

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF HORUS)	
KENTUCKY 1 LLC FOR A CERTIFICATE OF)	
CONSTRUCTION FOR AN APPROXIMATELY)	CASE NO.
69.3 MEGAWATT MERCHANT ELECTRIC)	2020-00417
SOLAR GENERATING FACILITY IN SIMPSON)	
COUNTY, KENTUCKY PURSUANT TO KRS)	
278.700 AND 807 KAR 5:110)	

NOTICE OF FILING

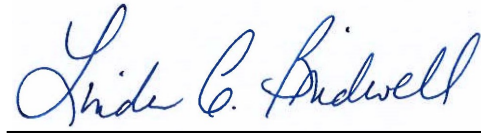
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on November 15, 2021 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- 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 November 15, 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/el8xJB-Vnlq>.

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

Done at Frankfort, Kentucky, this 23rd day of November 2021.



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 HORUS)
KENTUCKY 1 LLC FOR A CERTIFICATE OF)
CONSTRUCTION FOR AN APPROXIMATELY)
69.3 MEGAWATT MERCHANT ELECTRIC)
SOLAR GENERATING FACILITY IN SIMPSON)
COUNTY, KENTUCKY PURSUANT TO)
KRS 278.700 AND 807 KAR 5:110)

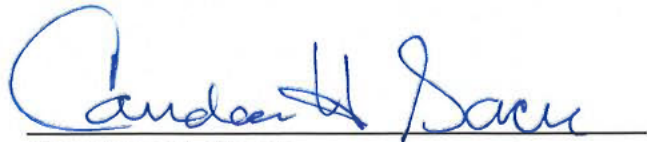
CASE NO.
2020-00417

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 November 15, 2021. The Formal Hearing Log is included with the recording on November 15, 2021;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of November 15, 2021; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of November 15, 2021, and the time at which each occurred.

Signed this 19th day of November, 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:
11/15/2021	Public Hearing\Public Comments	Hearing Room 1	Hearing Room 1 (HR 1)

Witness: Steven Baldwin; Braden Houston; Sadra Javadi; William Kaufell; Jorge Medina; John Pitt; Woo Smith
 Judge: Marianne Butler; Kent Chandler; Amy Cabbage; John Lyons; James Mooneyhan; Charlie Rowland; Debbie Thornton
 Clerk: Candace Sacre

Event Time	Log Event	
1:34:12 PM	Session Started	
1:34:12 PM	Camera Lock Deactivated	
1:34:23 PM	Chairman Chandler Note: Sacre, Candace	We are on the record Case No. 2020-00417, Electronic Application of Horus Kentucky 1 LLC for a Certificate of Construction for an Approximately 69.3 Megawatt Merchant Electric Solar Generating Facility in Simpson County, Kentucky Pursuant to KRS 278.700 and 807 KAR 5:110.
1:34:45 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 the hearing today.
1:34:57 PM	Chairman Chandler Note: Sacre, Candace	Joining me by videoconferencing are other Siting Board members. The Siting Board members in this matter, in addition to myself, 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 for Interim Secretary Larry Hayes; Debbie Thornton, Simpson County Planning and Zoning Chair, first ad hoc appointee; and James Mooneyhan, second ad hoc appointee.
1:35:34 PM	Chairman Chandler Note: Sacre, Candace	COVID and videoconferencing recommendations. (Click on link for further comments.)
1:36:38 PM	Chairman Chandler Note: Sacre, Candace	The hearing today is for the purpose of taking evidence on Horus Kentucky 1 LLC's application requesting a Certificate of Construction for a 69.3 megawatt merchant electric generating solar facility to be located in Simpson County, Kentucky.
1:36:54 PM	Chairman Chandler Note: Sacre, Candace	Entry of appearance of counsel. (Click on link for further comments.)
1:37:13 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Randy Saunders, also have with me Braden Houston, Jorge Medina, Woo Smith, Charlie Hill, Bill Kaufell, and Sadra Javadi.
1:37:35 PM	Atty Broderick Intervenors Note: Sacre, Candace	David Broderick, partner Brady Murley, witnesses today, also intervening parties, Steve Baldwin and John Pitt.

1:37:53 PM	Staff Atty Gosnell PSC Note: Sacre, Candace	Linda Gosnell.
1:37:55 PM	Gen Counsel Nancy Vinsel PSC Note: Sacre, Candace	And Nancy Vinsel.
1:37:58 PM	Chairman Chandler Note: Sacre, Candace	Public notice. (Click on link for further comments.)
1:38:10 PM	Chairman Chandler Note: Sacre, Candace	Two outstanding motions for confidentiality. (Click on link for further comments.)
1:38:31 PM	Chairman Chandler Note: Sacre, Candace	Aware number of filings made, motion to limit cross examination, response to motion, filed on Friday?
1:38:52 PM	Chairman Chandler Note: Sacre, Candace	Reply to that response since your motion. (Click on link for further comments.)
1:41:35 PM	Chairman Chandler Note: Sacre, Candace	Deny motion from bench, will explain why. (Click on link for further comments.)
1:44:08 PM	Chairman Chandler Note: Sacre, Candace	Questions?
1:44:16 PM	Chairman Chandler Note: Sacre, Candace	Anything else take under advisement?
1:44:34 PM	Chairman Chandler Note: Sacre, Candace	Call first witness.
1:44:41 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Braden Houston.
1:45:06 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
1:45:19 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Examination. Name and address?
1:45:38 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Direct Examination. Job title?
1:45:51 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Involved with preparation of application?
1:46:10 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Involved with response to data requests and supplemental information?
1:46:21 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Corrections or clarifications?
1:47:05 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Describe your role in project?
1:47:52 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	What materials on hand in front of you?
1:48:29 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Available original application?
1:48:38 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Responses available?
1:48:58 PM	Chairman Chandler Note: Sacre, Candace	Questions?
1:49:13 PM	Staff Atty Gosnell PSC Note: Sacre, Candace	Witnesses to ask questions. (Click on link for further comments.)

1:51:32 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Cross Examination. Setback requirements, mentioned new site plan filed, addresses four properties closer than ordinance permit, issued resolved so plan within zoning requirements?
1:52:28 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Mention consultant report sparsity of vegetation, stated buffers, location and type of vegetation?
1:53:29 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Simpson County Planning and Zoning working with you on that?
1:53:51 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Application Appendix E, page 3, tax implications and treatment by State and Simpson County, update on status determination of tax treatment by State and Simpson County?
1:55:07 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Tax results presented in table, explain how results provided?
1:56:35 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Response to consultant report, provided updated site plan, indicated continuing work on development plan with planning and zoning, status previously-granted conditional use permits?
1:57:21 PM	Chairman Chandler Note: Sacre, Candace	Keep things clean, person to appear as witness, post-hearing data request seeking information on that, be able to file response under oath/affirmation identify witness support document and response.
1:58:09 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Apply to decommissioning plan, still working on decommissioning plan and development plan as well, include in request?
1:58:10 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	STAFF ATTY GOSNELL PSC - WITNESS HOUSTON STATUS OF PREVIOUSLY-GRANTED CONDITIONAL USE PERMITS AND DECOMMISSIONING PLAN
1:59:11 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Decommissioning issue, aware of recent decisions of siting boards calculations bond requirements to be done by third parties as opposed to individuals negotiated lease?
2:00:12 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Response, Second Request for Information, reach negotiations with landowners, did provide leases, have all participating landowner leases in record?
2:00:49 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Aware normally Siting Board want surety in place at time project commences, is that issue?
2:01:25 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Application in front of you now?
2:01:41 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Tax results presented in tables and answers derived, basis of determination, county not accepted yet?
2:02:51 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Chart, page 3, economic impact analysis, graph and two charts for IMPLAN economic indicators Simpson County?
2:03:17 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Tax treatment and economic impact, how arrive at economic impact tax standpoint and specifics of labor income?
2:04:32 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	\$29.7 million construction labor income?

2:04:54 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Asked how number generated and charts, numbers currently redacted in record, significant difference in responses to data requests, what happened with \$29.7 million?
2:06:21 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	What different inputs or assumptions made to arrive at large difference?
2:07:25 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Not sure understands question, difference overall numbers utilized, if could ask question.
2:07:43 PM	Staff Atty Gosnell PSC Note: Sacre, Candace	Substantial difference \$29.7 million and number given, that much of a change, think what explaining, what changes made to inputs or assumptions, what is correct incomes, data request or answer, confidential session?
2:09:05 PM	Chairman Chandler Note: Sacre, Candace	Post-hearing data request, line by line, reason for distinction. (Click on link for further comments.)
2:09:32 PM	Staff Atty Gosnell PSC Note: Sacre, Candace	Post-hearing data request explain lines of chart?
2:09:33 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	STAFF ATTY GOSNELL PSC - WITNESS KELLER EXPLAIN LINES OF CHART APPLICATION APPENDIX E PAGE 3
2:10:41 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:11:00 PM	Siting Board Member Lyons - witness Houston Note: Sacre, Candace	Examination. Recent site plan, address karst avoidance areas?
2:11:56 PM	Siting Board Member Lyons - witness Houston Note: Sacre, Candace	Final assessment report karst section may be issues with pile driving, plan?
2:13:58 PM	Siting Board Member Lyons - witness Houston Note: Sacre, Candace	Abandoned oil wells, no visual observation, application appendix referenced forms obtained freedom of information request, where wells located to Division of Oil and Gas, what forms referencing?
2:15:09 PM	Siting Board Member Lyons - witness Houston Note: Sacre, Candace	Mineral rights owned by landowners?
2:15:23 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:15:32 PM	Board Member Rowland - witness Houston Note: Sacre, Candace	Examination. Economic impact analysis, Appendix E, 100 construction jobs and ongoing tech jobs during lifetime of project, idea on number of jobs remain lifetime?
2:18:42 PM	Board Member Rowland - witness Houston Note: Sacre, Candace	Any average on scheduled and unscheduled maintenance?
2:20:02 PM	Board Member Rowland - witness Houston Note: Sacre, Candace	Last page Appendix E, different number increase in labor income impacts, time frame for model?
2:21:25 PM	Board Member Rowland - witness Houston Note: Sacre, Candace	Plan use IRP for project, status update?
2:21:55 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:22:03 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	Examination. OPDEnergy expect maintain ownership of Horus Kentucky 1 during operations phase?

2:23:24 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	Karst, OPDEnergy construction experience in karst terrain?
2:24:19 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	Expect maintain same geotechnical consultant for construction phase?
2:25:03 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	Cemeteries, two within less than mile and one inside fence?
2:26:08 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	Provisions with landowner to allow visitation?
2:27:27 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	Other two cemeteries, being used for burials?
2:27:40 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	In either church cemetery or Bryant cemetery, two outside cemeteries?
2:28:00 PM	Vice Chairman Cabbage - witness Houston Note: Sacre, Candace	If are, suggest information with church or other cemetery so coordination?
2:28:44 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:28:47 PM	Commissioner Butler - witness Houston Note: Sacre, Candace	Examination. Cemetery within fence, posted for people to call or small access road to cemetery?
2:29:33 PM	Commissioner Butler - witness Houston Note: Sacre, Candace	Relatively quickly?
2:30:09 PM	Commissioner Butler - witness Houston Note: Sacre, Candace	Attached to local person, genealogy people, ancestries guides call number for access?
2:31:47 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Examination. Mentioned recently changed site layout?
2:32:03 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Provided in response to consultant report?
2:32:18 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	As part of application, noise study completed indicated distance from 65, 63 noise receptors to substation, inverters, and panels?
2:32:52 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Agree given site layout update distances to noise receptors necessarily different than when filed?
2:33:26 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Post-hearing data request provide new distances from all 65 noise receptors and nearest panel, inverter, substation.
2:33:27 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS HOUSTON DISTANCE FROM EACH NOISE RECEPTOR AND NEAREST PANEL, INVERTER, OR SUBSTATION
2:34:16 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Map indicates each noise receptor in relation to site layout.
2:34:47 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS HOUSTON MAP THAT INDICATES EACH NOISE RECEPTOR IN RELATION TO SITE LAYOUT
2:35:07 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Post-hearing data request indication as how characterize each noise receptor.
2:35:08 PM	POST-HEARING DATA REQUEST Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS HOUSTON

2:35:26 PM	Note: Sacre, Candace Chairman Chandler - witness Houston Note: Sacre, Candace	PROVIDE HOW CHARACTERIZE EACH NOISE RECEPTOR 250 foot setback churches, nursing homes, not say residences, from residential zoned properties, distinction application makes in discussing 250-foot setback, term planning and zoning uses?
2:36:37 PM	Chairman Chandler - witness Houston Note: Sacre, Candace	Clarification, when said had to update ensure complied with planning and zoning, understand what measurements are, 250 feet from between substation, inverter, battery, or panel and home, or 250 feet from property line of home, or 250 feet from receptor or property line of area zoned residential?
2:38:04 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
2:38:11 PM	Chairman Chandler Note: Sacre, Candace	Witness remain, may come back to you.
2:38:26 PM	Atty Broderick Intervenors Note: Sacre, Candace	Based on questions asked, do have questions to clarify. (Click on link for further comments.)
2:38:45 PM	Atty Broderick Intervenors - witness Houston Note: Sacre, Candace	Cross Examination. In application Exhibit F, include everything filed with planning and zoning and board of adjustments?
2:39:41 PM	Chairman Chandler Note: Sacre, Candace	Leave that up to me, relevant question. (Click on link for further comments.)
2:40:32 PM	Chairman Chandler Note: Sacre, Candace	Ask question again, cite portion of application.
2:40:46 PM	Atty Broderick Intervenors - witness Houston Note: Sacre, Candace	Cross Examination (cont'd). Responses, First Request to Horus Kentucky 1 LLC, Exhibit F, affiant in that, does Exhibit F constitute everything filed with planning and zoning and board of adjustments in Franklin and Simpson County?
2:41:27 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Timing of what produced and when, getting into issues what was produced to planning and zoning at different time opposed to what produced with application to PSC.
2:41:50 PM	Chairman Chandler Note: Sacre, Candace	Not making objection, all asking for what is in response, relevant question documents provided in response to that.
2:43:27 PM	Chairman Chandler Note: Sacre, Candace	Additional questions on this line?
2:43:32 PM	Atty Broderick Intervenors - witness Houston Note: Sacre, Candace	Cross Examination (cont'd). File development plan as part of Exhibit F?
2:44:07 PM	Atty Broderick Intervenors - witness Houston Note: Sacre, Candace	With exception of development plan, complied with everything that you had to do with board of adjustments and planning and zoning?
2:44:33 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
2:44:42 PM	Chairman Chandler Note: Sacre, Candace	Please stand by in case additional questions.
2:44:50 PM	Chairman Chandler Note: Sacre, Candace	Additional witness? (Click on link for further comments.)
2:45:21 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Woo Smith.

2:45:27 PM Chairman Chandler
Note: Sacre, Candace Witness is sworn.

2:45:38 PM Chairman Chandler - witness Smith
Note: Sacre, Candace Examination. Name and address?

2:45:54 PM Atty Horus Kentucky 1 - witness Smith
Note: Sacre, Candace Direct Examination. Job title?

2:46:20 PM Atty Horus Kentucky 1 - witness Smith
Note: Sacre, Candace Been involved with project for some time?

2:46:34 PM Atty Horus Kentucky 1 - witness Smith
Note: Sacre, Candace Involved as have responded to data requests?

2:46:44 PM Atty Horus Kentucky 1 - witness Smith
Note: Sacre, Candace Describe your role in project?

2:47:27 PM Atty Horus Kentucky 1 - witness Smith
Note: Sacre, Candace Several documents in front of you, what available to you?

2:48:03 PM Chairman Chandler
Note: Sacre, Candace Questions?

2:48:30 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace Cross Examination. Answer questions on traffic?

2:48:55 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace What stage discussions with Simpson County authorities damage to roadways, complete or ongoing?

2:49:16 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace Any plan available to Siting Board?

2:49:42 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace Included potential bonds with county?

2:49:50 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace Committed to restoring impact roadways to preconstruction conditions?

2:50:25 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace IMPLAN information, workers during construction, over 30 percent labor income Simpson County, rest of labor outside Simpson County but in Kentucky or outside?

2:51:21 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace Analysis relates to Simpson County impact, analysis using State of Kentucky as region?

2:51:52 PM Staff Atty Gosnell PSC - witness Smith
Note: Sacre, Candace Feasible to provide in post-hearing data request?

2:52:06 PM POST-HEARING DATA REQUEST
Note: Sacre, Candace STAFF ATTY GOSNELL PSC - WITNESS SMITH
Note: Sacre, Candace REWORK ECONOMIC IMPACT ANALYSIS USING STATE OF KENTUCKY AS REGION

2:52:10 PM Chairman Chandler
Note: Sacre, Candace Questions?

2:52:19 PM Board Member Lyons - witness Smith
Note: Sacre, Candace Examination. Freed of Information requests, Terracon, oil wells obtained forms, what forms were those?

2:53:15 PM Board Member Lyons - witness Smith
Note: Sacre, Candace What years are those forms?

2:53:33 PM Board Member Lyons - witness Smith
Note: Sacre, Candace Division of Water oil and gas registration form, program no longer in effect.

2:53:51 PM Board Member Lyons - witness Smith
Note: Sacre, Candace Confirm, streams and wetlands delineation, intent avoid all those areas?

2:55:08 PM	Board Member Lyons - witness Smith Note: Sacre, Candace	No vegetation disturbed?
2:55:18 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:55:55 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
2:56:19 PM	Chairman Chandler Note: Sacre, Candace	Witness excused.
2:56:24 PM	Chairman Chandler Note: Sacre, Candace	Next witness?
2:56:28 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Sadra Javadi.
2:56:32 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
2:56:46 PM	Chairman Chandler - witness Javadi Note: Sacre, Candace	Examination. Name and address?
2:57:06 PM	Atty Saunders Horus Kentucky 1 - witness Javadi Note: Sacre, Candace	Direct Examination. Job title?
2:57:27 PM	Atty Saunders Horus Kentucky 1 - witness Javadi Note: Sacre, Candace	Expertise?
2:58:11 PM	Atty Saunders Horus Kentucky 1 - witness Javadi Note: Sacre, Candace	Questions regarding karst, able to answer?
2:58:22 PM	Atty Saunders Horus Kentucky 1 - witness Javadi Note: Sacre, Candace	Materials with you?
2:58:29 PM	Atty Saunders Horus Kentucky 1 - witness Javadi Note: Sacre, Candace	Identify?
2:58:44 PM	Atty Saunders Horus Kentucky 1 - witness Javadi Note: Sacre, Candace	Latest site plan produced to this body following report by Harvey?
2:59:01 PM	Chairman Chandler Note: Sacre, Candace	Questions?
2:59:15 PM	Staff Atty Gosnell PSC - witness Javadi Note: Sacre, Candace	Cross Examination. Explain plan for setbacks open sinkholes within boundaries of site?
3:00:45 PM	Staff Atty Gosnell PSC - witness Javadi Note: Sacre, Candace	Say when new site plan created changes made to setbacks where moved panels?
3:01:25 PM	Staff Atty Gosnell PSC - witness Javadi Note: Sacre, Candace	Areas identified as potential further risk, what steps take to guard from future risk?
3:02:06 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:02:22 PM	Vice Chairman Cabbage - witness Javadi Note: Sacre, Candace	Examination. In geotechnical investigation, talk to landowners about voids?
3:02:47 PM	Vice Chairman Cabbage - witness Javadi Note: Sacre, Candace	Any discussion with current landowners?
3:03:45 PM	Vice Chairman Cabbage - witness Javadi Note: Sacre, Candace	Borings, rain events around time took borings?
3:04:34 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:04:45 PM	Chairman Chandler Note: Sacre, Candace	Witness excused.
3:04:55 PM	Chairman Chandler Note: Sacre, Candace	Recess until 3:15.

3:05:05 PM	Session Paused	
3:17:25 PM	Session Resumed	
3:17:26 PM	Chairman Chandler	
	Note: Sacre, Candace	Back on record in Case No. 2020-00417.
3:17:29 PM	Camera Lock Deactivated	
3:17:40 PM	Chairman Chandler	
	Note: Sacre, Candace	If not done by 4:15, take break. (Click on link for further comments.)
3:19:03 PM	Chairman Chandler	
	Note: Sacre, Candace	Additional witnesses?
3:19:07 PM	Atty Saunders Horus Kentucky 1	
	Note: Sacre, Candace	Jorge Medina.
3:19:28 PM	Chairman Chandler	
	Note: Sacre, Candace	Witness is sworn.
3:19:40 PM	Chairman Chandler - witness Medina	
	Note: Sacre, Candace	Examination. Name and address?
3:19:55 PM	Atty Saunders Horus Kentucky - witness Medina	
	Note: Sacre, Candace	Direct Examination. Current job title?
3:20:02 PM	Atty Saunders Horus Kentucky - witness Medina	
	Note: Sacre, Candace	Job responsibilities?
3:20:25 PM	Atty Saunders Horus Kentucky - witness Medina	
	Note: Sacre, Candace	Involved with project some time?
3:20:37 PM	Atty Saunders Horus Kentucky - witness Medina	
	Note: Sacre, Candace	Assisted preparation application and reports?
3:20:48 PM	Atty Saunders Horus Kentucky - witness Medina	
	Note: Sacre, Candace	Documents in front of you?
3:21:30 PM	Chairman Chandler	
	Note: Sacre, Candace	Questions?
3:22:01 PM	Chairman Chandler - witness Medina	
	Note: Sacre, Candace	Examination. From application, term is 250 feet from residential zoned property, setback in application, what is 250 feet from residential zoned property mean, beginning at, ending at?
3:22:47 PM	Chairman Chandler - witness Medina	
	Note: Sacre, Candace	Electrical facility, this question, includes panel, inverter, string inverter, battery, or substation, commit to 250 foot setback any of those facilities and property line zoned residential or has residence on it?
3:23:32 PM	Chairman Chandler - witness Medina	
	Note: Sacre, Candace	Not necessarily 250 feet home, 250 feet property line?
3:23:48 PM	Chairman Chandler	
	Note: Sacre, Candace	Redirect?
3:23:53 PM	Chairman Chandler	
	Note: Sacre, Candace	Witness excused.
3:24:07 PM	Chairman Chandler	
	Note: Sacre, Candace	Additional witnesses?
3:24:18 PM	Atty Saunders Horus Kentucky 1	
	Note: Sacre, Candace	William Kaufell.
3:24:24 PM	Chairman Chandler	
	Note: Sacre, Candace	Witness is sworn.
3:24:36 PM	Atty Saunders Horus Kentucky 1 - witness Kaufell	
	Note: Sacre, Candace	Examination. Name and address?
3:24:47 PM	Atty Saunders Horus Kentucky 1 - witness Kaufell	
	Note: Sacre, Candace	Direct Examination. Current employer and description of job responsibilities?

3:25:01 PM	Atty Saunders Horus Kentucky 1 - witness Kaufell Note: Sacre, Candace	Involved with project, tell us what reviewed and expertise as relates to project?
3:25:44 PM	Atty Saunders Horus Kentucky 1 - witness Kaufell Note: Sacre, Candace	Documents in front of you?
3:25:58 PM	Atty Saunders Horus Kentucky 1 - witness Kaufell Note: Sacre, Candace	Looked at not only noise but potential noise mitigation?
3:26:21 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:26:25 PM	Staff Atty Gosnell PSC - witness Kaufell Note: Sacre, Candace	Cross Examination. Indicated not consider noise mitigation measures, explain what analysis was?
3:27:30 PM	Staff Atty Gosnell PSC - witness Kaufell Note: Sacre, Candace	Not consider sound blankets on fencing or trucking measures, no noise measures at all?
3:28:09 PM	Staff Atty Gosnell PSC - witness Kaufell Note: Sacre, Candace	Think feasible and advisable use that type mitigation?
3:28:57 PM	Staff Atty Gosnell PSC - witness Kaufell Note: Sacre, Candace	What distance recommend be feasible from residences/businesses?
3:29:50 PM	Staff Atty Gosnell PSC - witness Kaufell Note: Sacre, Candace	Clarify issues with Responses, initially, First Data Request, Response 23, would follow Simpson County building requirements 7 am to 7 pm Mon - Fri, however peak activity Sat and Sun; Second Request, No. 4, limit construction 7 am to 8 pm, Mon - Sat, discrepancy, explain what proposal is when construction activity occurs?
3:30:45 PM	Atty Saunders Horus Kentucky 1 Note: Sacre, Candace	Question better for Houston. (Click on link for further comments.)
3:31:16 PM	Chairman Chandler - witness Kaufell Note: Sacre, Candace	Examination. Unable to answer?
3:31:27 PM	Chairman Chandler - witness Kaufell Note: Sacre, Candace	Let me clarify what asking, have first-hand knowledge where unable to answer question?
3:32:05 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:32:23 PM	Chairman Chandler - witness Kaufell Note: Sacre, Candace	Examination. Aware before today applicant updated site layout in this matter?
3:32:36 PM	Chairman Chandler - witness Kaufell Note: Sacre, Candace	Asked review site layout determine provides meaningful differences in noise for 60-plus noise receptors studied?
3:33:16 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
3:33:32 PM	Chairman Chandler Note: Sacre, Candace	Witness excused.
3:33:44 PM	Chairman Chandler Note: Sacre, Candace	Additional witnesses?
3:33:57 PM	Chairman Chandler Note: Sacre, Candace	Additional questions Houston, correct?
3:34:01 PM	Chairman Chandler Note: Sacre, Candace	Remain under oath.
3:34:08 PM	Chairman Chandler Note: Sacre, Candace	Direct?

3:34:22 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Redirect Examination. Heard testimony mitigation of noise, construction phase, discussions with Carter Munday, noise techniques utilized before or be appropriate utilization this project?
3:35:59 PM	Atty Saunders Horus Kentucky 1 - witness Houston Note: Sacre, Candace	Evolution time schedule for working, originally broader time schedule, explain how occurred and current plan for construction?
3:38:39 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:38:53 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Cross Examination. Put in as part of conditional use permit?
3:39:12 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	In agreement no construction on Sundays?
3:39:21 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Holidays?
3:39:33 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Aware rulings various siting boards direct work 8 am to 6 pm?
3:40:19 PM	Staff Atty Gosnell PSC - witness Houston Note: Sacre, Candace	Not reason require have variation on schedule?
3:40:33 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:41:09 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
3:41:18 PM	Chairman Chandler Note: Sacre, Candace	That is case today?
3:41:29 PM	Chairman Chandler Note: Sacre, Candace	Call first witness?
3:41:37 PM	Chairman Chandler Note: Sacre, Candace	Steve Baldwin.
3:41:40 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
3:41:50 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	Examination. Name and address?
3:42:07 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Direct Examination. Resident Simpson County?
3:42:13 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Owner of property close proximity site?
3:42:21 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Where property located?
3:42:45 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	How many acres own?
3:42:52 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	What is use of property currently?
3:43:00 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Cattle and hay?
3:43:02 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	How long used in that fashion?
3:43:10 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Voiced objections to solar farms placed where proposing?
3:43:21 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Objections voiced, generally tell Board what issues are?
3:44:56 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Believe decrease value?

3:45:01 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Concerned visual impact result solar panels?
3:45:13 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Appealed conditional use permit?
3:45:19 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Party to that litigation?
3:45:21 PM	Atty Murley Intervenors - witness Baldwin Note: Sacre, Candace	Appeals still pending?
3:45:30 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:45:56 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	Examination. Statements made, basis for it, current land is worth \$10,000 acre?
3:46:22 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	Based off recent sales?
3:46:48 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	What is nature of property with value of \$10,000 acres, agricultural, row crop, hay, subdividing, after purchase land of that value?
3:48:24 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	Land you bought keeping agricultural?
3:48:44 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	Adjoining landowner?
3:48:56 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	How much fence line in connection with property?
3:49:54 PM	Chairman Chandler - witness Baldwin Note: Sacre, Candace	Applicant met with you discuss vegetation screening/other screening between property and proposed project?
3:50:12 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
3:50:21 PM	Chairman Chandler Note: Sacre, Candace	Additional witness?
3:50:26 PM	Atty Murley Intervenors Note: Sacre, Candace	John Pitt.
3:50:32 PM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
3:50:39 PM	Chairman Chandler - witness Pitt Note: Sacre, Candace	Examination. Name and address?
3:50:51 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Direct Examination. Resident of Simpson County?
3:50:56 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	What is association/interest in property just described?
3:52:17 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Hendricks Road property, farm this land?
3:52:29 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Live close?
3:52:32 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	How far your house from where site will be?
3:52:47 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	As the crow flies, how far?
3:52:53 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Visual impact, same concern?
3:55:02 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Talked about visual impact and water runoff?

3:55:07 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Also in-close proximity property owner?
3:55:14 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Concerned effect on property value?
3:55:46 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Think have a detrimental value?
3:56:07 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Living as close as do, have concerns increased traffic and noise?
3:56:30 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	How about construction?
3:56:57 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Anybody associated with project addressed concerns?
3:57:03 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Also party to litigation Simpson Circuit and Court of Appeals?
3:57:11 PM	Atty Murley Intervenors - witness Pitt Note: Sacre, Candace	Still pending?
3:57:14 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:57:22 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Cross Examination. Nobody involved with project sat down with you, remember attempts have discussions, told folks from Horus to talk to lawyer?
3:57:40 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Actually did try, you told them talk to lawyer, correct?
3:57:55 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Currently involved in litigation, communications would go through counsel?
3:58:04 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Understand correctly you previously owned land solar development be on?
3:58:20 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Previously own portion of land solar development planned be on?
3:58:30 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Did not?
3:58:32 PM	Atty Saunders Horus Kentucky 1 - witness Pitt Note: Sacre, Candace	Not property deeded to your wife?
3:58:40 PM	Chairman Chandler Note: Sacre, Candace	Questions?
3:59:02 PM	Vice Chairman Cabbage - witness Pitt Note: Sacre, Candace	Examination. Property values, average per acre value, characterizing right?
3:59:22 PM	Vice Chairman Cabbage - witness Pitt Note: Sacre, Candace	For current uses?
3:59:36 PM	Vice Chairman Cabbage - witness Pitt Note: Sacre, Candace	Livestock?
3:59:43 PM	Vice Chairman Cabbage - witness Pitt Note: Sacre, Candace	Mentioned possibility selling off smaller parts residential development \$30,000 acre?
3:59:58 PM	Vice Chairman Cabbage - witness Pitt Note: Sacre, Candace	Happening in this area?
4:00:11 PM	Vice Chairman Cabbage - witness Pitt Note: Sacre, Candace	Current plans to subdivide?
4:00:27 PM	Chairman Chandler Note: Sacre, Candace	Questions?

4:00:33 PM	Chairman Chandler Note: Sacre, Candace	Redirect?
4:00:38 PM	Chairman Chandler Note: Sacre, Candace	Additional witnesses?
4:00:44 PM	Chairman Chandler Note: Sacre, Candace	807 KAR 5:110 allow file brief. (Click on link for further comments.)
4:02:12 PM	Chairman Chandler Note: Sacre, Candace	Post-hearing data requests. (Click on link for further comments.)
4:04:22 PM	Chairman Chandler Note: Sacre, Candace	Anything else?
4:04:45 PM	Chairman Chandler Note: Sacre, Candace	Hearing adjourned.
4:04:53 PM	Session Ended	

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