

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

**IN THE MATTER OF THE APPLICATION OF)
ASHWOOD SOLAR I, LLC, FOR A) Case No. 2020-00280
CONSTRUCTION CERTIFICATE TO)
CONSTRUCT A MERCHANT ELECTRIC)
GENERATING FACILITY)**

NOTICE OF FILING

Ashwood Solar I, LLC (“Ashwood”), by counsel, and pursuant to Mitigation Measures 1, 2, and 36 in the Siting Board’s Order dated June 21, 2021, hereby provide notice that it is filing its final Site Plan and Revised Decommissioning Plan.¹

In its June 21, 2021, Order approving a construction certificate to Ashwood, the Siting Board required that Ashwood submit a final site layout plan with deviations from the preliminary site layout plan clearly indicated on the revised plan. The Siting Board indicated that it would “determine whether any deviation in the boundaries or site-layout plan is likely to create a materially different pattern or magnitude of impacts.” As discussed herein and depicted on the final plan that is being filed contemporaneously herewith, Ashwood’s changes between the preliminary site layout plan and the revised plan do not create a materially different pattern or magnitude of negative impact. In addition, the changes to the layout plan served as a catalyst for changing the decommissioning plan, of which a revised version is being filed contemporaneously herewith.

¹ On October 22, 2021, the Siting Board issued a subsequent order modifying certain conditions of the June 2021 order; however, the conditions referenced herein remained unchanged after the October 2021 order.

The most notable change to the project is the elimination of approximately 1,044 acres² that were located to the west of Highway 641 and geographically separated from the rest of this project. After the Siting Board's original approval in 2021, additional site suitability studies were commissioned to evaluate the subject properties, which led to the discovery of subsurface conditions that were not suitable for construction of solar-generating facility on certain parcels.

In order to accommodate the reduced acreage and maintain the contracted generated capacity, Ashwood has switched from a tracking system to a fixed-tilt racking system that will require less space to generate the same amount of energy. There are no proposed changes to the project's property boundaries for the parcels east of Highway 641, in comparison to the boundaries depicted on the preliminary site plan.

This change will not result in negative impacts to the project or neighboring properties. All preliminary planned constraints on the to-be-used properties on the east side of Highway 641 will remain in place. Thus, there will be no negative impacts related to any of the factors the Siting Board must consider for the approval of merchant electric generating facilities, pursuant to KRS 278.710. Moreover, the elimination of parcels to the west of Highway 641 will obviate the need for construction of commercial driveway entrances and eliminate any impact of those parcels to neighboring and nearby properties located in the area.

In addition to the reduction in the footprint of the project, Ashwood the final plan following minor adjustments:

- The project added a new access point on New Bethel Church Road south of the utility switchyard and project substation. This access point provides access to the LGE-KU switchyard and project substation and a lower portion of arrays.

² This acreage is based on total site area for parcels on which the project had legal right to possession, which the Siting Board identified as approximately 1506 in its June 2021 order. The Final Site

- The project’s array layout on the parcels east of Highway 641 was modified slightly, in order to take into consideration newly discovered environmental constraints, such as karst/subsurface features that should be avoided. In addition, there is an Atmos residential gas line that the project will avoid.³ These changes result in panels that are identified as Array Numbers 25 and 26 to be installed south of the LGE/KU transmission line.
- The final site layout plan identifies the location of the O&M building and construction-laydown areas.
- Ashwood will not install solar panels on the eastern-most edge of the eastern-most parcel. The location of the arrays that will not be used for the Ashwood project are identified as Solar Arrays 22, 23, and 24 on the final site plan.⁴

As mentioned above, the changes to the layout plan served as a catalyst for changing the project’s decommissioning plan. Although Ashwood previously filed a decommissioning plan on May 19, 2023, Ashwood deemed it to be prudent to commission a revised decommissioning plan and file it with the Siting Board.

Respectfully submitted,



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³ This was a potential change identified in the written discovery responses in the underlying case. *See* Ashwood’s Responses to the First Request for Information, Item 11(e).

⁴ This land may be used in the future for solar arrays associated with another project, but will be subject to future regulatory permitting.