

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

In the Matter of:

<i>Electronic</i> Application of Meade County Solar)	
for Certificate of Construction for an)	Case No.
approximately 40 Megawatt Merchant Electric)	2020-00390
Solar Generating Facility in Meade County,)	
Kentucky)	

Notice re Termination and Surrender of Certificate

Meade County Solar LLC (“Meade County Solar”), by counsel, hereby provides notice to the Kentucky State Board on Electric Generation and Transmission Siting (“ESB”) of its surrender and termination of the construction certificate provided in the October 29, 2021, Final Order (“ESB Certificate”). Despite the provision in KRS 278.704(1)¹ of an endpoint for expiration of merchant electric generating facility construction certificates, there is a risk that a certificate could exist in perpetuity if the necessary Energy and Environment Cabinet (“EEC”) permits are never acquired.

Meade County Solar has withdrawn its current plans for installation of a solar power facility in Meade County (the “Project”) and has decided not to move forward with the Project. Meade County Solar has taken the necessary steps to notify the involved landowners and local authorities, including correspondence to formally surrender the Conditional Use Permit for the project and terminate the individual lease agreements with landowners. Because Meade County Solar will not be pursuing necessary air, water and waste permits from the EEC, there

¹ See relevant portions of KRS 278.704(1): “...The construction certificate shall be valid for a period of three (3) years after the issuance date of the last permit required to be obtained from the Energy and Environment Cabinet after which the certificate shall be void. The certificate shall be conditioned upon the applicant obtaining necessary air, water, and waste permits.”

is a risk that the ESB Certificate could exist in perpetuity. In the interest of transparency before the ESB, Meade County Solar now hereby provides notice that it will not be moving forward with the Project as presented to the ESB, and that it no longer has use for the ESB Certificate for this Project. Therefore, Meade County Solar formally surrenders and terminates its ESB Certificate for construction of a solar power facility in Meade County.

Respectfully submitted,

/s/ Kathryn A. Eckert

Kathryn A. Eckert
Jason R. Bentley
McBrayer PLLC
201 East Main St., Suite 900
Lexington, KY 40507
(859) 231-8780
keckert@mcbayerfirm.com
Counsel for Meade County Solar LLC