

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

In the Matter of:

ELECTRONIC APPLICATION OF FLAT RUN)	
SOLAR, LLC FOR A CERTIFICATE OF)	
CONSTRUCTION FOR AN APPROXIMATELY 55)	CASE NO.
MEGAWATT MERCHANT ELECTRIC SOLAR)	2020-00272
GENERATING FACILITY IN TAYLOR COUNTY,)	
KENTUCKY, PURSUANT TO KRS 278.700 AND)	
807 KAR 5:110)	

ORDER

On September 29, 2021, the Siting Board issued an Order granting a Certificate of Construction for an approximately 55 megawatt merchant solar generating facility in Taylor County, Kentucky. The Order contained two typographical errors in ordering paragraph 2, stating that “Central Inverters shall be no closer to a noise receptor than or 450 feet,” and “Solar Panels shall be no closer to a noise receptor than 150 feet *except for the location of the inverters.*”

Finding that the September 29, 2021 Order should be amended, the Commission HEREBY ORDERS, *nunc pro tunc*, that:

1. Ordering paragraph 2 is stricken and is replaced with the following language:

2. Flat Run Solar’s motion for deviation from the 2,000-foot setback requirement is granted in part, such that the following setbacks shall apply to each of the three neighborhoods to the project: (1) 700 feet for Neighborhood A, (2) 840 feet for Neighborhood B, and (3) 1,060 feet from Neighborhood C. In addition, the following setbacks shall also apply: (1) Central Inverters shall be no closer to a noise

receptor than 450 feet, (2) String Inverters shall be no closer to a noise receptor than 150 feet, and (3) Solar Panels shall be no closer to a noise receptor than 150 feet. These setbacks shall not be required for residences owned by landowners involved in the project that explicitly agree to lesser setbacks, and have done so in writing. All agreements by participating landowners to lesser setbacks must be filed with the Siting Board prior to commencement of construction of the Project.

2. All other provisions of the Commission's September 29, 2021 Order that are not in conflict with the terms of this Order shall remain in effect.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

By the Kentucky State Board on Electric
Generation and Transmission Siting



ATTEST:

A handwritten signature in blue ink that reads "Linda C. Bridwell". 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. 2020-00272

*Blanche C Minor
Resident Representative
9392 Liberty Rd.
Mannsville, KENTUCKY 42758

*Flat Run Solar, LLC
400 W. Main St., Suite 503
Durham, NORTH CAROLINA 27701

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

*Barry T Smith
Taylor County Judge Executive
203 N. Court Street Suite 4
Campbellsville, KENTUCKY 42718