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

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ELECTRONIC APPLICATION OF GREEN)
RIVER SOLAR LLC FOR A CERTIFICATE OF	
CONSTRUCTION FOR AN APPROXIMATELY)
200 MEGAWATT MERCHANT ELECTRIC) Case No. 2020-00387
SOLAR GENERATING FACILITY IN)
BRECKINRIDGE AND MEADE COUNTY,)
KENTUCKY, PURSUANT TO KRS 278.700	
AND 807 KAR 5:110)

GREEN RIVER SOLAR LLC'S MOTION TO CONFIRM ITS FINAL SITE PLAN

Comes now Green River Solar LLC, ("Green River"), by and through counsel, and does hereby respectfully move the Kentucky Siting Board on Electric Generation and Transmission Siting ("Siting Board") for an order confirming the final site development plan that is being filed contemporaneously with this Motion at Attachment A. A response is requested by December 4, 2023 to support the project timeline. In support of this motion, Green River states as follows:

The Siting Board issued its Final Order on December 22, 2021, requiring,

- 1. A final site layout plan shall be submitted to the Siting Board upon completion of the final site design. Deviations from the preliminary site layout should be clearly indicated on the revised graphic. Those changes could include, but are not limited to, location of solar panels, inverters, transformers, substation, operation and maintenance building or other Project facilities and infrastructure.
- 2. Any change in the Project boundaries from the information which formed this evaluation shall be submitted to the Siting Board for review.
- 3. The Siting Board will determine if any deviation in the boundaries or site layout plan is likely to create a materially different pattern or magnitude of impacts. If not, no further action is required,

but if yes, the application will support the Siting Board's effort to revise its assessment of impact and mitigation requirements.

Attachment A is the final site development plan and Attachment B is a memorandum

highlighting the changes made from the preliminary site plan filed in the Application. As

depicted in the attachments, the changes between the previously filed site layout plan¹ and the

revised plan do not create a materially different pattern or magnitude of impacts.

WHEREFORE, Green River respectfully requests that the Siting Board enter an order

confirming that Green River's revised site development plan is in compliance with the conditions

imposed in the December 22, 2021 Order and that the changes to the site plan have not materially

changed the Project and do not create a magnitude of impacts different from the impacts the Siting

Board addressed in the original consideration of the case.

This 14th day of November, 2023.

Respectfully submitted,

L. Allyson Honaker Brittany Hayes Koenig

HONAKER LAW OFFICE, PLLC

1795 Alysheba Way, Suite 6202

Lexington, KY 40509

(859) 368-8803

allyson@hloky.com

brittany@hloky.com

Counsel for Green River Solar LLC

¹ Green River Responses to Staff's Post Hearing Data Requests, Response 1, Attachment 1, Filed Nov. 15, 2021.

ATTACHMENT A

PREPARED FOR: GREEN RIVER SOLAR, LLC

700 UNIVERSE BLVD
JUNO BEACH, FL, 33408
CONTACT: LINA JENSEN, PROJECT DIRECTOR
PHONE: (832) - 613 - 7247



SITE ADDRESS 8365 HWY 79, GUSTON, KY, 40142 **COUNTY PARCEL NUMBER GPS COORDINATES** 37.908° N, -86.261° W (PROJECT SUBSTATION SITE ELEVATION 680 FT A.M.S.L. DEVELOPER NAME GREEN RIVER SOLAR, LLC DEVELOPER ADDRESS 700 UNIVERSE BLVD., JUNO BEACH, F LINA JENSEN, LESTER MORALES DEVELOPER CONTACT 200 MW TOTAL SYSTEM SIZE (MW) TRANSFORMER COUNT **AGRICULTURAI** PROJECT ZONING NON PARTICIPATING PARCEL BUFFER OCCUPIED STRUCTURE BUFFER (MEADE 250 FEET OCCUPIED STRUCTURE BUFFER (BRECKINRIDGE 300 FEET **EDGE OF ROAD PAVEMENT BUFFER** 50 FEET 25 FEET SURFACE WATER BUFFER 25 FEET WETLAND BUFFER STREAM BUFFER 25 FEET 1,100 ACRES PROJECT AREA ROAD LENGTH 78,535 FEET 32,829 FEET VISUAL SCREEN

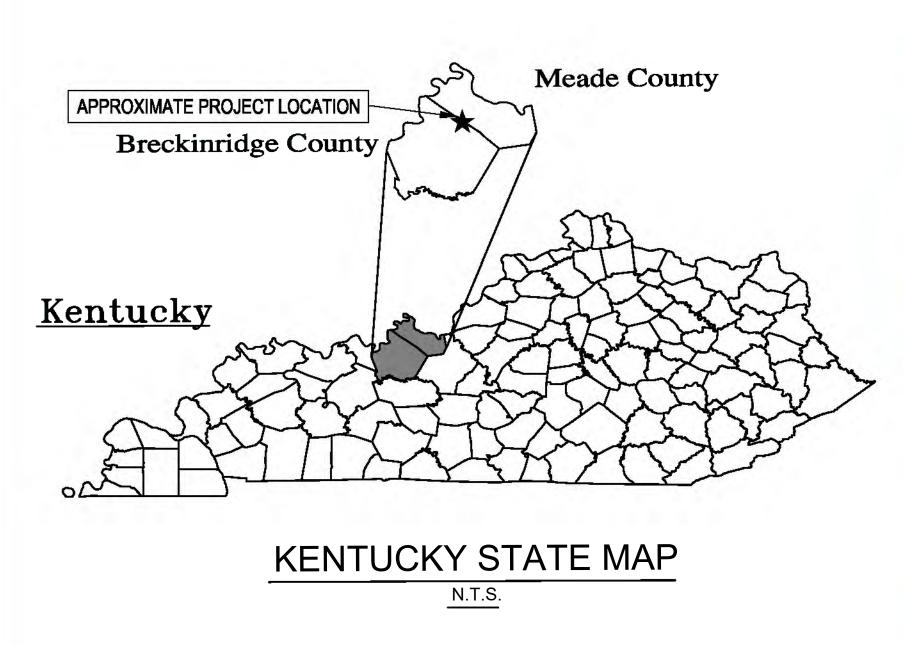
PROJECT SITE INFORMATION

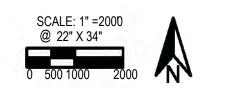
GREEN RIVER SOLAR PROJECT

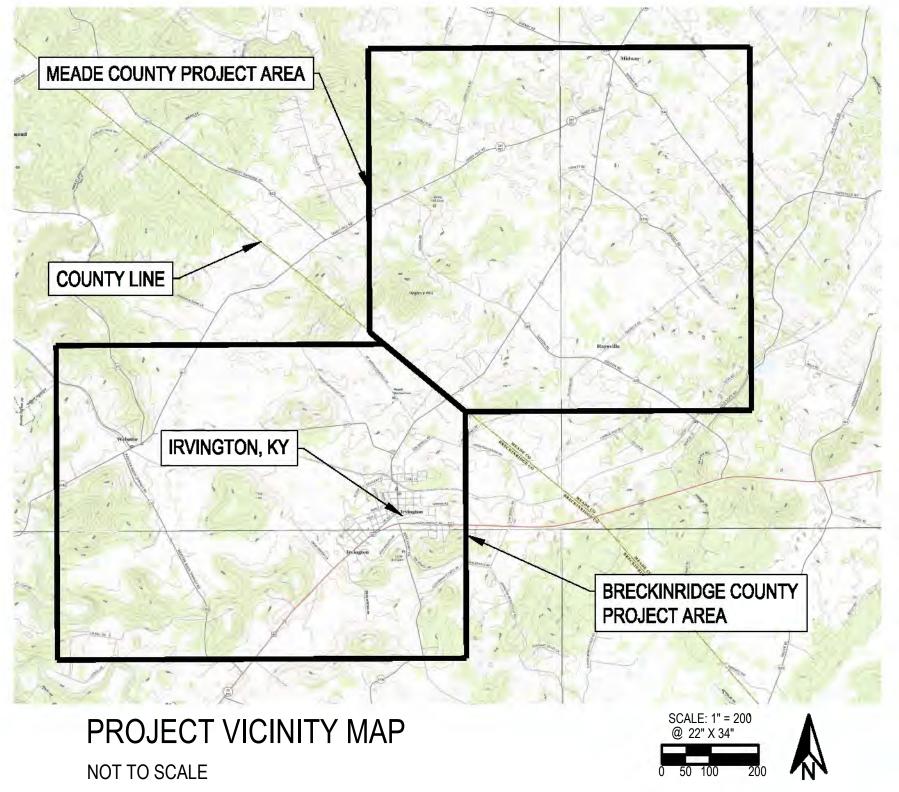
FINAL SITE LAYOUT PLAN

PROJECT LOCATION MAP

NOT TO SCALE







DRAWING INDEX

COVER

CIVIL - SITE ENGINEERING (C)

C1.01 EXISTING CONDITIONS

C1.02 OVERALL SITE PLAN AND KEY MAP

C2.01 - C2.22 SITE EXHIBITS

C3.01 CONSTRUCTION DETAILS
C3.02 LANDSCAPE ILLUSTRATION

THIS ITEM HAS BEEN DIGITALLY SIGNED AND SEALED

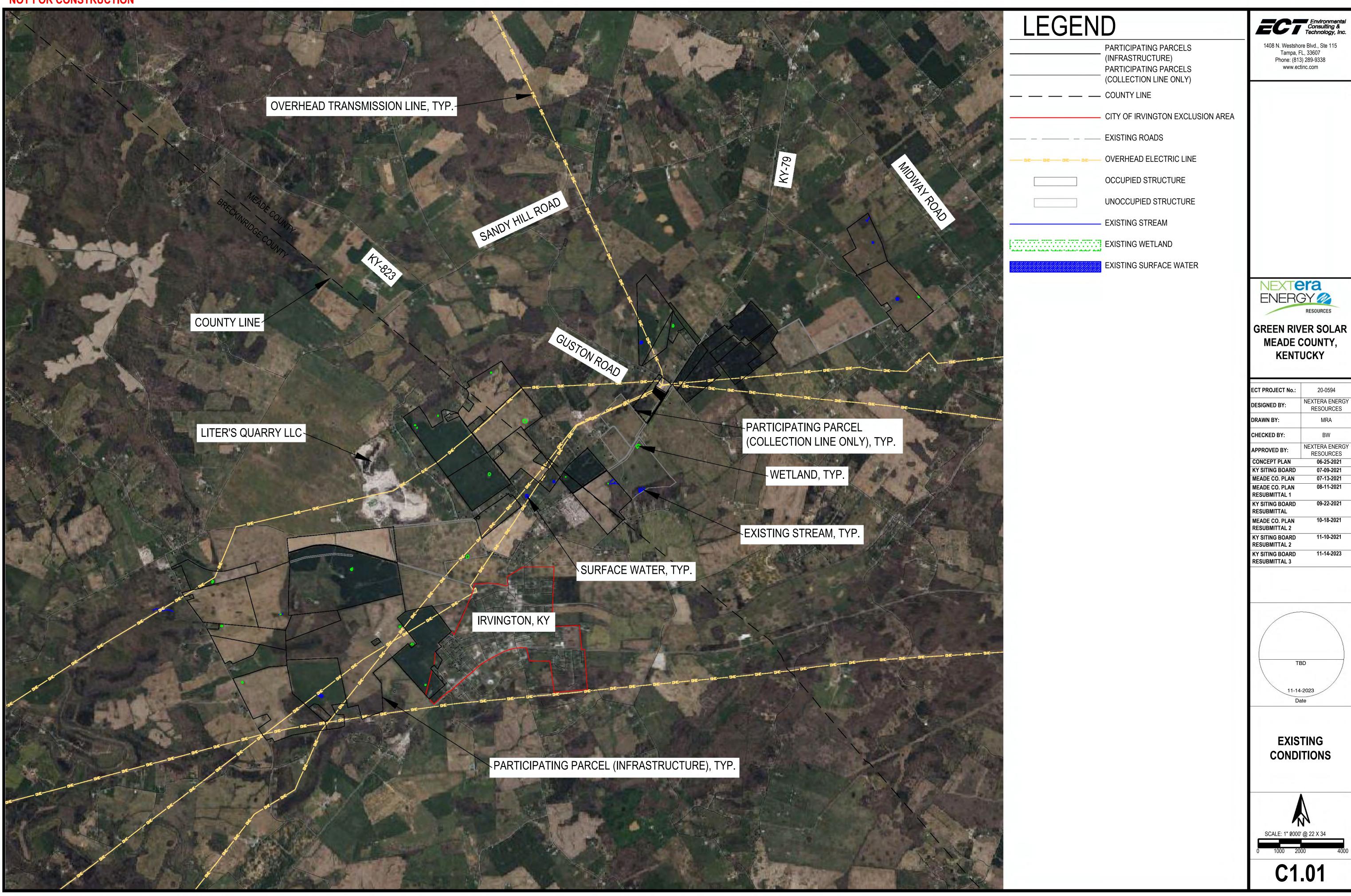
PRINTED COPIES OF THIS DOCUMENT ARE NOT CONSIDERED SIGNED AND SEALED AND THE SIGNATURE MUST BE VERIFIED ON ANY ELECTRONIC COPIES

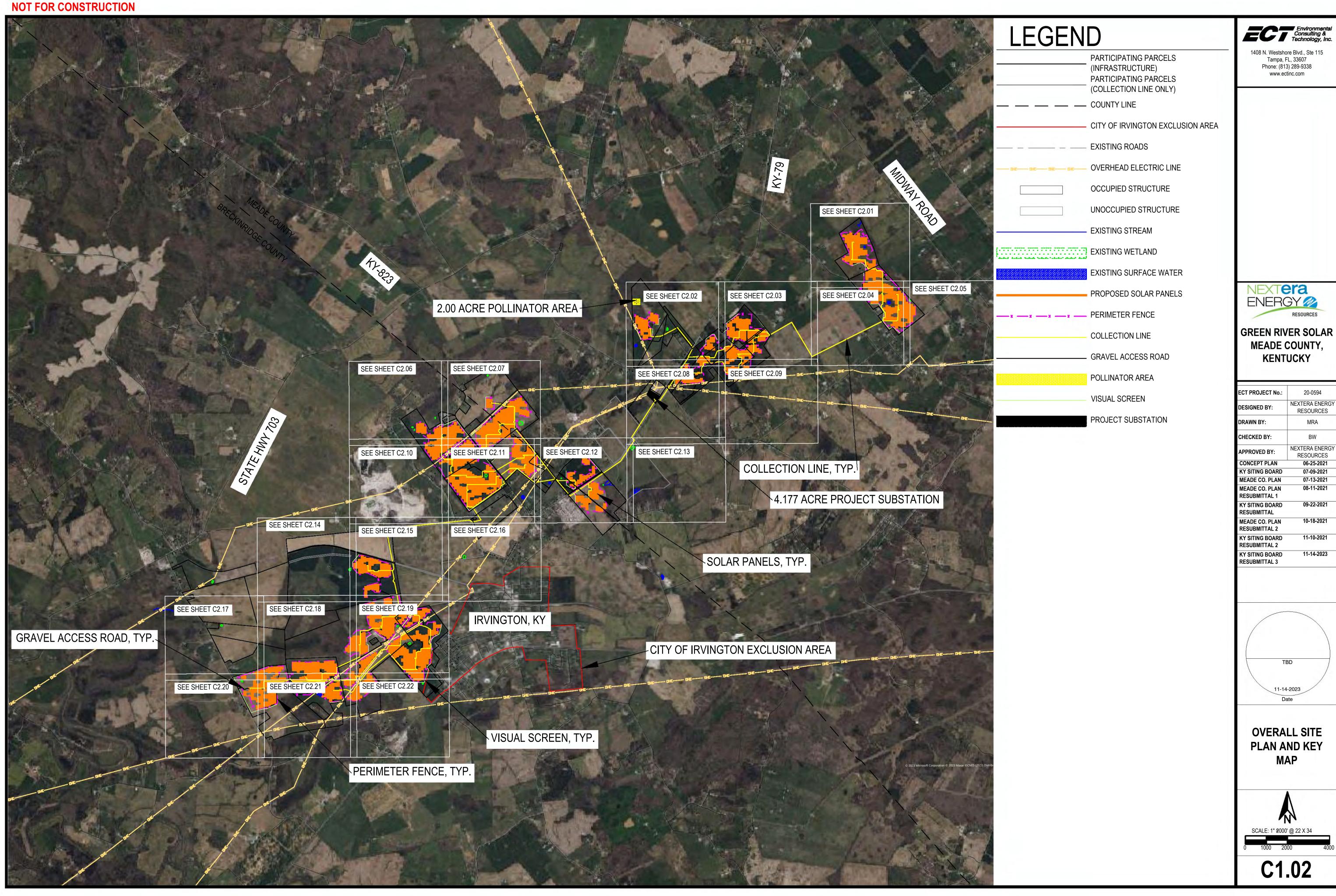
FOR INFORMATION REGARDING THIS PROJECT CONTACT: Beth Wilburn, bwilburn@ectinc.com

KENTUCKY SITING BOARD FINAL SITE LAYOUT PLAN NOVEMBER 14, 2023 ECT PROJECT # 20-0594 PREPARED BY:



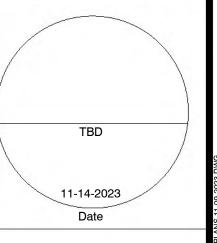
1408 N. WESTSHORE BLVD., STE 115 TAMPA, FL, 33607 PHONE: (813) - 289-9338

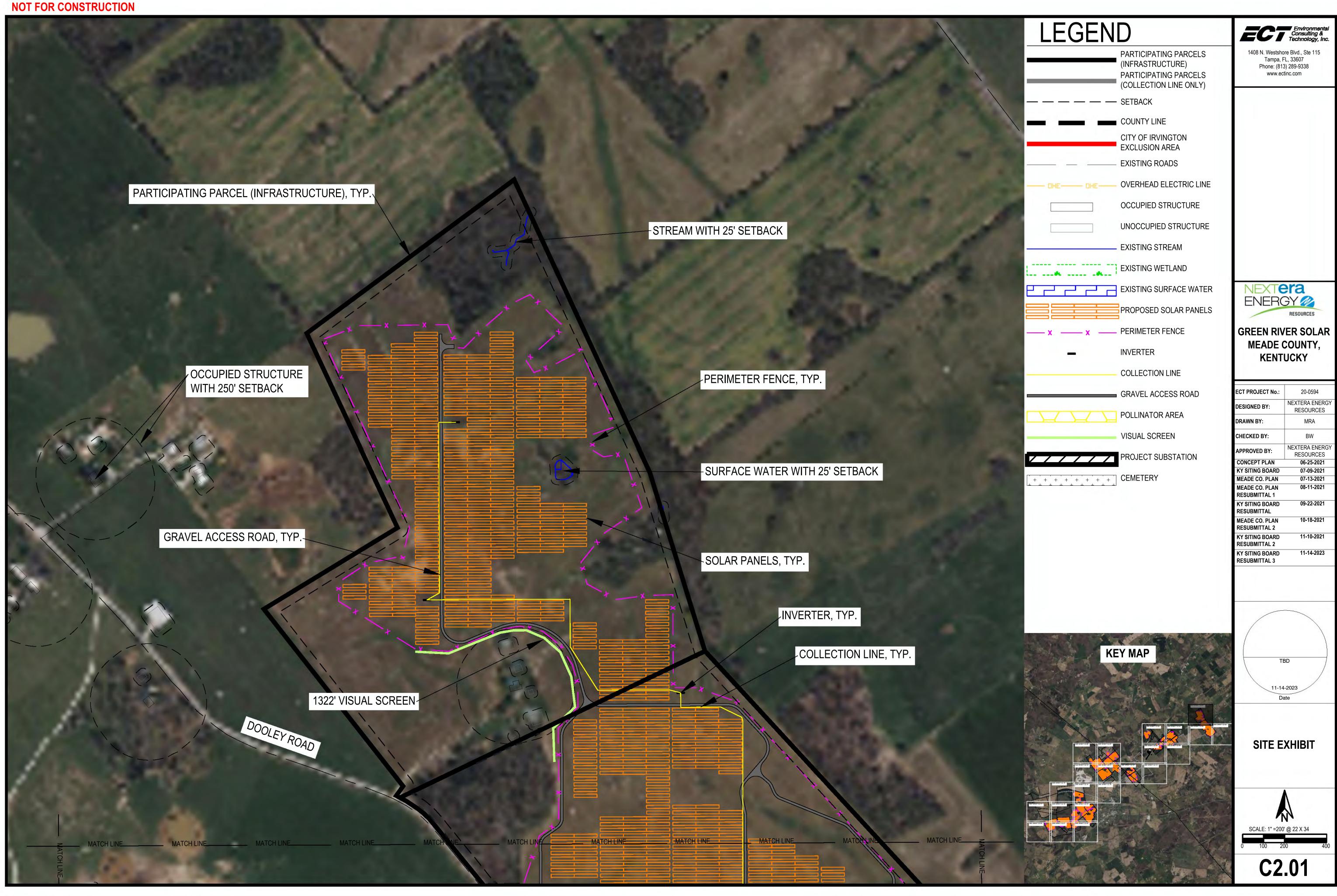




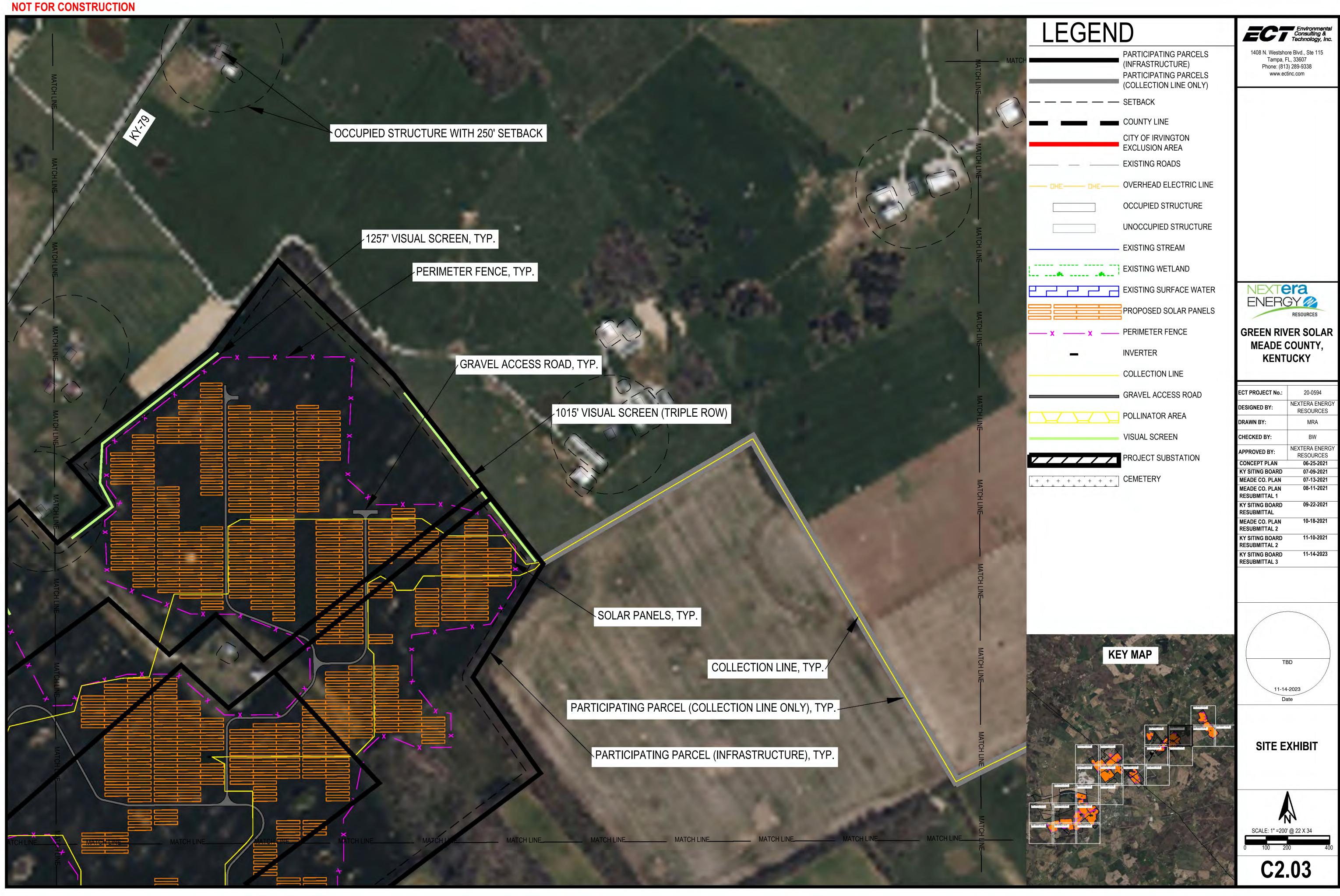


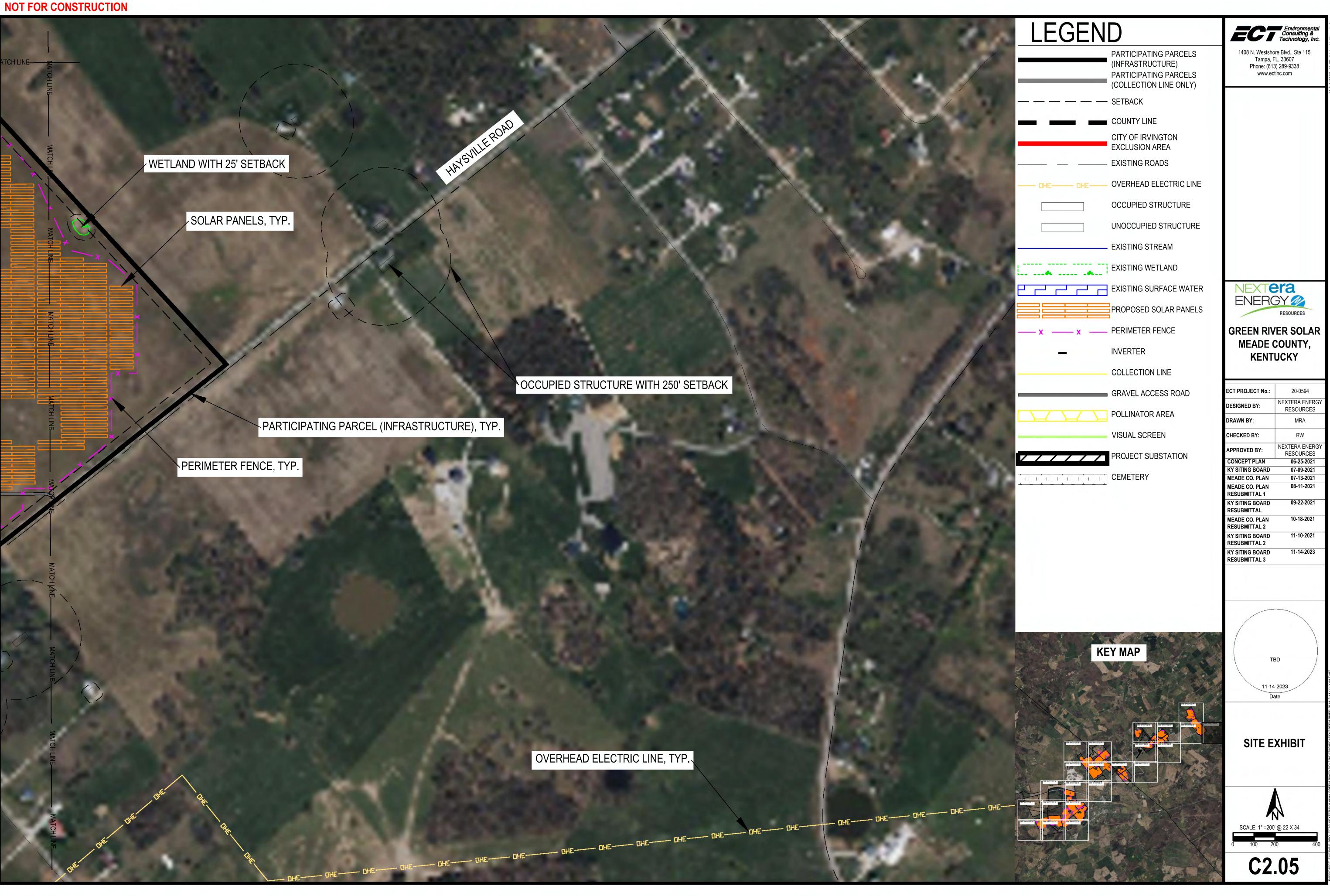
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ECT PROJECT No.:	20-0594	
DESIGNED BY:	NEXTERA ENERGY RESOURCES	
DRAWN BY:	MRA	
CHECKED BY:	BW	
APPROVED BY:	NEXTERA ENERGY RESOURCES	
CONCEPT PLAN	06-25-2021	
KY SITING BOARD	07-09-2021	
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KY SITING BOARD RESUBMITTAL 3	11-14-2023	

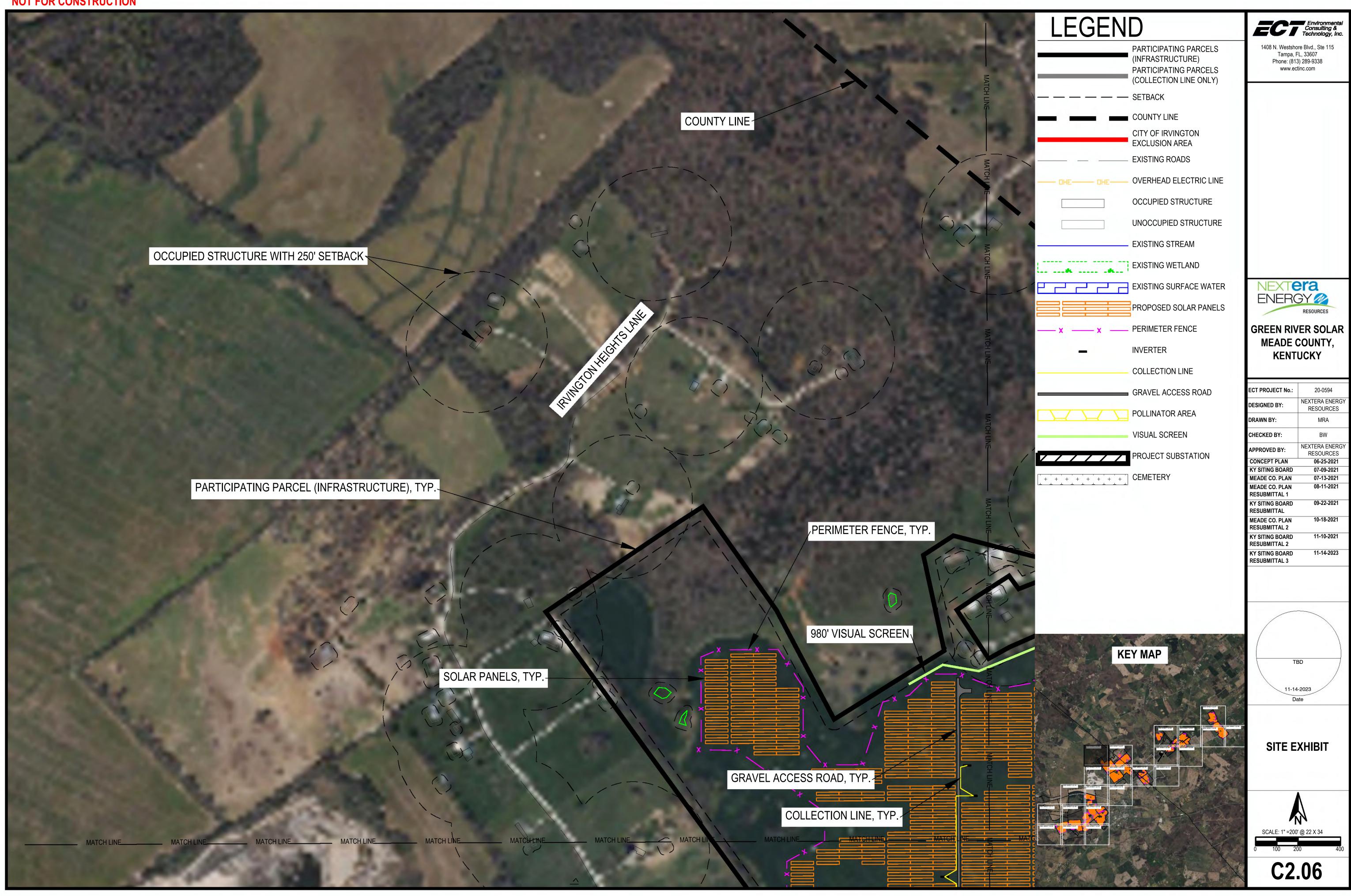


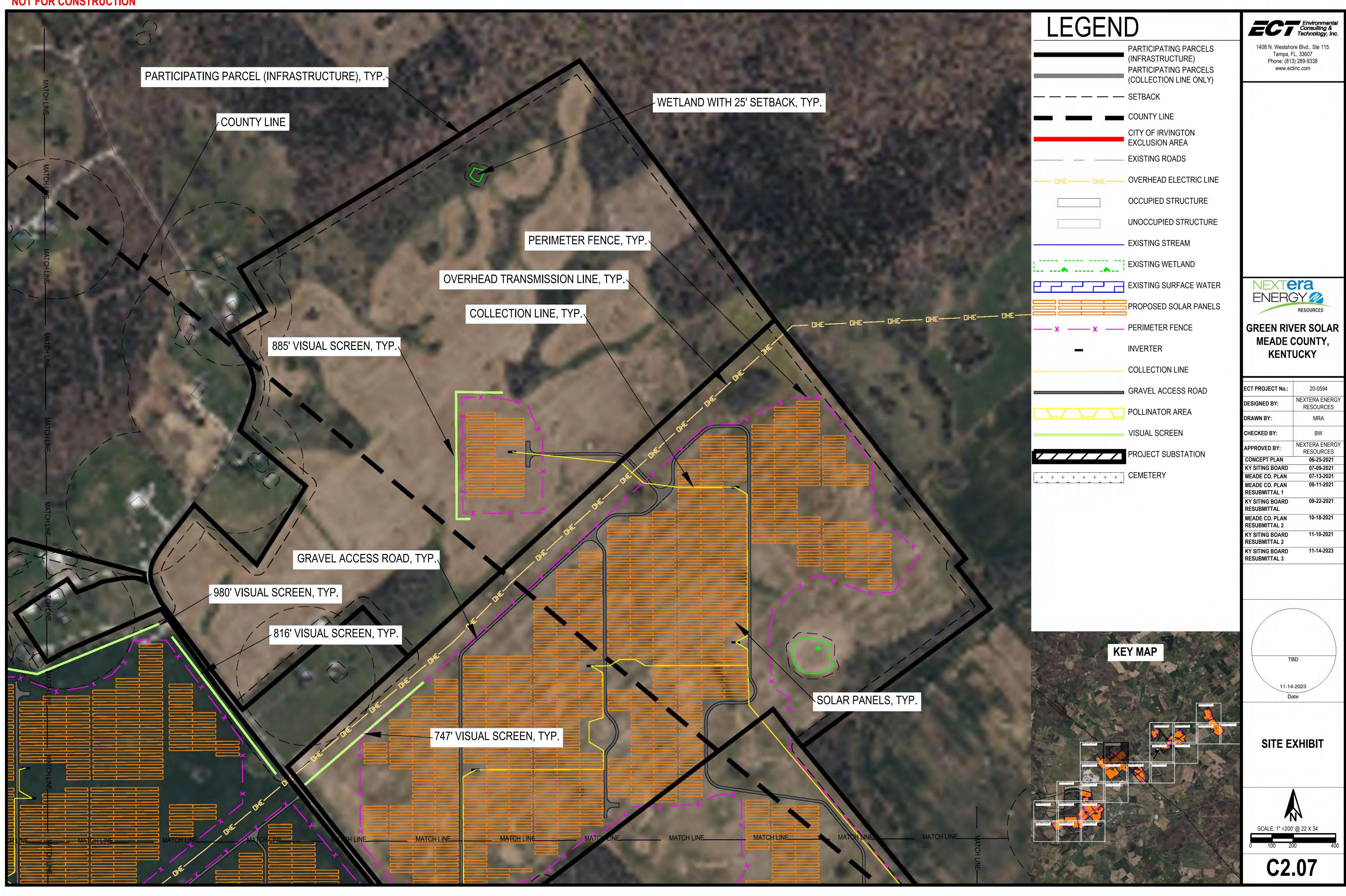


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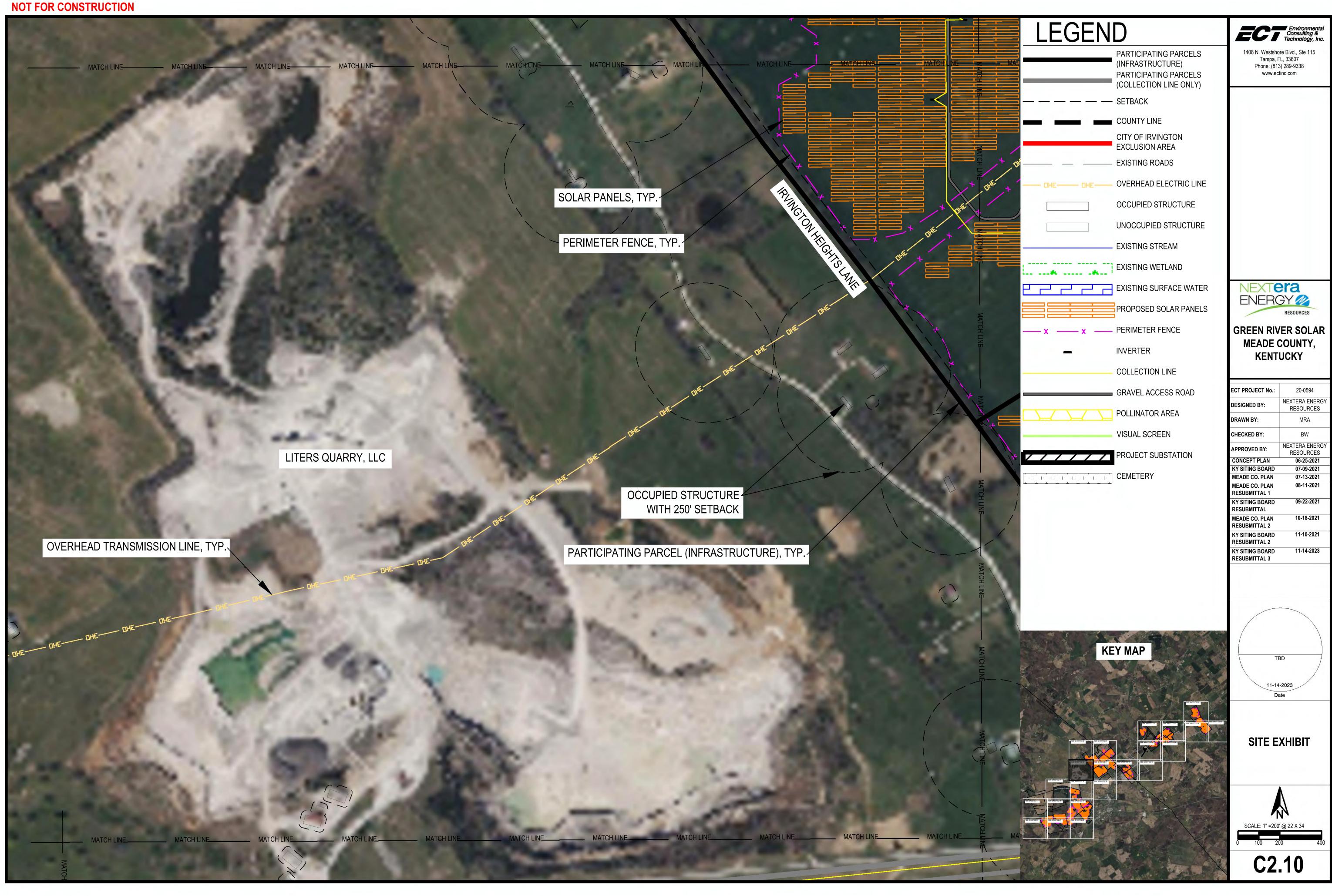






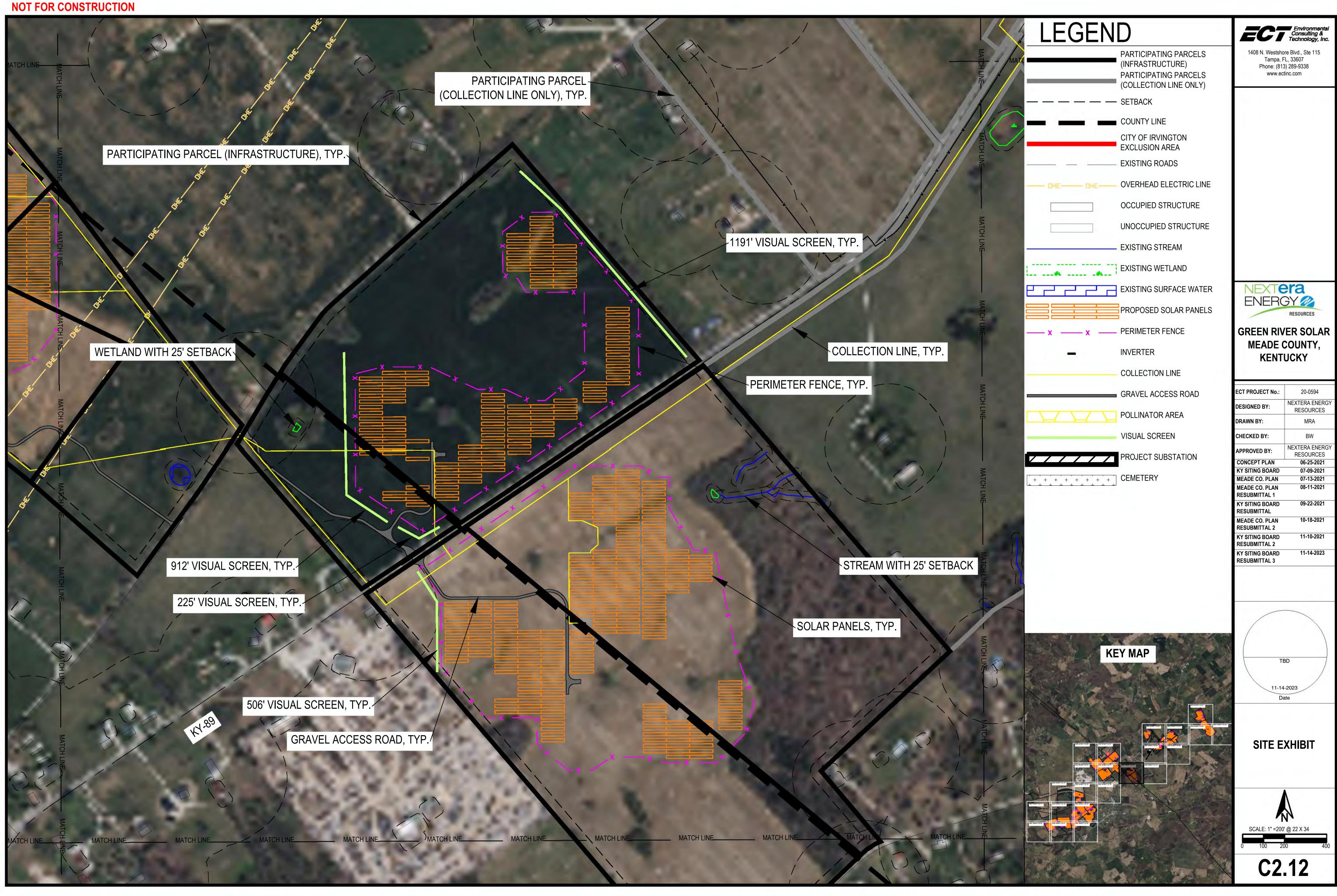


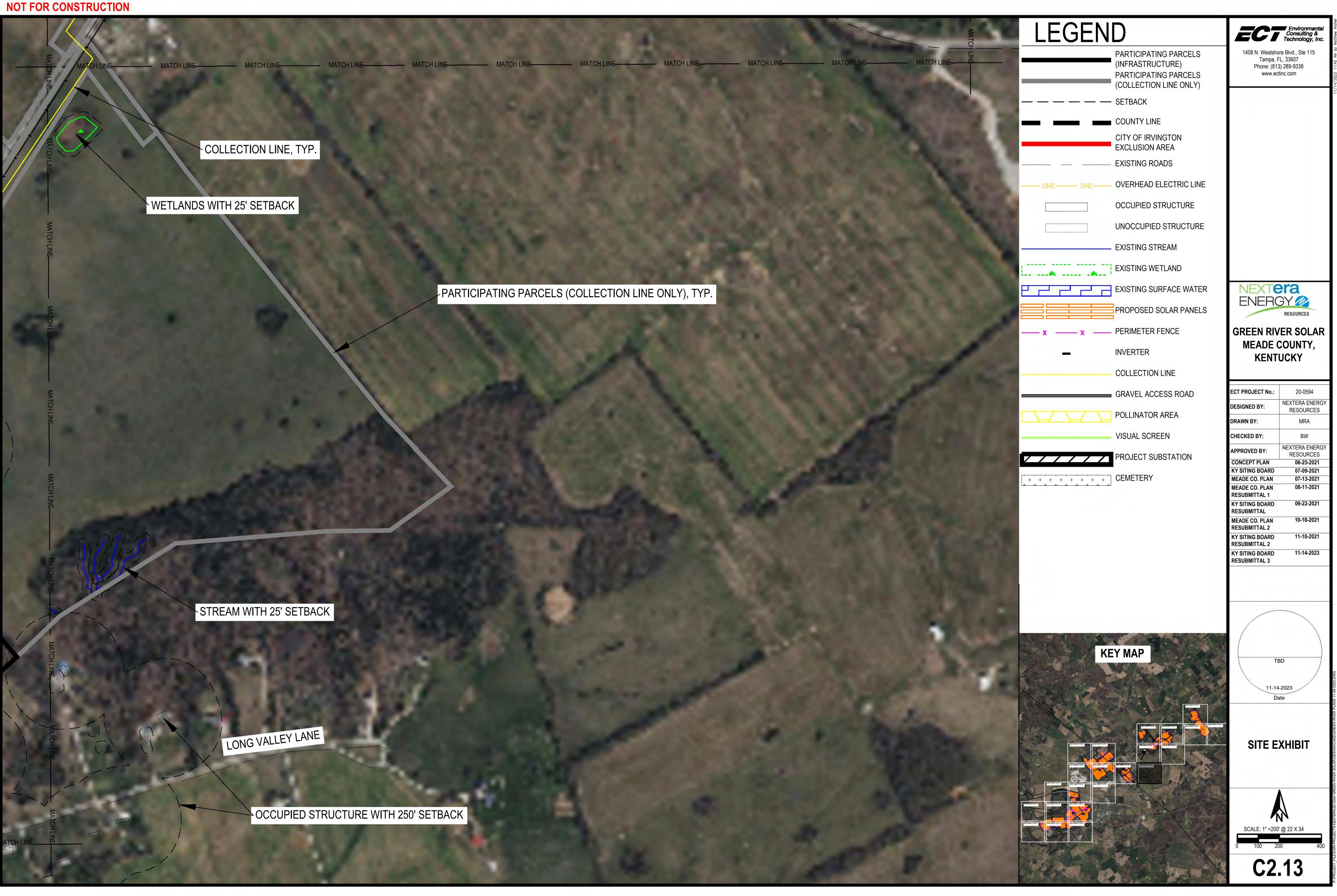
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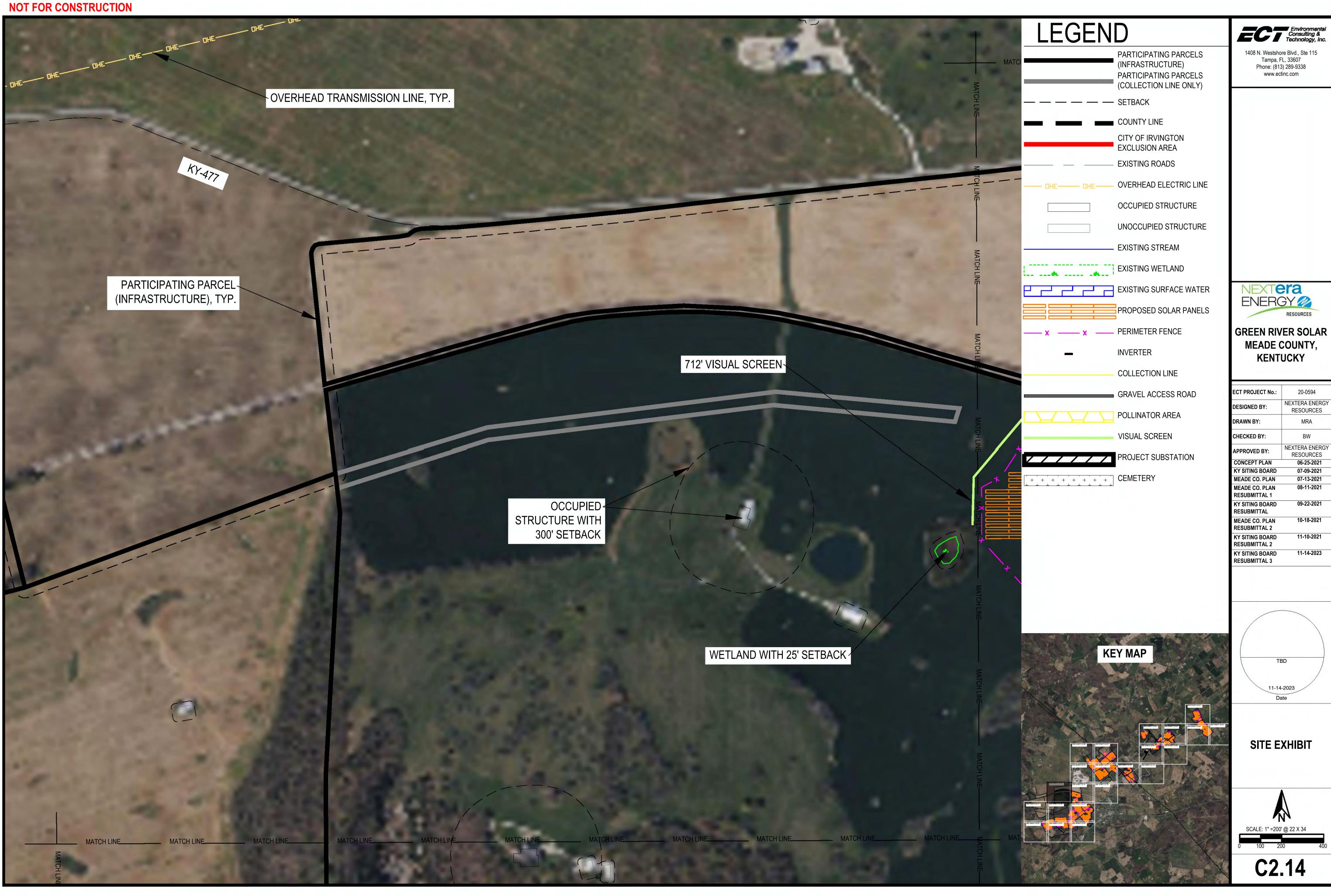


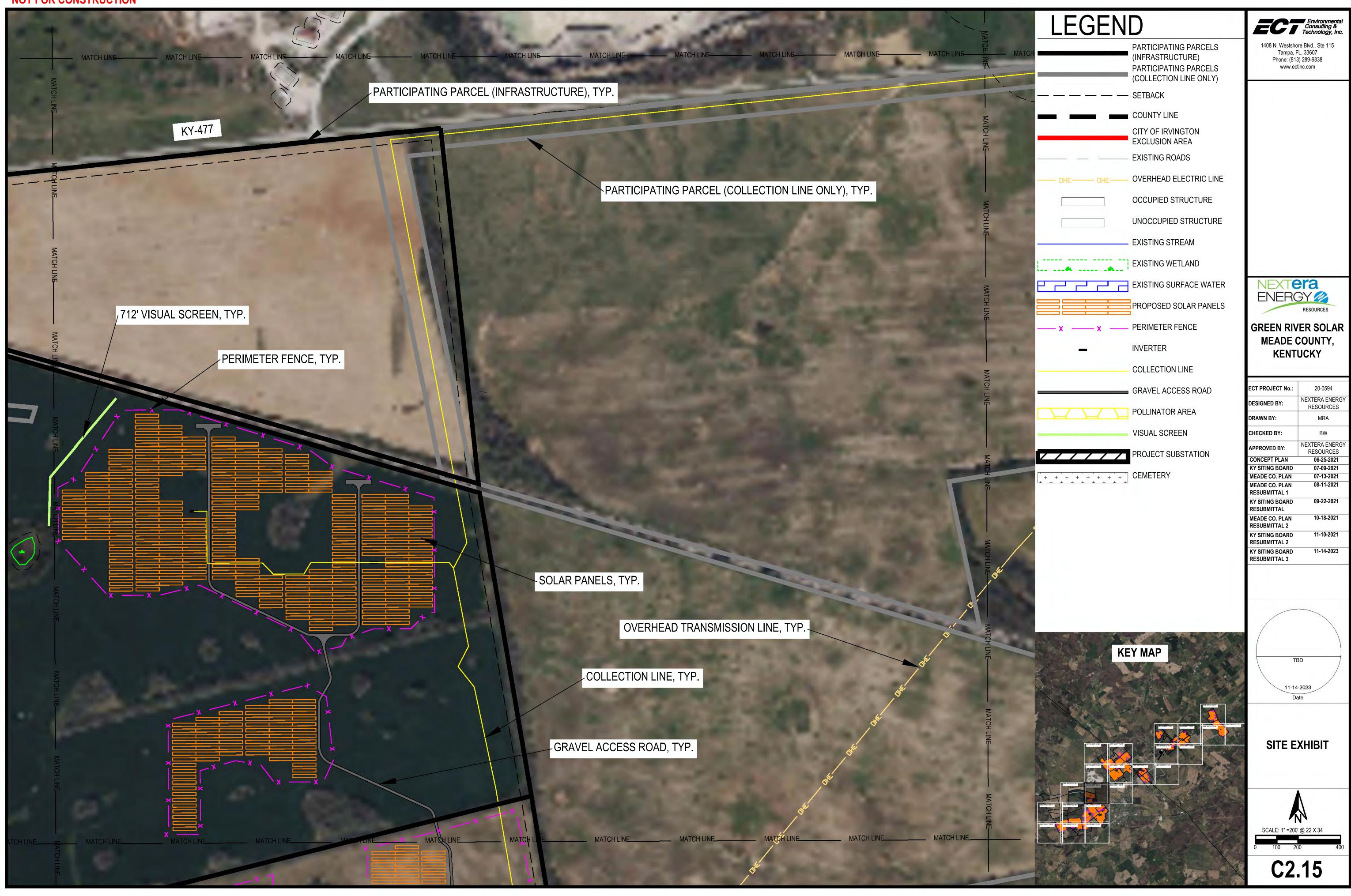
MATCH LINE

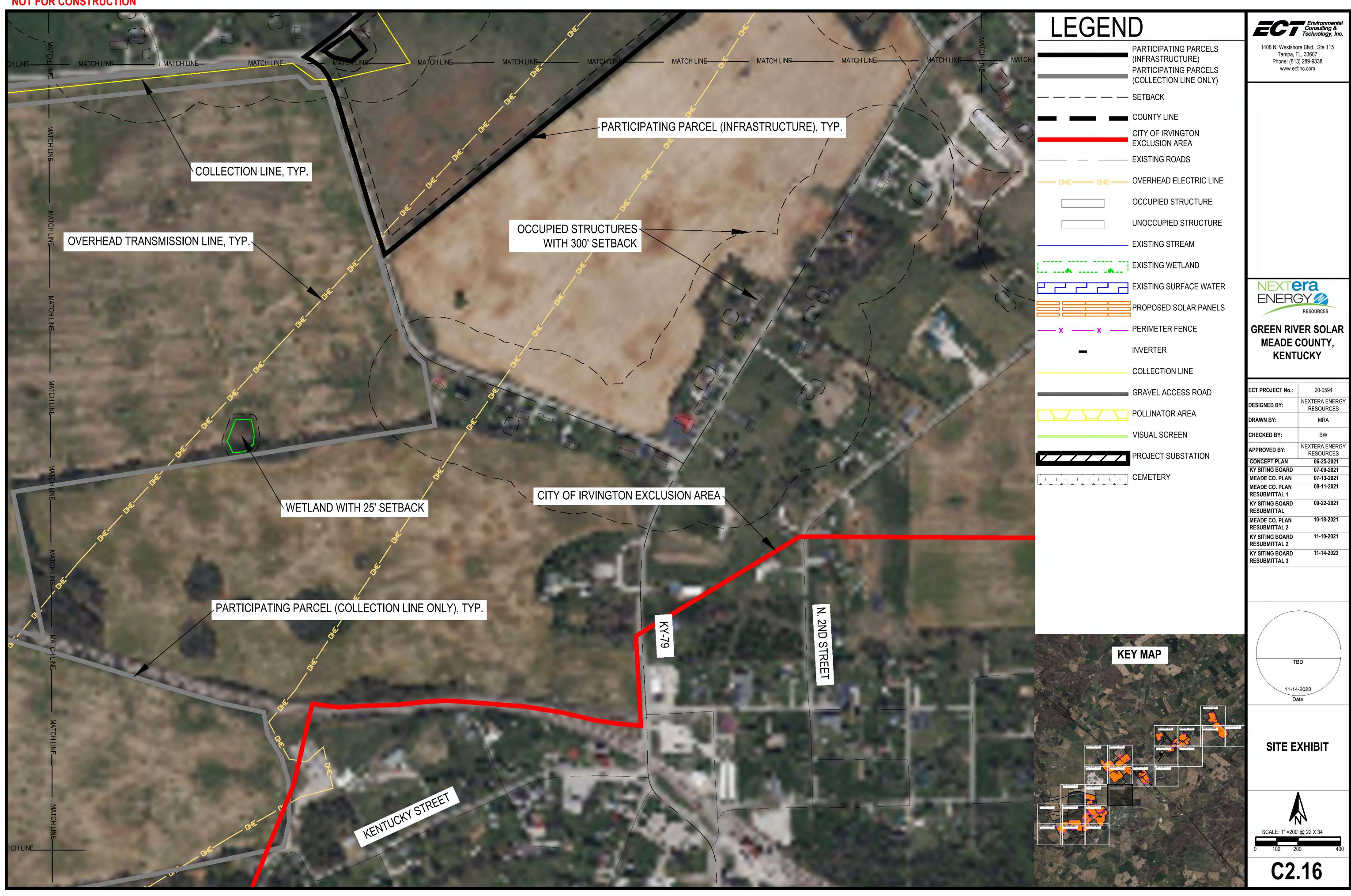
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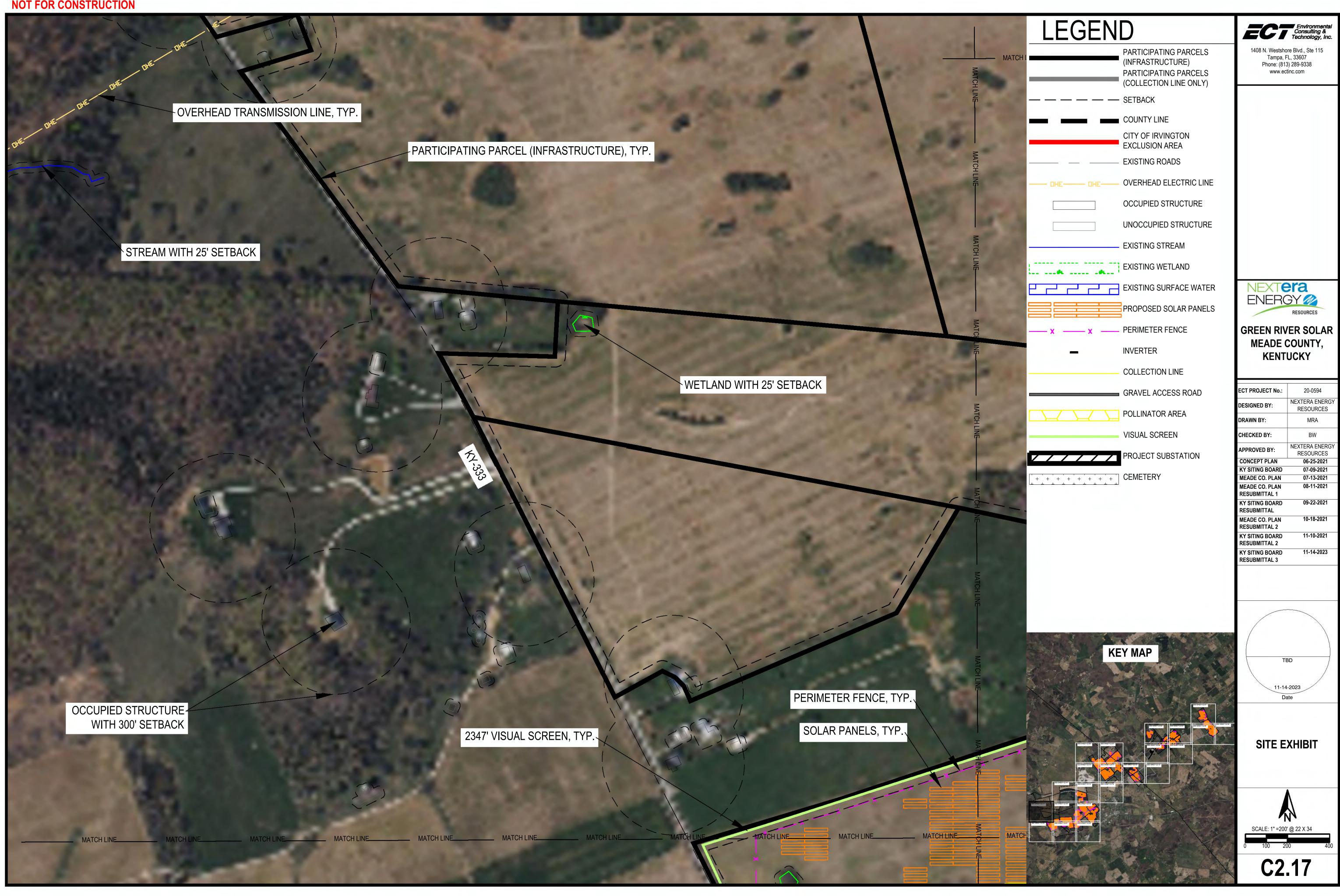


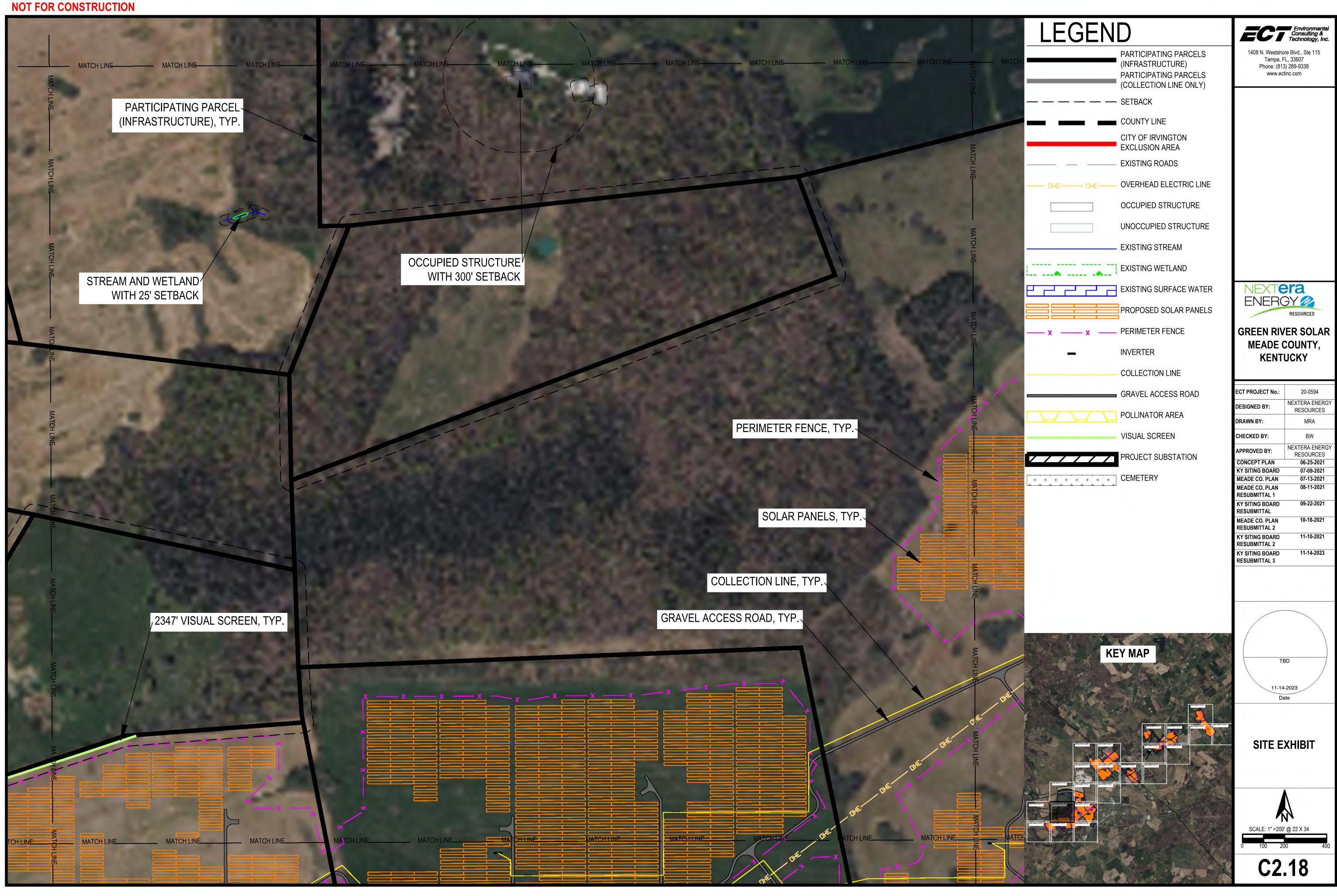


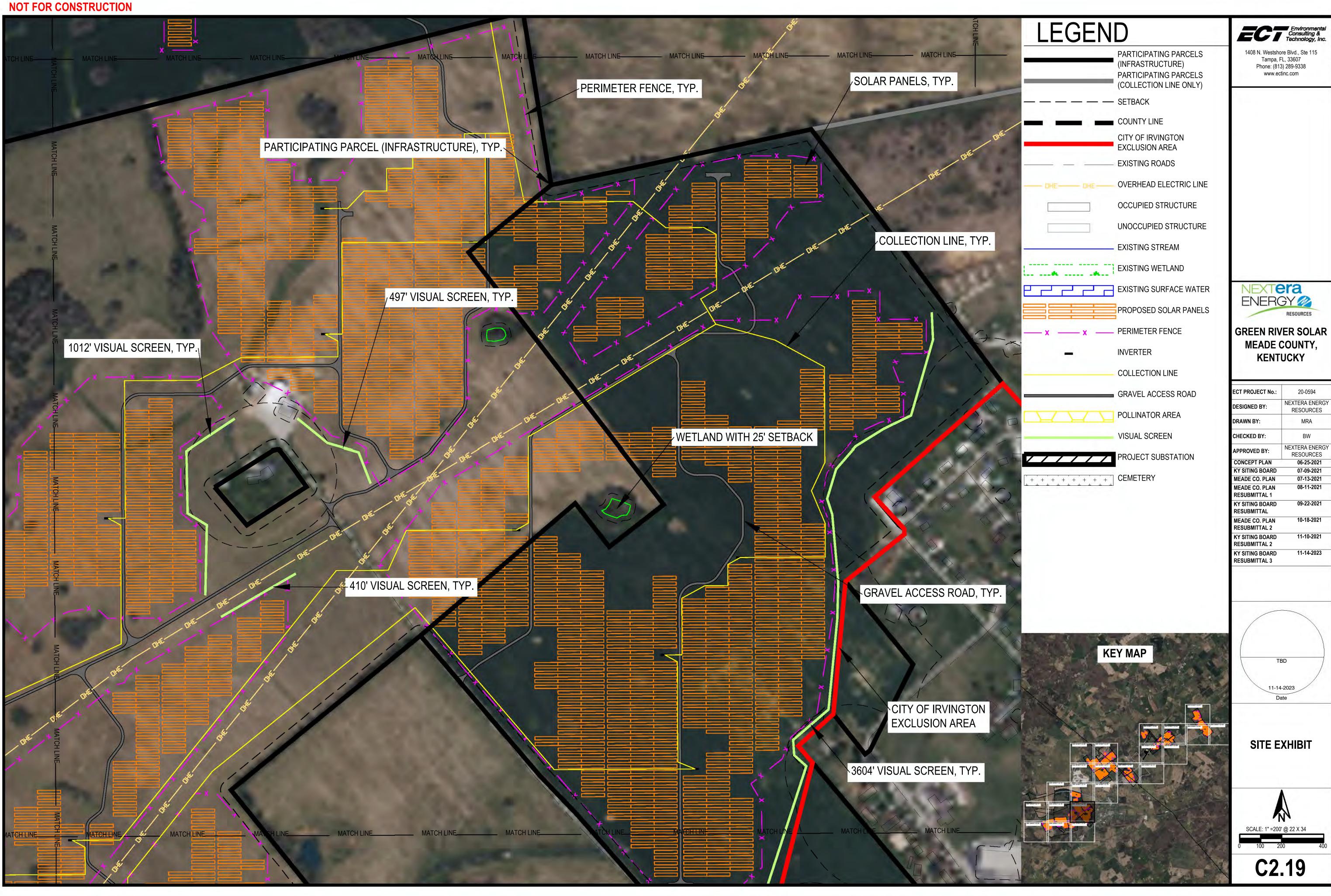


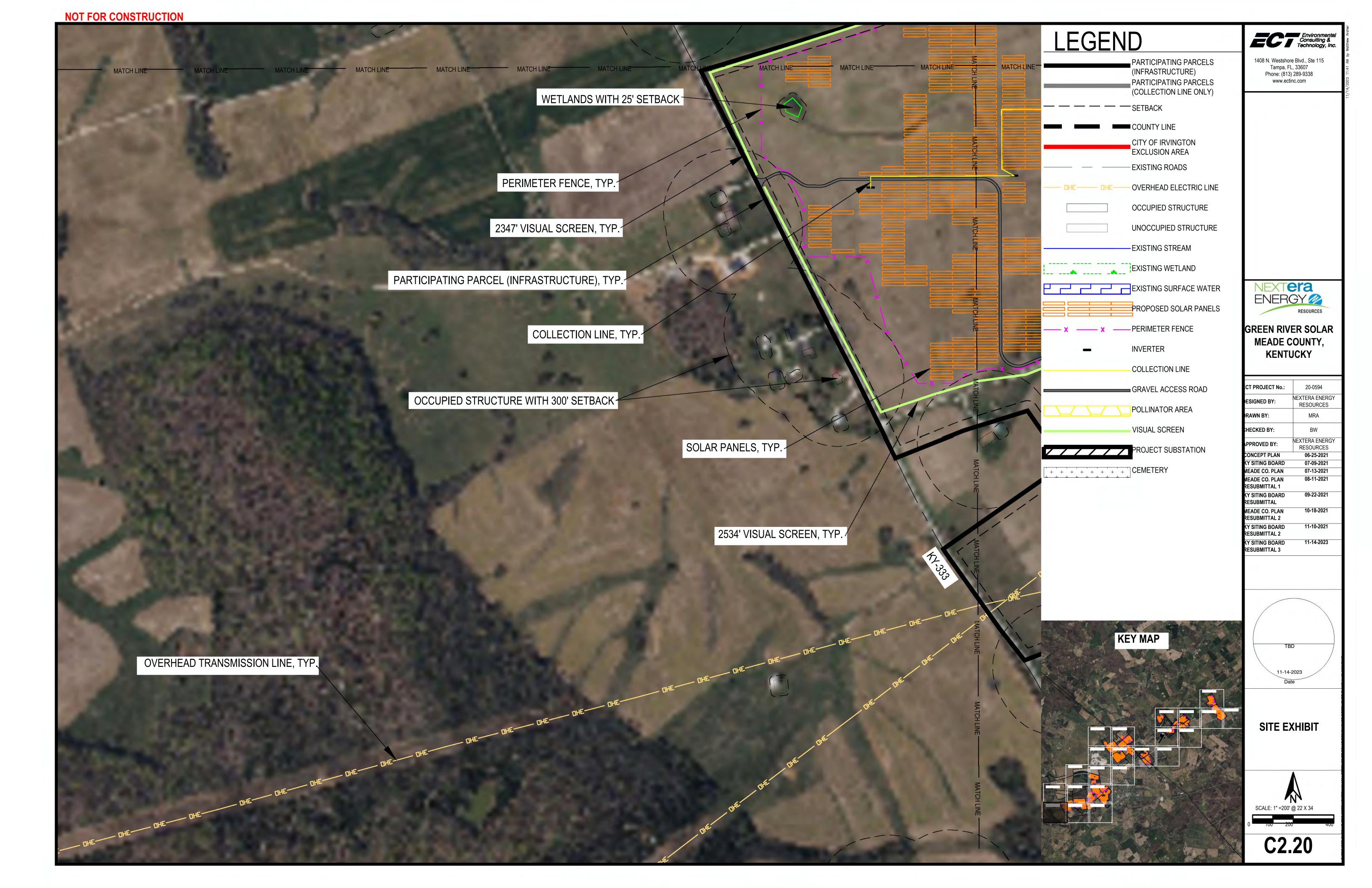


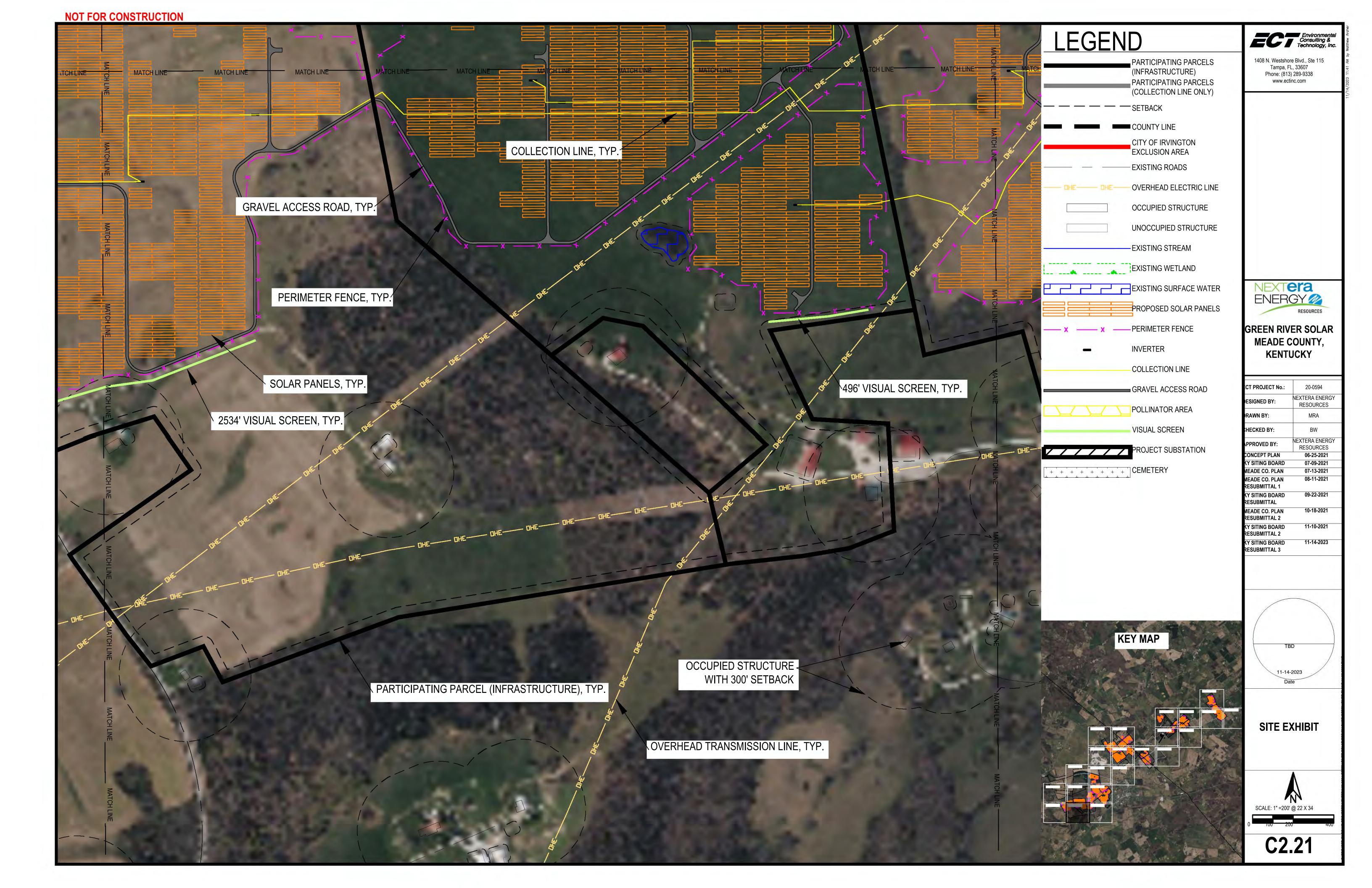


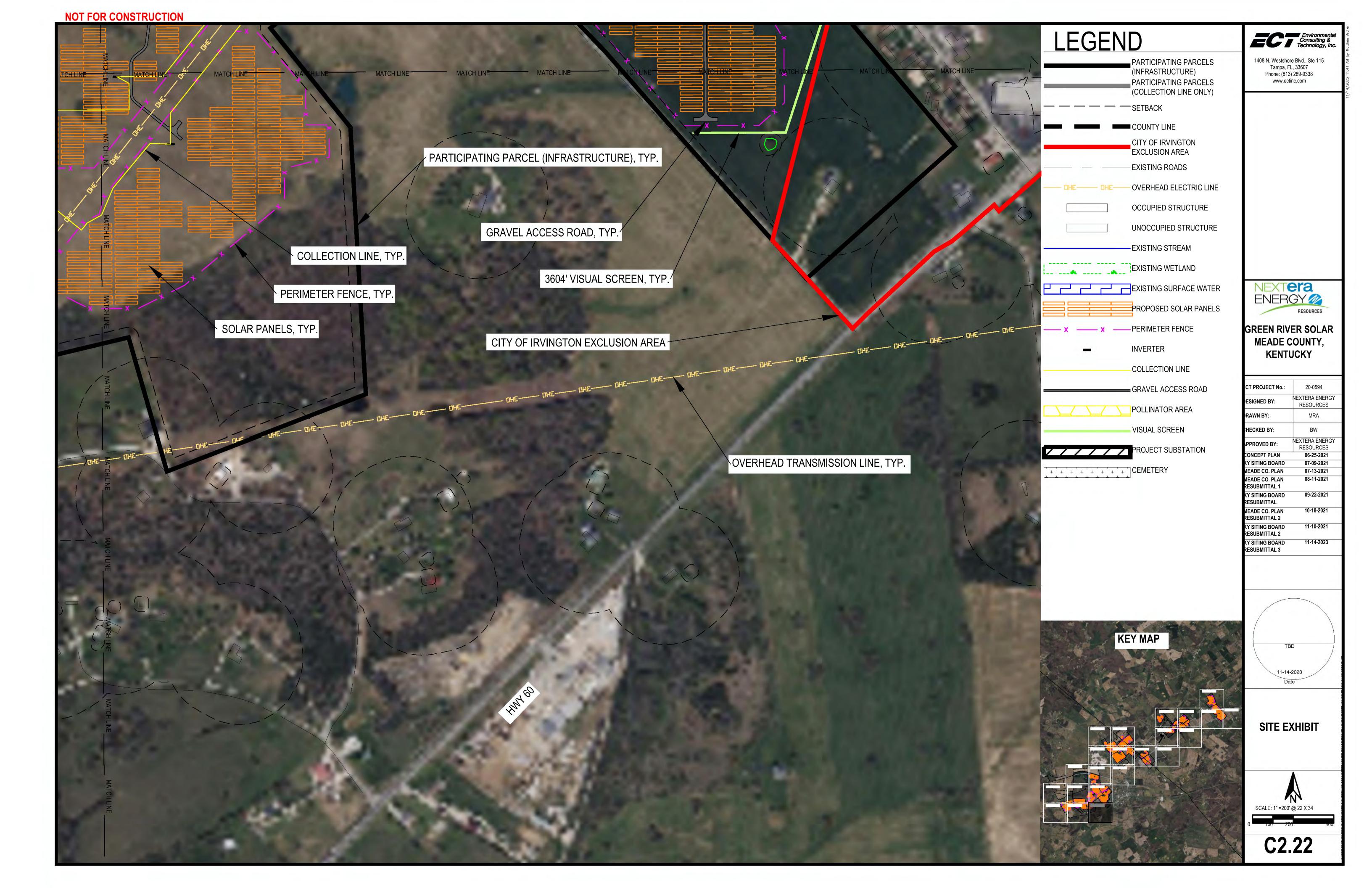


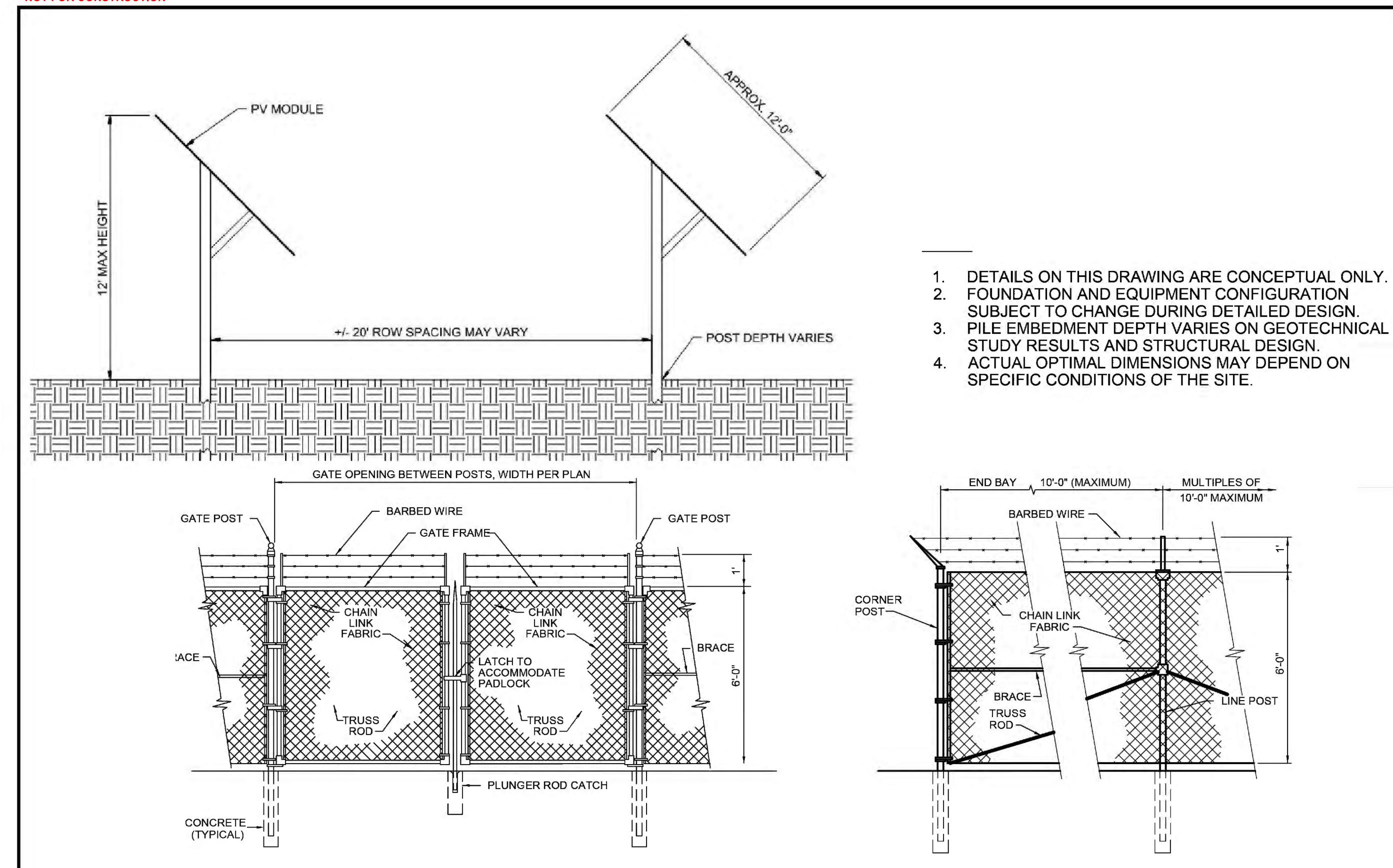












DOUBLE SWING GATE DETAIL
NOT TO SCALE

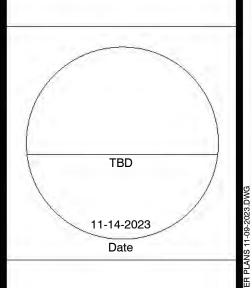
SECURITY FENCE DETAIL
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GREEN RIVER SOLAR MEADE COUNTY, KENTUCKY

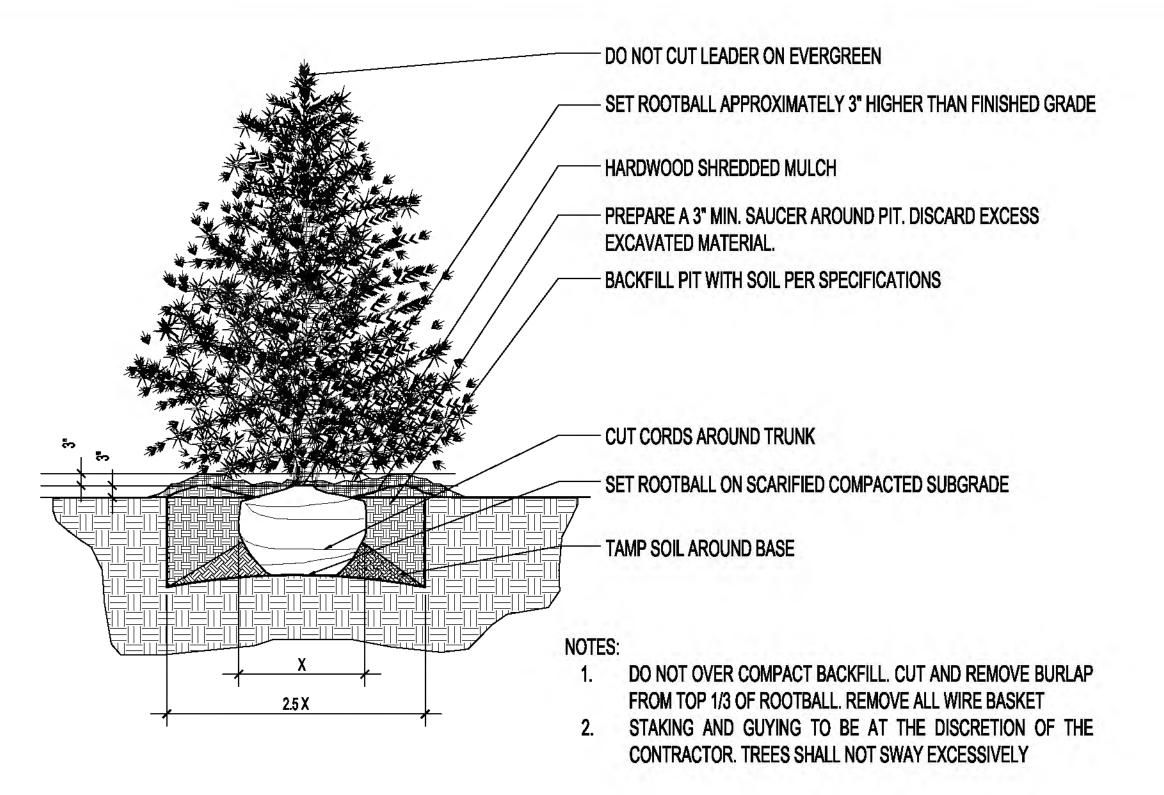
ECT PROJECT No.:	20-0594
DESIGNED BY:	NEXTERA ENERGY RESOURCES
DRAWN BY:	MRA
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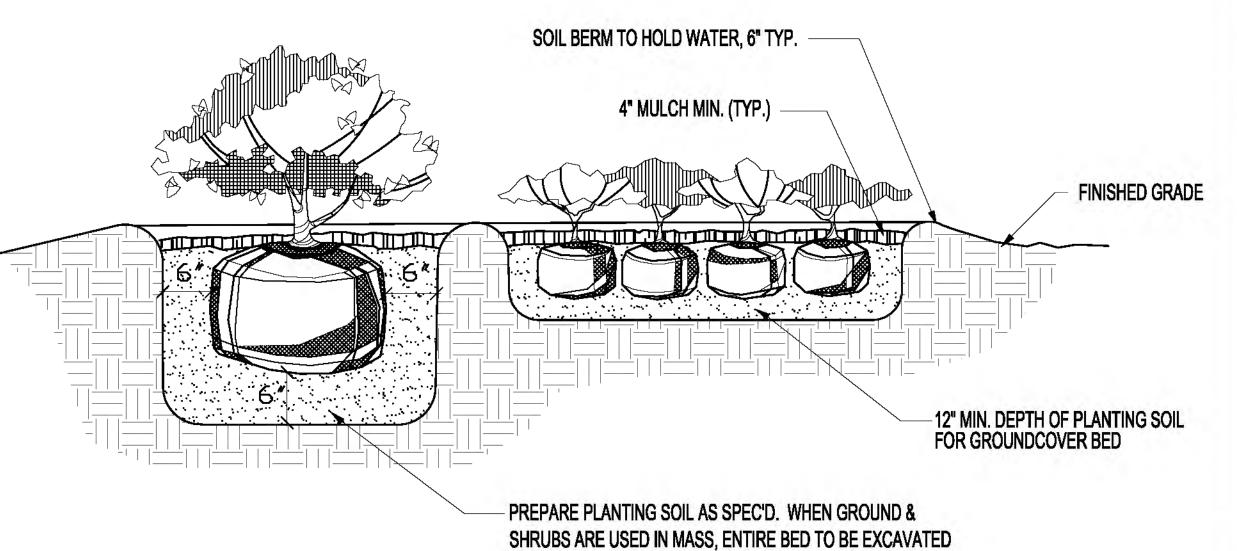


CONSTRUCTION DETAILS

C3.01







TO RECEIVE PLTG, SOIL & PLANT MATERIAL, AS SPEC'D.

NOTE: CONTRACTOR SHALL ASSURE PERCOLATION OF ALL PLANTING PITS / BEDS PRIOR TO INSTALLATION

SHRUB AND GROUNDCOVER DETAIL

Table 1. Potential Evergreen and Deciduous Species Utilized by the Proposed Project

Туре	Species	Scientific Name	
	White Pine	Pinus strobus	
	Virginia Pine	Pinus virginiana	
Coniferous Trees and Shrubs	Red Cedar	Juniperus virginiana	
	Common Juniper*	Juniperus communis	
	Eastern Hemlock	Tsunga canadensis	
	Serviceberry	Amelanchier spp.	
	Dogwood	Cornus spp.	
	Winterberry	llex spp.	
Drandlant Croall Trans and Chrysha	Chokecherry	Prunus virginiana	
Broadleaf Small Trees and Shrubs	Ninebark	Physocarpus opulifolius	
	Sumac	Rhus spp.	
	Viburnum	Viburnum spp.	
	Redbud	Cercis canadensis	

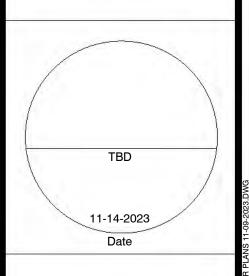
^{*} an upright growing habitat cultivar





GREEN RIVER SOLAR MEADE COUNTY, KENTUCKY

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LANDSCAPE ILLUSTRATION

C3.02

EVERGREEN PLANTING DETAIL

ATTACHMENT B

November 10, 2023

Kentucky Electric Generation and Transmission Siting Board (KYSB)
Final Order Mitigation Measure #1
Submittal Final Site Plan
Green River Solar Project
KY PSC Case No. 2020-00387
Meade and Breckinridge Counties, Kentucky

Environmental Consulting & Technology, Inc., (ECT) was contracted by Green River Solar, LLC (Green River Solar) to assist in the preparation of the final site plans for the Green River Solar Project (Project). The Project is located in Meade and Breckinridge Counties, Kentucky, near Irvington, KY. The Project purpose is to construct a 200-megawatt alternating current ("MW AC") solar energy system (SES) to provide clean, renewable electricity.

In accordance with the KYSB Final Order Mitigation Measure #1 for Case Number 2020-00387, Green River Solar is submitting a final site layout plan for the Project. As part of this submittal, ECT has prepared a short memo documenting the material changes to the Project infrastructure since the last updated site plans were submitted to the KYSB in November 2021 during a post-hearing data request.

Sincerely,

Environmental Consulting & Technology, Inc.

Beth Wilburn

Beth Wilburn Senior Project Manager



1.0 Overview of Kentucky Electric Generation and Transmission Siting Board Case

Green River Solar submitted an electronic application for a certificate to construct an approximately 200-MW merchant solar electric generating facility in Meade and Breckinridge Counties, Kentucky in June 2021 under Case Number 2020-00387.

2.0 Site Plan Comparison

Below is a table that highlights the material changes between the Green River Solar permitted site plans dated November 2021 and the attached final site plans from November 2023.



Table 1. Permitted Green River Site Plan and November 2023 Site Plan Comparison

	November 2021 Site Plans (Permitted Site Plans)		November 2023 Site Plans (Final Site Plans)		KYSB Applicable	Applicable County
	Project	Closest	Project	Closest	Mitigation Conditions	Mitigation Conditions
	Infrastructure	Receptor (feet)	Infrastructure	Receptor (feet)		250-foot setback from
Number of			51	Meade - 550	450-foot setback from receptors	receptors
central inverters	92	246		Breckinridge - 650		300-foot setback from receptors
Number of PV panels	000 000	800,000 208	525,860	Meade - 275	150-foot setback from receptors	250-foot setback from receptors
	800,000			Breckinridge - 319		300-foot setback from receptors
Linear feet of fence	190,000	90	146 600	Meade - 251	None	250-foot setback from receptors
	190,000	90	146,688	Breckinridge - 300		300-foot setback from receptors
Linear feet of access roads	110,000	NA	78,535	NA	None	None
Access road entrances	10	NA	13	NA	NA	NA
Project Limits of Disturbance (LOD) acreage (fenced array areas and access roads outside fenced array areas)	1,100	NA	1,100	NA	NA	NA



> ectinc.com 2

As noted in **Table 1**, there are 41 less central inverters based on the final site plans. Based on review of the November 2021 site plans, the closest mapped receptor (residence, church, or school) to an inverter was 246 feet.

In accordance with the KYSB Final Order Mitigation Measure #17, Green River Solar did not place central inverters closer than 450 feet from a residence, church, or school. Based on review of the November 2023 site plans, the closest mapped receptor to an inverter is now 550 feet in Meade County and 650 feet in Breckinridge County. These metrics also conform to the Meade County Solar Ordinance setback that dictates that all solar panels, transformers, inverters, and substations shall be located at least 250 feet from any residential structure and also conforms to the Breckinridge County Solar Ordinance setback that dictates that all components of the solar energy system (SES) shall be located at least 300 feet from any residential structure.

The updated November 2023 site plans show the closest receptor to an inverter approximately 304 feet further away than in the November 2021 site plans. Due to the increased distance between the inverter and closest receptor, Green River Solar anticipates that the noise levels associated with both construction and operation activities at the closest receptor will be less than the original dBA levels calculated at the closest receptor for the permitted site plans.

As noted in **Table 1**, there are less panels based on the final site plans. Based on review of the November 2021 site plans, the closest mapped receptor (residence, church, or school) to a PV panel was 208 feet. Note that the KYSB Final Order Mitigation Measure #17 dictates that no solar panels shall be placed closer than 150 feet from a residence, church, or school, 25 feet from a non-participating adjoining parcel, or 50 feet from adjacent roadways. However, the Meade County Solar Ordinance dictates a larger setback of 250 feet from receptors for all solar panels, transformers, inverters, and substations and Breckinridge County Solar Ordinance dictates a larger setback of 300 feet from receptors for all SES components. The county solar ordinances also dictate a larger setback of 50 feet from non-participating adjoining parcels.

Based on review of the November 2023 site plans, the closest mapped receptor to a PV panel is 275 feet in Meade County and 319 feet in Breckinridge County. During review of the entire Project, the closest mapped non-participating parcel line is mapped approximately 50 feet from a PV panel and the closest mapped adjacent edge of road is mapped approximately 70 feet from a PV panel. The updated November 2023 site plans show the closest receptor to an inverter approximately 67 feet further away than in the November 2021 site plans. Due to the increased distance between the PV panel and closest receptor, Green River Solar anticipates that the noise levels associated with both construction and operation activities at the closest receptor will be less than the original dBA levels calculated at the closest receptor for the permitted site plans.

As noted in **Table 1**, there are 43,312 less linear feet of fence based on the final site plans. Based on review of the November 2021 site plans, the closest mapped receptor (residence, church, or school) to a fenced array area (measured to the fence line) was 90 feet. The November 2023 site plans show the closest mapped receptor to a fenced array area is 251 feet in Meade County and 300 feet in Breckinridge County. This metric conforms to the Meade County setback that dictates that all SES equipment shall be located at least 250 feet from any residential structure and the Breckinridge County setback that dictates that all SES equipment shall be located at least 300 feet from any



residential structure. The KYSB Final Order Mitigation measures do not dictate a setback for the fence component of a solar facility.

As noted in **Table 1**, there are 31,465 less linear feet of access road based on the final site plans. Note that there are 13 access road entrances from public right-of-way (ROW) based on the final site plans, which is three (3) more access road entrances than the permitted site plans. These entrances are mapped along the same roads as the permitted site plans, which are comprised of both state routes and local arterial roads.

Green River Solar developed visual screening consistent with the updated November 2021 site plans provided as an attachment to the response to the Post-Hearing Request, Item 4, where applicable. Green River Solar also proposed new vegetative buffers in areas of the Project with infrastructure changes to provide visual screening to residences with direct view of the solar facilities and equipment. Green River Solar will follow the conditions applicable to visual screening as outlined in KYSB Final Order Mitigation Measures 8, 9, 10, and 11 and applicable visual screening conditions as outlined in the Meade County Solar Ordinance and Breckinridge County Solar Ordinance.

No substantive changes were made to the Project panel motors, substation, transformers, or other project facilities or infrastructure in the final site plans. Note that in accordance with the Meade County Solar Ordinance, which dictates a setback of at least 250 feet from receptors for all solar panels, transformers, inverters, and substations, the closest mapped receptor to the proposed substation is approximately 500 feet.

3.0 Conclusion

In summary, Green River Solar does not anticipate an increase in impacts from construction or operation of the Project, as the closest receptors to the final site plans inverter and PV panel locations are mapped further from Project infrastructure than in the permitted site plan. The closest receptor to the Project substation and transformers has not changed. The number and location of access roads in the final site plans is comparable to the access road locations identified in the Traffic and Dust Study, prepared by Integrated Engineering/PRIME AE, for the permitted site plans.

Green River Solar has complied with the following KYSB, Meade County, and Breckinridge County mitigations, as pertinent to the site plan development:

- KYSB Final Order Mitigation Measure 1 Green River Solar is submitting this summary memo to document material changes in the final site plans as attached.
- KYSB Final Order Mitigation Measure 2 Green River Solar is submitting this summary memo to document project boundary changes since the November 2021 site plans, and represents a smaller project boundary with less impacts.
- KYSB Final Order Mitigation Measure 7 Green River Solar has conformed to the 50-foot setback from open karst features in the November 2023 site plans.
- KYSB Final Order Mitigation Measure 10 Green River Solar included visual screening in the final site plans as attached.
- KYSB Final Order Mitigation Measure 11 Green River Solar included an approximately 2-acre designated pollinator-friendly area in the final site plan.



- KSYB Final Order Mitigation Measure 17 Green River Solar adhered to the following setbacks:
 - 150-foot setback for PV panels and string inverters from residences, churches, and schools (receptors) – the closest receptor to a PV panel in the final site plan is approximately 275 feet.
 - 25-foot setback for PV panels and string inverters from non-participating adjoining parcels – the closest PV panel to a non-participating parcel line in the final site plan is approximately 50 feet. String inverters are not used for this Project.
 - 50-foot setback for PV panels and string inverters from adjacent roadways the closest PV panel to the edge of a roadway in the final site plan is approximately 70 feet. String inverters are not used for this Project.
 - 450-foot setback for central inverters from receptors the closest receptor in the final site plan is approximately 550 feet.
- Meade County solar ordinance conditions state, "All solar panels, transformers, inverters, and substations shall be located at least 250 feet from any residential structure." Green River Solar has setback PV panels, inverters, and fence line of the array areas at least 250 feet from any receptor at 275 feet, 550 feet, and 251 feet, respectively.
- Meade County solar ordinance conditions also state, "All solar panels, transformers, inverters, and substations shall be located at least 50 feet from the perimeter property lines of the project area ..." Green River Solar has setback PV panels, inverters, and fence line of the array areas at least 50 feet from any non-participating parcel line at 70 feet, 205 feet, and 50 feet, respectively.
- Breckinridge County solar ordinance condition that states, "All components of the SES shall be located at least 300 feet from any residential structure." Green River Solar has setback PV panels, inverters, and fence line of the array areas at least 300 feet from any receptor at 319 feet, 650 feet, and 300 feet, respectively.
- Breckinridge County solar ordinance conditions also state, "All components of the SES shall be located at least 50 feet from the perimeter property lines of the project area ..." Green River Solar has setback PV panels, inverters, and fence line of the array areas at least 50 feet from any non-participating parcel line at 50 feet, 343 feet, and 50 feet, respectively.

5



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