, Mayfield, Kentucky 42066.

2. Banjo Creek shall give timely notice of this local public hearing in a newspaper of general circulation in Graves County as required by 807 KAR 5:110, Section 9(2).

3. Banjo Creek shall submit proof of the notice to the public at least three days prior to January 16, 2024.

KENTUCKY STATE BOARD ON ELECTRIC
GENERATION AND TRANSMISSION SITING

Paul Cole

Chairman, Public Service Commission

AK

Vice Chairman, Public Service Commission

Mary Pat Regan

Commissioner, Public Service Commission

*by KAC
w/permissions*

John Seaman

Secretary, Energy and Environment Cabinet,
or her designee

Seelye Murray

Secretary, Cabinet for Economic Development,
or his designee



ATTEST:

Linda C. Bidwell

Executive Director
Public Service Commission
on behalf of the Kentucky State
Board on Electric Generation
and Transmission Siting

*Clark Waldrop
610 Pryor St.
Mayfield, KENTUCKY 42066

*David T. Riley
Grumley, Riley, & Stewart, P.S.C.
1634 Broadway
Paducah, KENTUCKY 42001

*Jonathan Flemings
Director of Development
Banjo Creek Solar LLC
1900 South Blvd.
Suite 306
Charlotte, NORTH CAROLINA 28203

*James W Gardner
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KENTUCKY 40507

*Jesse Perry
Grave County Judge Executive
101 East South Street
Mayfield, KENTUCKY 42066

*Rebecca C. Price
Sturgill, Turner, Barker & Moloney
155 East Main Street
Lexington, KENTUCKY 40507

*M. Todd Osterloh
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KENTUCKY 40507