

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION  
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF MT OLIVE )  
CREEK SOLAR, LLC FOR A CERTIFICATE OF )  
CONSTRUCTION FOR AN APPROXIMATELY )  
60 MEGAWATT MERCHANT ELECTRIC )  
SOLAR GENERATING FACILITY IN RUSSELL )  
COUNTY, KENTUCKY PURSUANT TO KRS )  
278.700 AND 807 KAR 5:110 )

CASE NO.  
2020-00226

NOTICE OF FILING

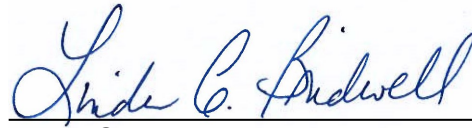
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on September 28, 2021 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- All exhibits introduced at the evidentiary hearing conducted on September 28, 2021 in this proceeding;
- A written log listing, inter alia, the date and time of where each witness' testimony begins and ends on the digital video recording of the evidentiary hearing conducted on September 28, 2021.

A copy of this Notice, the certification of the digital video record, and hearing log have been served upon all persons listed at the end of this Notice. Parties desiring to view the digital video recording of the hearing may do so at <https://youtu.be/1IFcnZ54fwo>.

Parties wishing an annotated digital video recording may submit a written request by electronic mail to [pscfilings@ky.gov](mailto:pscfilings@ky.gov). A minimal fee will be assessed for a copy of this recording.

Done at Frankfort, Kentucky, this 13<sup>th</sup> day of October 2021.



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Linda C. Bridwell  
Executive Director  
Public Service Commission of Kentucky

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF MT OLIVE CREEK )  
SOLAR, LLC FOR A CERTIFICATE OF )  
CONSTRUCTION FOR AN APPROXIMATELY 60 )  
MEGAWATT MERCHANT ELECTRIC SOLAR )  
GENERATING FACILITY IN RUSSELL COUNTY, )  
KENTUCKY PURSUANT TO KRS 278.700 AND )  
807 KAR 5:110 )

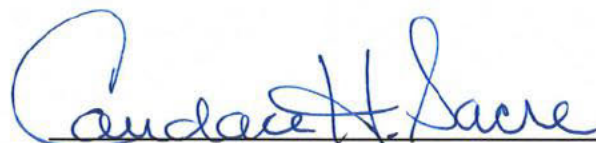
CASE NO.  
2020-00226

CERTIFICATION

I, Candace H. Sacre, hereby certify that:

1. The attached flash drive contains a digital recording of the Formal Hearing conducted in the above-styled proceeding on September 28, 2021. The Formal Hearing Log is included with the recording on September 28, 2021;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of September 28, 2021; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of September 28, 2021, and the time at which each occurred.

Signed this 11<sup>th</sup> day of October, 2021.



Candace H. Sacre  
Administrative Specialist III



Stephanie Schweighardt  
Notary Public State at Large ID#: 614400  
Commission Expires: January 14, 2023



Date:	Type:	Location:	Department:
9/28/2021	Public Hearing\Public Comments	Hearing Room 1	Hearing Room 1 (HR 1)

Witness: Paul Coomes; Carson Harkrader; Ben Lindermeier; Solomon Van Meter  
 Judge: Marianne Butler; Kent Chandler; Amy Cabbage; Jeff Hoover; John Lyons; Gary Robertson; Charlie Rowland  
 Clerk: Candace Sacre

Event Time	Log Event	
1:33:50 PM	Session Started	
1:34:00 PM	Chairman Chandler Note: Sacre, Candace	On the record in 2020-00226, Electronic Application of Mt Olive Creek Solar, LLC for a Certificate of Construction for an Approximately 60 Megawatt Merchant Electric Solar Generating Facility in Russell County, Kentucky, Pursuant to KRS 278.700 and 807 KAR 5:110.
1:34:01 PM	Camera Lock Deactivated	
1:34:21 PM	Chairman Chandler Note: Sacre, Candace	My name is Kent Chandler. I am Chairman of the Kentucky Public Service Commission and also serve as Chairman for the Kentucky State Board on Electric Generation and Transmission Siting. I will be presiding over today's hearing.
1:34:34 PM	Chairman Chandler Note: Sacre, Candace	Joining me today via videoconferencing are the other Siting Board Members, and they are Amy Cabbage, Vice Chairman of the Public Service Commission; Marianne Butler, Commissioner of the Public Service Commission; John Lyons, Deputy Secretary of the Energy and Environment Cabinet, serving as proxy for Secretary Rebecca Goodman; Charlie Rowland, Executive Advisor with the Cabinet for Economic Development, serving as proxy for Interim Secretary Larry Hayes; Gary Robertson, Russell County Judge-Executive; and Jeff Hoover, ad hoc appointee.
1:35:11 PM	Chairman Chandler Note: Sacre, Candace	COVID and videoconferencing recommendations. (Click on link for further comments.)
1:36:12 PM	Chairman Chandler Note: Sacre, Candace	The hearing today is for the purpose of taking evidence on Mt Olive Creek Solar's application requesting a Certificate of Construction for a 60-megawatt merchant electric generating solar facility to be located in Russell County, Kentucky.
1:36:25 PM	Chairman Chandler Note: Sacre, Candace	Appearance of counsel. (Click on link for further comments.)
1:36:39 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Greg Dutton, with me today four witnesses Carson Harkrader, Ben Lindermeier, Solomon Van Meter, and Paul Coomes.
1:36:58 PM	Staff Atty Mance PSC Note: Sacre, Candace	Cornelius Mance.
1:37:00 PM	Chairman Chandler Note: Sacre, Candace	Public notice. (Click on link for further comments.)
1:37:06 PM	Chairman Chandler Note: Sacre, Candace	Outstanding motions. (Click on link for further comments.)

1:37:53 PM	Chairman Chandler Note: Sacre, Candace	Public comments. (Click on link for further comments.)
1:38:25 PM	Chairman Chandler Note: Sacre, Candace	First witness?
1:38:34 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Carson Harkrader.
1:38:41 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
1:38:50 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Examination. Name and address?
1:39:20 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Direct Examination. Who work for?
1:39:24 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Role with Carolina Solar?
1:39:31 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	How long in positions?
1:39:44 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Role in project?
1:39:52 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Anything correct or clarify?
1:41:19 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	What have in front of you?
1:41:37 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Brief overview of project?
1:43:47 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Developed projects similar to this?
1:45:05 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Transfer of ownership, mean Carolina Solar not construct this project?
1:45:45 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	How did your company settle on location?
1:46:32 PM	Atty Dutton Mt Olive Creek Solar - witness Harkrader Note: Sacre, Candace	Tell about initial public outreach when developing this project?
1:47:59 PM	Chairman Chandler Note: Sacre, Candace	Questions?
1:48:03 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Cross Examination. How many nonparticipating landowners adjacent to facility?
1:50:05 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Communication/contact with adjacent property owners discuss viewshed or noise impacts during construction/operations?
1:50:37 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Concerns raised by adjacent property owners?
1:51:27 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Mt Olive Creek committed to install screening/other mitigation measures reduce viewshed or noise issues raised by landowners?
1:52:21 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Able to go into additional mitigation measures?
1:55:01 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Discuss community outreach after submission?
1:56:50 PM	Staff Atty Mance PSC - witness Harkrader Note: Sacre, Candace	Describe Carolina Solar philosophy community outreach in development of solar facilities in past?

1:59:04 PM	Chairman Chandler Note: Sacre, Candace	Questions?
1:59:42 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Examination. Initial leases with Carolina Solar LLC 3, signator on behalf of Carolina Solar, all leases initially tenant Carolina Solar LLC 3, all assigned to Mt Olive?
2:00:44 PM	Chairman Chandler Note: Sacre, Candace	Post-hearing data requests copies of documents assigning leases.
2:01:01 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS HARKRADER DOCUMENTS ASSIGNING LEASES
2:01:17 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Assignments to Mt Olive assigned all rights/obligations to Mt Olive?
2:02:03 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Mt Olive steps into shoes of tenant, expiration of lease, indication as relates to expiration and lease requirement land be put back to way it was, no bond requirement in lease or letter of credit that Mt Olive file security?
2:02:56 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Has filed decommissioning plan?
2:03:09 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Decommissioning plan refers to security filed pursuant to decommissioning plan, Mt Olive will create decommissioning security either cash in escrow, letter of credit, surety bond and put in landowner name with county secondary beneficiary to bonds, your understanding although that plan, aware obligation by Mt Olive file decommissioning bond or security pursuant any agreement Mt Olive signed?
2:04:54 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	First full page, discussing plan conditions, decommissioning allow parcels changed under conditional use permit returned to original zone classifications, aware any use permit required by county?
2:05:51 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Have a map available indicates residences in relation to footprint of project that identifies homes?
2:07:04 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	One had home not indicate 150 feet, separate residence, Staff Request 1-9, Mt Olive Creek Nearest Noise Receptors map, Residence C in middle of map?
2:09:26 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Following map notes Residence C 115 feet from project footprint, residence which Mt Olive propose to purchase?
2:09:50 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	General location of home proposed to purchase?
2:09:57 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Is it northwest along this line below Residence C?
2:10:23 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Scroll down Item 15, another map, see that?
2:10:59 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Red roof beside yellow dot is property propose to purchase?
2:11:07 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Is 150 feet from that home to boundary of property or nearest solar panel?
2:11:28 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Aware general location of cemetery within site map?

2:11:48 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Looks like darker green area, how much of space not taken up by solar panels is actually footprint of cemetery?
2:12:16 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	How far back from edge of cemetery Mt Olive propose place solar panels?
2:12:40 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Know if have determined distance plan to place panels in relation to cemetery?
2:13:01 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Run into this before in which participating landowner leased entirety of property where cemetery located?
2:15:50 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Post-hearing data request detailed map of egress/ingress to cemetery where fence located in relation to solar panels and cemetery and ensuring minimum distance from the NESC is complied with.
2:16:27 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS HARKRADER DETAILED MAP OF INGRESS/EGRESS TO CEMETERY
2:16:28 PM	Chairman Chandler - witness Harkrader Note: Sacre, Candace	Since determination of conversation at public meeting, applicant expect moving panels 150 proposed setback Shepherd home, footprint enough area to accommodate 150 feet?
2:17:16 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
2:17:36 PM	Chairman Chandler Note: Sacre, Candace	Witness is excused.
2:17:42 PM	Chairman Chandler Note: Sacre, Candace	Additional witness?
2:17:48 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Solomon Van Meter.
2:17:54 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
2:18:12 PM	Chairman Chandler - witness Van Meter Note: Sacre, Candace	Examination. Name and address?
2:18:39 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Direct Examination. Who work for?
2:18:44 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Role with company?
2:18:51 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	How long?
2:18:58 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	How long doing that type work?
2:19:06 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Role with this project?
2:19:24 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	What documents in front of you?
2:20:00 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	General overview of public outreach made in this project?
2:21:03 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Share map. (Click on link for further comments.)
2:21:55 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Explain what depicted on map?

2:22:56 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Did you create this map?
2:23:10 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Enter into record as Applicant Exhibit 1.
2:23:15 PM	Chairman Chandler Note: Sacre, Candace	Marked as Applicant Exhibit 1.
2:23:24 PM	APPLICANT EXHIBIT 1 Note: Sacre, Candace Note: Sacre, Candace	ATTY DUTTON MT OLIVE CREEK SOLAR - WITNESS VAN METER MAP OF LANDOWNERS WITH WHOM CONTACT MADE
2:23:30 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Said two public meetings held in this case, participate?
2:25:22 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Green outlines, landowners would have received notice of public meetings?
2:25:45 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Record of meetings filed into record?
2:25:55 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Informational forum, explain how came about?
2:27:46 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Who attended informational forum on behalf of applicant?
2:28:33 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Majority individuals flew in, not located locally?
2:28:45 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Who attended informational forum with questions for applicant?
2:29:20 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Summarize communications had during that forum?
2:29:54 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Public meeting in Jamestown, remind who made comments at that meeting?
2:30:18 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Have communications with them following meeting?
2:31:20 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Anything clarify or correct?
2:31:32 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:32:11 PM	Board Member Robertson - witness Van Meter Note: Sacre, Candace	Examination. Sano Road, concerns kinds of blockage prevent sight distance before get to cemetery?
2:34:00 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:34:05 PM	Vice Chairman Cabbage - witness Van Meter Note: Sacre, Candace	Examination. Oaks parcel, surrounded by project, indicated with amount of screening proposed?
2:36:08 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:36:19 PM	Chairman Chandler - witness Van Meter Note: Sacre, Candace	Examination. KRS 278.706(2)(k) references applicant or anyone owns interest violations or alleged violations of state or federal environmental laws, in application answer negative, since then notice of transfer new entities own interest, know whether update to question and answer filed in record, any different than in application?
2:37:58 PM	Chairman Chandler - witness Van Meter Note: Sacre, Candace	Know who might know?



2:38:24 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
2:38:33 PM	Chairman Chandler Note: Sacre, Candace	May step down.
2:38:40 PM	Chairman Chandler Note: Sacre, Candace	Next witness?
2:38:45 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Dr. Paul Coomes.
2:38:52 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
2:39:09 PM	Chairman Chandler - witness Coomes Note: Sacre, Candace	Examination. Name and address?
2:39:27 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Direct Examination. Who work for?
2:39:35 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	How long doing that?
2:39:43 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Other jobs during that time?
2:40:09 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Role in this project?
2:40:47 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	Anything correct or clarify?
2:40:55 PM	Atty Dutton Mt Olive Creek Solar - witness Van Meter Note: Sacre, Candace	What documents in front of you?
2:41:25 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:41:42 PM	Board Member Rowlands - witness Coomes Note: Sacre, Candace	Examination. Report attachment to application, analyzed jobs during construction phase?
2:42:37 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:43:08 PM	Board Member Robertson - witness Coomes Note: Sacre, Candace	Examination. Report show land value changes?
2:44:25 PM	Board Member Robertson - witness Coomes Note: Sacre, Candace	That was part of it, also real estate value?
2:44:55 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:45:06 PM	Chairman Chandler - witness Coomes Note: Sacre, Candace	Examination. Methodology and inputs, models using include not necessarily specific inputs previous experiences type of project, being the case expectation will have more specific data to use in economic models, more detailed information based on what seen with initial projects?
2:50:02 PM	Chairman Chandler - witness Coomes Note: Sacre, Candace	Any way go back check accuracy of models after certain number of years or impossible?
2:51:28 PM	Chairman Chandler - witness Coomes Note: Sacre, Candace	Durability of carry-on, follow-on jobs, estimated construction jobs 150, follow-on economic impact lead to total of 200, model look at durability or snapshot of time or average over life of project?
2:52:51 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
2:52:57 PM	Chairman Chandler Note: Sacre, Candace	Witness is excused.

2:53:01 PM	Chairman Chandler Note: Sacre, Candace	Witness?
2:53:05 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Ben Lindermeier.
2:53:10 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
2:53:26 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Examination. Name and address?
2:53:45 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Direct Examination. Who work for?
2:53:51 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	What is role?
2:53:55 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	How long?
2:54:05 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Role in this project?
2:54:31 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Anything correct or clarify?
2:54:43 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	What in front of you?
2:55:03 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Engie experience with solar projects?
2:56:13 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Engie intend to construct and operate this project?
2:56:44 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:56:50 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Cross Examination. Responses to Recommendations A-1 and A-2, site layout not finalized, contractors not selected, when site layout finalized?
2:58:03 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	When expect contractors/solar companies selected?
2:58:35 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Changes made to project boundaries since May 7 and May 24 this year?
2:58:52 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Changes to site plan dated June 28 2021 that provide Response to First Data Request?
2:59:22 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Any changes made to vegetative buffers or setbacks after public hearing?
2:59:38 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Project expected to expand or shrink in size?
3:00:35 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Applicant aware any change in plans need be submitted to Siting Board and motion to approve changes?
3:00:52 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Calling for legal analysis or decision.
3:01:03 PM	Chairman Chandler Note: Sacre, Candace	Does company have preconceived idea what company currently absent direction of Siting Board?
3:01:22 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	A little confused by answer still.

3:01:25 PM	Chairman Chandler Note: Sacre, Candace	Would you like to ask question again?
3:01:28 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Cross Examination (cont'd). Will rephrase, regarding potential changes, Engie expect to approach Siting Board regarding specific changes beyond trivial changes to general plan design?
3:02:06 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Examination. Know site plan proposed, have expectation today of type of change in site plan would bring back to Siting Board?
3:02:47 PM	Atty Dutton Mt. Olive Creek Solar Note: Sacre, Candace	Theoretically, or anticipating have to come back?
3:02:53 PM	Chairman Chandler Note: Sacre, Candace	Statement from Kent Chandler, process is place, meeting of minds expectations of Siting Board and consultant be in eyes of applicant. (Click on link for further comments.)
3:04:56 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Object, legal question, if Lindermeier can respond as Lindermeier not Engie, a question he could try and answer.
3:05:14 PM	Chairman Chandler Note: Sacre, Candace	Applicant stated if certain material or significant changes intend come back for Siting Board approval?
3:05:29 PM	Staff Atty Mance PSC Note: Sacre, Candace	If want certain changes, not impact compliance with setback requirements, to be considered immaterial.
3:05:39 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Examination. Is that the only threshold in which anticipate change coming back, actual change to setbacks?
3:07:02 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Is proposal only change to proposed site plan would require additional approval moving facilities moved closer than ordered to if approved?
3:11:05 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Cross Examination (cont'd). Referring to Mt Olive Creek Solar responses to Board consultant report, responses to Recommendation 5, referring to days of week and times during day or including expected length of project construction?
3:12:27 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	What consider minor change to workforce estimates?
3:13:10 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Responses to consultant report Recommendation A-9, cemetery Sano Road, describe how ensure access during construction and operation?
3:14:44 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Responses to consultant report Recommendation B-3, what project locations where vegetative screening cannot be added?
3:15:38 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Particular sections which vegetation screening cannot be added encountered in past jobs?
3:16:30 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Involved in addressing concerns from neighbors unable be addressed by vegetative screening?

3:17:28 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Responses consultant report Recommendation B-9, anti-glare panels and minimization of glare, explain why requirements unreasonable when committed to operating panels in way that minimizes/eliminates glare?
3:19:13 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Steps Mt Olive Creek take to address concerns?
3:20:02 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	General approach to community outreach to address concerns, provide explanation of Engie address concerns during operation or construction?
3:21:24 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Motion for deviation, Section B-1, noise, transient, limited duration, 7 am to 9 pm, aware of decision Board limits hours 8 am to 6 pm, Mon - Sat, committed to maintaining those hours?
3:22:27 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	Decommissioning, Engie have plans to file bonds with county?
3:23:05 PM	Staff Atty Mance PSC - witness Lindermeier Note: Sacre, Candace	At what stage of project file bond?
3:23:47 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:23:53 PM	Board Member Robertson - witness Lindermeier Note: Sacre, Candace	Examination. Construction companies, require security bonds?
3:24:27 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:24:37 PM	Vice Chairman Cabbage - witness Lindermeier Note: Sacre, Candace	Examination. Right person PJM interconnection?
3:24:55 PM	Vice Chairman Cabbage - witness Lindermeier Note: Sacre, Candace	Application approved yet?
3:25:14 PM	Vice Chairman Cabbage - witness Lindermeier Note: Sacre, Candace	Page 26, interconnection study report, LG&E study be required because of time line overloads, know if study completed?
3:26:04 PM	Vice Chairman Cabbage - witness Lindermeier Note: Sacre, Candace	Any analysis of endangered or threatened species been done?
3:27:10 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:27:18 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Examination. KRS 278.706(2)(k) applicant provide detailed listing of violation of state or federal laws, response not violated, no pending actions, know given transfer of Carolina Solar 3 LLC to Engie whether response changed or need updated?
3:29:10 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Post-hearing data request seeking an update to that.
3:29:28 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS LINDERMEIER UPDATED DETAILED LISTING OF VIOLATIONS/ACTIONS PURSUANT TO KRS 278.706(2)(K).
3:29:30 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Aware of how Engie has treated decommissioning bonds in other jurisdictions?

3:29:52 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Engie NA as a single taxable entity, holding company not individually own projects, Mt Olive Solar may go life without hiring single person, asset leases, Mt Olive Creek not only signator of bond, know how relationship works, who gets letter of credit, payment completed, reviewed, additional signatories?
3:32:19 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Object some statements not supported by facts, to extent understands, go ahead and answer.
3:33:43 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Under decommissioning plan, at which point does Engie anticipate filing a decommissioning bond or letter of credit?
3:34:38 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Aware any entity currently requires Mt Olive have bond in place today?
3:34:58 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Under proposed plan, when do you propose decommissioning bond go in place?
3:35:19 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Have anticipation with decommissioning plan how long bond be, for length of project or time periods prior to review, five years, understanding?
3:35:57 PM	Atty Dutton Mt Olive Creek Solar Note: Sacre, Candace	Have decommissioning plan in front of you?
3:36:40 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Proposed plan security goes into effect 20 years in operation?
3:37:56 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Engie have PPA for this project?
3:38:12 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Solar facilities can participate in electricity market without PPA?
3:38:36 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Day ahead and real time energy market, aware of that?
3:39:06 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Security paragraph, reading (click on link for further comments), know if this is term of a bond or intend to enter five-year bond terms and getting security each time updated?
3:40:28 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Take no issue with Engie credit reference, should Engie intend on support decommissioning security, everybody much more comfortable, your asset do what you like, additional counter-party who will be, how relates ultimate parent companies, involved at all in decommissioning process, not necessarily your expertise, how Engie involved setting up bonding?
3:43:26 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Even if useless in terms of generating electricity, net salvage is positive, immaterial issue whether security available?
3:44:16 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	In the United States?
3:44:22 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	What jurisdiction?
3:44:28 PM	Chairman Chandler - witness Lindermeier Note: Sacre, Candace	Know what agency?
3:44:40 PM	Chairman Chandler Note: Sacre, Candace	Redirect?

3:44:54 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Redirect Examination. Owner of cemetery participating landowner?
3:45:13 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Discussions in advance of today access to cemetery, how treated?
3:45:28 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Ongoing through construction phase?
3:45:36 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Site layout, whether changes, likely be two site changes, one150-foot buffer around Shepherd house?
3:46:10 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Additional vegetative buffering along Sano Road?
3:46:18 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Site assessment report, page 2, paragraph 4, preliminary site layout, not change during final design, top page 3, changes in above would require approval, items below not require, Engie stand by statement?
3:47:47 PM	Atty Dutton Mt Olive Creek Solar - witness Lindermeier Note: Sacre, Candace	Site assessment report filed with application, document page 2, PDF page 4, paragraph 4?
3:49:12 PM	Chairman Chandler Note: Sacre, Candace	Witness excused.
3:49:27 PM	Chairman Chandler Note: Sacre, Candace	Additional witnesses?
3:49:33 PM	Chairman Chandler Note: Sacre, Candace	Anything else?
3:50:15 PM	Chairman Chandler Note: Sacre, Candace	Post-hearing data requests. (Click on link for further comments.)
3:50:37 PM	Chairman Chandler Note: Sacre, Candace	Responses. (Click on link for further comments.)
3:51:31 PM	Chairman Chandler Note: Sacre, Candace	Hearing adjourned.
3:51:40 PM	Session Ended	



## Exhibit List Report

2020-00226 28Sept2021

Mt Olive Creek Solar, LLC (Mt Olive  
Creek Solar)




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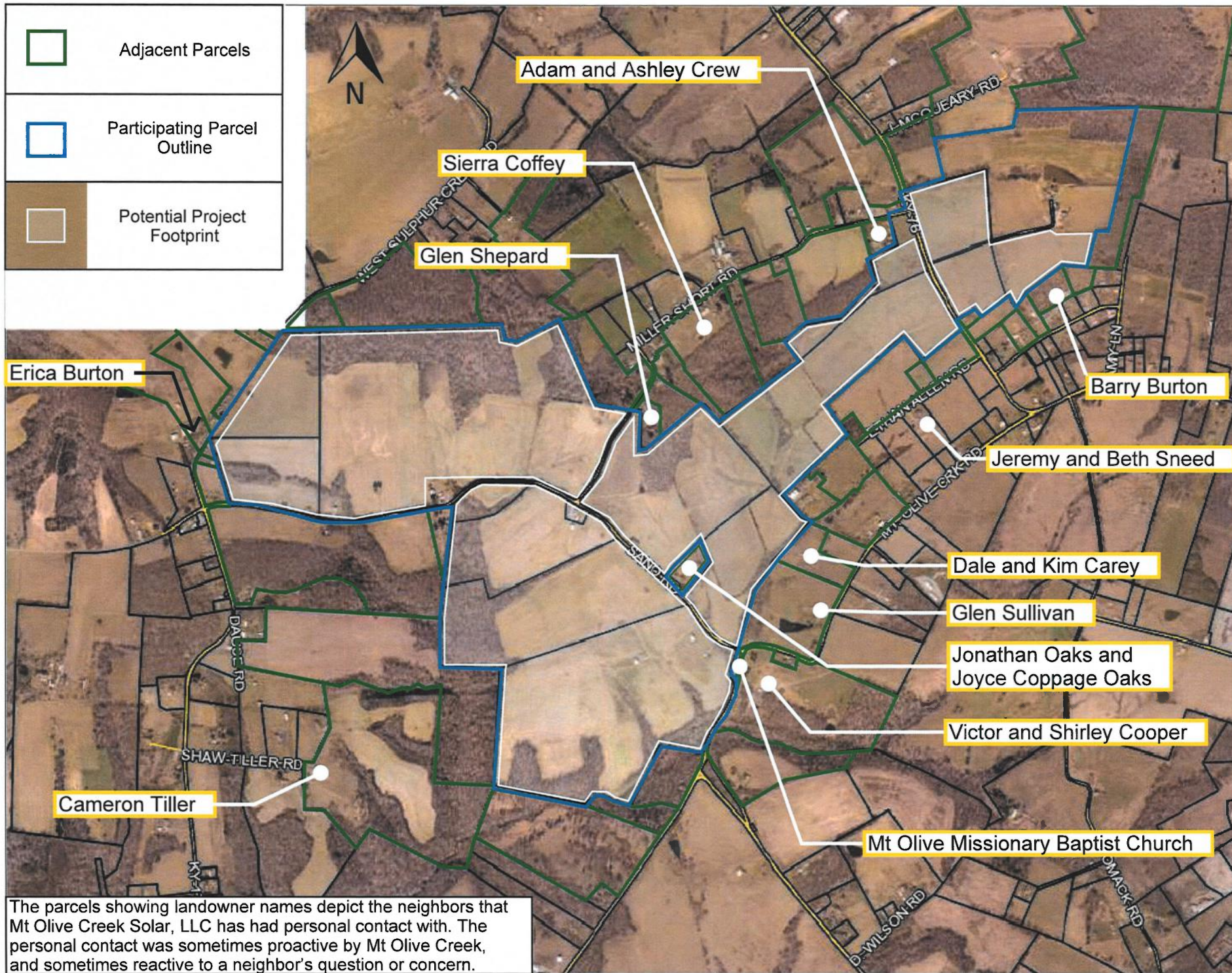
**Name:****Description:**

APPLICANT EXHIBIT 1

MAP OF LANDOWNERS WITH WHOM CONTACT MADE



	Adjacent Parcels
	Participating Parcel Outline
	Potential Project Footprint



The parcels showing landowner names depict the neighbors that Mt Olive Creek Solar, LLC has had personal contact with. The personal contact was sometimes proactive by Mt Olive Creek, and sometimes reactive to a neighbor's question or concern.

<b>Carolina Solar Energy</b> 400 W Main St Durham, NC 27701 Suite 503
<b>DESCRIPTION</b> Map for Siting Board
<b>CLIENT</b>
<b>DRAWN BY</b> TC
<b>ISSUE</b> 9.23.2021
<b>PROJECT</b> Mt Olive Creek



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