

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

In the Matter of:

ELECTRONIC APPLICATION OF)
HUMMINGBIRD ENERGY LLC FOR)
A CERTIFICATE OF CONSTRUCTION)
FOR AN APPROXIMATELY 200 MEGAWATT) Case No. 2022-00272
MERCHANT ELECTRIC SOLAR GENERATING)
FACILITY AND NONREGULATED)
ELECTRIC TRANSMISSION LINE IN)
FLEMING COUNTY, KENTUCKY PURSUANT)
TO KRS 278.700 AND 807 KAR 5:110.)

HUMMINGBIRD ENERGY LLC’S RENEWED AND RESTATED NOTICE OF INTENT

On August 16, 2022, Hummingbird Energy LLC (“Hummingbird Energy” or the “Applicant”), submitted its original Notice of Intent to file an application and was assigned Case No. 20222-00272. Now Hummingbird Energy hereby submits this Renewed and Restated Notice of Intent to file an application for a certificate to construct an approximately 200 megawatt (“MW”) merchant solar electric generating facility and a nonregulated transmission line in Fleming County, Kentucky (the “Project”) no later than May 1, 2023, and respectfully states as follows:

1. Pursuant to 807 KAR 5:110, Section 2(2)(a), the forthcoming application will be filed by Hummingbird Energy LLC, 98 San Jacinto Blvd., Suite 750, Austin, TX 78701. The applicant’s telephone number is: (859) 694-2777 and its email address is: hummingbird@recurrentenergy.com.

2. Pursuant to 807 KAR 5:110, Section 2(2)(b), the Project will cover approximately 2,106 acres and be capable of generating approximately 200 MW of clean, renewable electricity. The Project will construct its own high-voltage project substation that will interconnect to a utility

switching station to be constructed onsite. The utility switchyard will connect to the existing nonregulated transmission line on site and within the Project footprint.

3. Pursuant to 807 KAR 5:110, Section 2(2)(c), the Project will be located in unincorporated Fleming County, Kentucky, northeast of the city of Flemingsburg. The Project's street address is 1667 Carpenter Road, Wallingford, Kentucky 41093. The site will be bisected by Carpenter Road and bordered by Black Diamond Road to the east and Mount Carmel Road to the west near Maddox Pike. Its latitude/longitude coordinates are 38°28'11.01"N and 83°38'16.46"W. No portion of the Project is located within the boundaries of any municipality.

1. Pursuant to 807 KAR 5:110, Section 2(2)(d), there is no planning or zoning commission with jurisdiction over the site.

2. Pursuant to 807 KAR 5:110, Section 2(2)(e), there are no local setback requirements applicable to this site.

3. Pursuant to KRS 278.704(4), the Applicant will request a deviation from the setback requirements found in KRS 278.704(2).

Dated this 28th day of November, 2022.

Respectfully submitted,



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