

Andy Beshear  
Governor



Rebecca Goodman  
Secretary

Commonwealth of Kentucky  
**Energy and Environment Cabinet**  
Kentucky State Board on Electric Generation and Transmission Siting  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460

February 26, 2020

TO: DIVISION OF FILINGS

RE: Case No. 2020-00040  
Application of Turkey Creek Solar, LLC for a Certificate of Public Convenience and Necessity to Construct an Approximately 50 Megawatt Merchant Electric Solar Generating Facility in Garrard County, Kentucky Pursuant to KRS 278.700 and 807 KAR 5:110

Please file in the administrative record of the above-referenced case the enclosed copy of a letter from Chairman Michael J. Schmitt to Governor Andy Beshear dated February 24, 2020.

Sincerely,

A handwritten signature in blue ink, appearing to read "KAC", written over a faint circular stamp.

Kent A. Chandler  
Executive Director

Enclosures

cc: Parties of Record



Andy Beshear  
Governor

Rebecca W. Goodman  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Michael J. Schmitt  
Chairman

Robert Cicero  
Vice Chairman

Talina R. Mathews  
Commissioner

February 24, 2020

Hon. Governor Andy Beshear  
700 Capitol Avenue, Suite 100  
Frankfort, Kentucky 40601

Re: Siting Board Case No. 2020-00040

Dear Governor Beshear:

As the Chairman of the Kentucky Public Service Commission (PSC), I also serve as the Chairman of the Kentucky State Board on Electric Generation and Transmission Siting (Siting Board). Therefore, it is my duty to inform you that, on February 10, 2020, the Siting Board received a notice of intent from Turkey Creek Solar, LLC to file an application for a certificate to construct an approximately 50 megawatt merchant electric solar generation facility in Lancaster, Garrard County, Kentucky. A copy of the notice is enclosed herein.

The five permanent members of the Siting Board are myself; PSC Vice Chairman Robert Cicero; PSC Commissioner Talina R. Mathews; Secretary of the Energy and Environment Cabinet Rebecca W. Goodman (or her designee); and Interim Secretary of the Economic Development Cabinet Larry Hayes (or his designee).

In addition to the permanent members of the Siting Board, pursuant to KRS 278.702(1)(d)(1), upon receipt of a notice of intent to file an application with the Siting Board, the Governor must appoint two ad hoc public members to serve on the Siting Board for the duration of the case. Based on the facts as presented in the notice of intent, one of the ad hoc appointees must be the county judge/executive of Garrard County, Hon. John Wilson. The second ad hoc appointee must be a legal resident of Garrard County, where the proposed electric merchant generation facility will be sited.

Pursuant to 807 KAR 5:110, Section 2, Turkey Creek Solar, LLC may file its application, at the earliest, 30 days from the date of its February 10, 2020 notice. The time limit mandated by KRS 278.710(1) requires the Siting Board to issue its decision granting or denying the application within either 120 days or 180 days (if a local public hearing is requested). Therefore, it is vital to the successful completion of the Siting Board's duties that the ad hoc members be appointed by you as soon as practicable.

For your convenience, I have enclosed a copy of Executive Order 2014-445, issued by Governor Steven L. Beshear on June 13, 2014, appointing two ad hoc Siting

Board members for a prior Siting Board Case (Case No. 2014-00162). This format may be used by you to appoint the ad hoc Siting Board members for the present case.

Please let me know if I can provide you any additional information regarding this case. Any communications regarding this case may be directed either to me or Quang Nguyen, Assistant General Counsel, at (502) 782-2586. Thank you for your time and attention to this matter.

Sincerely,



Michael J. Schmitt  
Chairman

QN/kw  
Enclosure

cc: Robert Cicero, Vice Chairman Public Service Commission  
Talina R. Mathews, Commissioner Public Service Commission  
Rebecca W. Goodman, Secretary Energy and Environment Cabinet  
Larry Hayes, Interim Secretary Economic Development Cabinet



**Sturgill, Turner, Barker & Moloney, PLLC**  
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**James W. Gardner**  
Of Counsel  
jgardner@sturgillturner.com

February 10, 2020

Kentucky State Board on Electric Generation and Transmission Siting  
Kentucky Public Service Commission  
211 Sower Boulevard  
P. O. Box 615  
Frankfort, KY 40602

RECEIVED  
FEB 10 2020  
PUBLIC SERVICE  
COMMISSION

Re: Notice of Intent to File Application of Turkey Creek Solar, LLC for Certificate of Construction for: an approximately 50 Megawatt Merchant Electric Solar Generating Facility in Garrard County, Kentucky pursuant to KRS 278.700, *et seq.*, and 807 KAR 5:110

To Whom It May Concern:

Turkey Creek Solar, LLC hereby submits for filing this Notice of Intent to file an application for a Certificate of Construction for an approximately 50 MW solar facility ("Turkey Creek Project").

- a. The name, address and telephone number of the person who intends to file the application is:

Turkey Creek Solar, LLC  
400 W. Main St., Suite 503  
Durham, NC 27701  
Phone: (919) 682-6822  
Attention: Carson Harkrader, Chief Executive Officer  
Email: [charkrader@carolinasolarenergy.com](mailto:charkrader@carolinasolarenergy.com)

- b. The proposed construction is briefly described as follows:

The Turkey Creek Project will consist of approximately 320 acres of solar photovoltaic panels and associated racking (approximately 50MW), 13 inverters, and a project substation transformer which will connect to East Kentucky Power Cooperative's Garrard County - Tommy Gooch 69kv transmission line near the City of Lancaster in Garrard County, Kentucky.

- c. The street address of the proposed Turkey Creek Project is 1928 Crab Orchard Road, Lancaster, KY 40444 and the latitude and longitude are 37°35'24.51"N, 84°34'34.41"W. The Turkey Creek Project is not located within the limits of any city.
- d. Garrard County has consented to extraterritorial jurisdiction to the City of Lancaster of up to two miles from the City Center, but Lancaster has not enacted any planning and zoning regulation applicable to the Turkey Creek Site. Lancaster's address is 308 W. Maple Street, Lancaster, KY 40444.
- e. There is no planning or zoning commission with jurisdiction over the site.
- f. There are no local set-back requirements applicable to this site.
- g. Pursuant to KRS 278.704(4), the applicant will request a deviation from the setback requirements found in KRS 278.704(2).

Thank you for accepting this Notice of Intent to File Application. Please feel free to contact me if you have any questions or need further information.

Very truly yours,  
STURGILL, TURNER, BARKER & MOLONEY, PLLC

*James W. Gardner* *MSD*

James W. Gardner  
M. Todd Osterloh  
Sturgill, Turner, Barker & Moloney, PLLC  
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STEVEN L. BESHEAR  
GOVERNOR

EXECUTIVE ORDER

Secretary of State  
Frankfort  
Kentucky

2014 - 445  
June 13, 2014

By virtue of the authority vested in me by Section 278.702 of the Kentucky Revised Statutes, I, Steven L. Beshear, Governor of the Commonwealth of Kentucky, do hereby appoint the following as members of the Kentucky State Board on Electric Generation and Transmission Siting:

Elinda C. Boyles, Post Office Box 771, South Shore, Kentucky 41175, representing residents of Greenup County; and

Robert W. Carpenter, County Judge/Executive, 301 Main Street, Suite 102, Greenup, Kentucky 41144, representing Greenup County.

Please issue commissions to them.

  
STEVEN L. BESHEAR, GOVERNOR  
COMMONWEALTH OF KENTUCKY

  
ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE

\*James W Gardner  
Sturgill, Turner, Barker & Moloney, PLLC  
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