

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	)	

SITING BOARD STAFF'S FIRST POST FINAL ORDER REQUEST FOR
INFORMATION TO FLAT RUN SOLAR, LLC

On September 11, 2026, a public comment was received by a participating landowner of Flat Run Solar, LLC (Flat Run Solar) project. The participating landowner discussed numerous concerns.¹ Many of the concerns of the resident are beyond the statutory authority of the Siting Board. The participating landowner signed a lease agreement with the assistance of counsel. The Siting Board will not attempt to interpret contract language or address specific contract language that may or may not be in the lease agreement that was entered into by private parties. However, after reviewing some of the concerns of the participating landowner, the Siting Board would like to obtain further information, and thus, issues a request for information.

¹ The public Comments for this case are available at <https://psc.ky.gov/Case/ViewCaseFilings/2020-00272/Public>.

Flat Run Solar, pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on October 20, 2026. The Siting Board directs Flat Run Solar to the Kentucky Public Service Commission's July 22, 2021 Order in Case No. 2020-00085² 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 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.

Flat Run Solar shall make timely amendment to any prior response if Flat Run Solar 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 Flat Run Solar fails or refuses to furnish all or part of the requested information, Flat Run Solar shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

² 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).

Careful attention shall be given to copied or 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, Flat Run Solar shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to Public Comment Item 4. Confirm Flat Run Solar still intends on constructing a 55-megawatt solar facility. If not confirmed, explain the response including the specific MW of the facility.

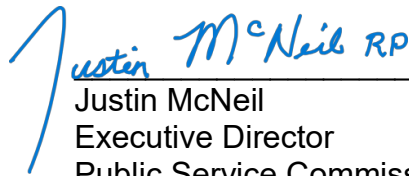
2. Refer to Public Comment Item 4. Confirm Flat Run Solar intends to build a 161-megawatt switching station. If not confirmed, explain the response including the specific planned MW of the switching station.

3. Confirm Flat Run Solar designed its facility to comply with all setback requirements that were set forth in the Order issued on October 7, 2021. If not confirmed, explain the response.

4. Confirm Flat Run Solar is complying with all applicable legal requirements regarding building the proposed facility in proximity to the Tennessee Gas Pumping Station. If not confirmed, explain the response.

5. Explain whether there has been any water run off affecting adjoining landowners. If so, explain in detail what has been done to address this issue.

6. Confirm a Storm Water Run Off Prevention Plan has been developed and approved by the Energy and Environment Cabinet. If confirmed, provide a copy of the plan. If not confirmed, explain the response and the date a plan may be approved.
7. Provide the number of acres to be utilized for the switchyard.
8. Provide the contact information for the representative of Flat Run Solar who can address any concerns or issues of residents that may arise.


Justin McNeil
Executive Director
Public Service Commission *on behalf*
of the Kentucky State Board on
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DATED OCT 1 2026

cc: Parties of Record

Service List for Case 2020-00272

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