

COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF MT OLIVE)	
CREEK SOLAR, LLC FOR A CERTIFICATE OF)	
CONSTRUCTION FOR AN APPROXIMATELY 60)	CASE NO.
MEGAWATT MERCHANT ELECTRIC SOLAR)	2020-00226
GENERATING FACILITY IN RUSSELL COUNTY,)	
KENTUCKY PURSUANT TO KRS 278.700 AND)	
807 KAR 5:110)	

ORDER

In May 2021, Mt. Olive Creek Solar, LLC (Mt. Olive Creek) filed its application in this case, together with the \$60,000 application fee required by KRS 278.706(5) and 807 KAR 5:100, Section 5. Mt. Olive Creek has requested a deviation from setback requirements, filing requirements, and filed plans addressing vegetative buffering in a number of areas. Additionally, a local public meeting for the taking and consideration of public comment. Lastly, a previously arranged formal public hearing was rescheduled. As of September 16, 2021, the Board has accrued \$91,203.74 in case-related expenses.

KRS 278.706(5) provides, "If a majority of the members of the board find that an applicant's initial fees are insufficient to pay the board's expenses associated with the application, including the board's expenses associated with legal review thereof, the board shall assess a supplemental application fee to cover the additional expenses." Based on expenses so far in the case, inclusive of expenses by the Board's consultant, Staff for the Board has estimated probable additional expenses related to the case to cover as follows:

Deposit	\$ 60,000
Expenses to Date	<u>(\$ 91,203.74)</u>
Subtotal	(\$ 31,203.74)
<u>Estimated Additional Expenses</u>	
Board members	(\$ 2,500)
Staff	(\$ 5,200)
Additional Deposit	<u>(\$ 38,903.74)</u>

The Board finds that these estimated expenses are a reasonable approximation of costs that the Board will realize in reviewing and processing Mt. Olive Creek's application. The Board therefore finds that Mt. Olive Creek should pay this additional amount as a supplemental application fee.

IT IS THEREFORE ORDERED that Mt. Olive Creek is assessed a supplemental application fee of \$38,903.74, which shall be remitted to the Board no later than September 27, 2021.

By the Kentucky State Board on Electric
Generation and Transmission Siting



ATTEST:

A handwritten signature in blue ink, appearing to read "Linda C. Bidwell". The signature is written in a cursive style and is positioned above a horizontal line.

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

Case No. 2020-00226

*Mt. Olive Creek Solar, LLC
400 West Main Street
Suite 503
Durham, NORTH CAROLINA 27701

*Gregory T Dutton
Frost Brown Todd, LLC
400 West Market Street
32nd Floor
Louisville, KENTUCKY 40202-3363

*Gary D. Robertson
Russell County Judge Executive
,

*Jeff Hoover
Resident Representative
,