

**COMMONWEALTH OF KENTUCKY**

**BEFORE THE ELECTRIC GENERATION AND TRANSMISSION SITING BOARD**

In the Matter of:

ELECTRONIC APPLICATION OF BRIGHT )  
MOUNTAIN SOLAR, LLC FOR A )  
CERTIFICATE OF CONSTRUCTION FOR AN )  
UP TO 80 MEGAWATT MERCHANT )  
ELECTRIC SOLAR GENERATING FACILITY )  
AND AN APPROXIMATELY 4 MILE )  
NONREGULATED ELECTRIC )  
TRANSMISSION LINE IN PERRY COUNTY, )  
KENTUCKY, PURSUANT TO KRS 278.700, )  
ET SEQ. AND 807 KAR 5:110, ET SEQ. )

Case No. 2022-00274

**BRIGHT MOUNTAIN SOLAR, LLC’S SECOND NOTICE OF INTENT**

Comes now Bright Mountain Solar, LLC (“Bright Mountain Solar”), by counsel, pursuant to KRS 278.700, et seq., 807 KAR 5:110, Section 2, et seq. and other applicable law, and does hereby tender its SECOND NOTICE OF INTENT to file an application, on or before November 14, 2023, for a Certificate to Construct an up to 80-megawatt alternating current (“MW”) merchant solar electric generating facility and an approximately 4 mile nonregulated transmission line to a substation located in Perry County, Kentucky (the “Project”), respectfully stating as follows:

1. Pursuant to 807 KAR 5:110, Section 2(2)(a) and 807 KAR 5:120, Section 2(2)(a), the forthcoming application will be filed by:

Bright Mountain Solar, LLC  
whose primary contact for the Project is:  
Andrew House  
Senior Business Developer  
Avangrid Renewables, LLC  
271 NW Vaughn St, Suite 300  
Portland, OR 97210  
Telephone: (419) 619-8873  
E-Mail: [andrew.house@avangrid.com](mailto:andrew.house@avangrid.com)

2. Pursuant to 807 KAR 5:110, Section 2(2)(b) and 807 KAR 5:120, Section 2(2)(b), the Project will be capable of generating up to 80 MWs of electricity on approximately 800 acres in Perry County, Kentucky, comprised of multiple tracts of reclaimed mine land, along with approximately 150,000 photovoltaic solar panels and associated racking, approximately 15 inverters, and a project substation transformer that will connect via a 69 kV transmission line to the existing Bonnyman substation owned by Kentucky Power Company at a location approximately 4 miles away, also in Perry County, Kentucky. Because both the merchant electric generating facility and the nonregulated electric transmission line are integral parts of the same project, Bright Mountain Solar intends to file a single application for the Project.

3. Pursuant to 807 KAR 5:110, Section 2(2)(c), the electric generation facility for the Project is located in Perry County, Kentucky. The Project does not yet have a street address, but the generation portion is located approximately 2 miles west of the intersection of Kentucky Highway 15 and Lower Second Creek Road, approximately 5 miles northwest of the City of Hazard. Its coordinates are 37.292117 degrees latitude and -83.293688 degrees longitude.

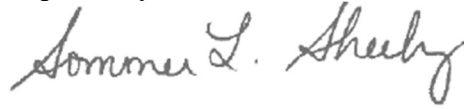
4. The Project site is not located within the limits of any city.

5. Perry County, Kentucky, has no planning and zoning commission and therefore has not adopted setback requirements applicable to the Project.

6. Pursuant to 807 KRS 278.704(4), the applicant expects to request a deviation from the setback requirements found in KRS 278.704(2).

Dated this 15<sup>th</sup> day of May, 2023.

Respectfully submitted,



---

Dylan F. Borchers  
Sommer L. Sheely  
BRICKER GRAYDON LLP  
100 South Third Street  
Columbus, OH 43215-4291  
Telephone: (614) 227-2300  
Facsimile: (614) 227-2390  
E-mail: [dborchers@brickergraydon.com](mailto:dborchers@brickergraydon.com)  
[ssheely@brickergraydon.com](mailto:ssheely@brickergraydon.com)

*Counsel for Bright Mountain Solar, LLC*