

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF WEIRS CREEK)	
SOLAR, LLC FOR A CERTIFICATE TO)	
CONSTRUCT AN APPROXIMATELY 150)	
MEGAWATT MERCHANT SOLAR ELECTRIC)	CASE NO.
GENERATING FACILITY IN WEBSTER COUNTY)	2024-00099
AND HOPKINS COUNTY, KENTUCKY)	
PURSUANT TO KRS 278.700 AND 807 KAR)	
5:110)	

ORDER

On April 8, 2025, Weirs Creek Solar, LLC (Weirs Creek Solar) filed a motion for clarification (Motion) of Mitigation Measure 16 of the Siting Board’s December 3, 2024 final Order. Mitigation Measure 16 states, in relevant part, that “The Siting Board directs that construction activities that create a higher level of noise, such as pile-driving, will be limited to 9 a.m. to 5 p.m. local time, Monday through Friday.”

In its Motion, Weirs Creek Solar argued that inclement weather may cause delays during construction and that its Engineering, Procurement, and Construction contractor (EPC) has requested the ability to continue construction on Saturdays from 9 a.m. to 5 p.m. when necessary due to such weather delays.¹ Therefore, Weirs Creek Solar has requested clarification on whether Mitigation Measure 16 prevents construction activities on Saturdays if there are weather delays during the week.

¹ Weirs Creek Solar’s Motion for Clarification (filed Apr. 8, 2025) at 2.

Having considered the motion, the Siting Board finds that Mitigation Measure 16 does prevent construction activities on Saturdays, even when there are weather delays during the preceding week. The language of Mitigation Measure 16 clearly prohibits noise-causing construction activities outside of the prescribed time period and does not provide exception.

IT IS THEREFORE ORDERED that Mitigation Measure 16 of the Siting Board's December 3, 2024 final Order prohibits noise-causing construction outside of the hours of 9 a.m. to 5 p.m., Monday through Friday.

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KENTUCKY STATE BOARD ON ELECTRIC
GENERATION AND TRANSMISSION SITING



Chairman, Public Service Commission



Commissioner, Public Service Commission



Commissioner, Public Service Commission



Secretary, Energy and Environment Cabinet,
or her designee



Secretary, Cabinet for Economic Development,
or his designee

Jack Whitfield Jr., ad hoc

ATTEST:



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



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