

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF RHUDES)	
CREEK SOLAR, LLC FOR A CERTIFICATE OF)	
CONSTRUCTION FOR AN APPROXIMATELY 100)	
MEGAWATT MERCHANT ELECTRIC SOLAR)	CASE NO.
GENERATING FACILITY AND A RELATED 138)	2021-00127
KV NONREGULATED ELECTRIC)	
TRANSMISSION LINE APPROXIMATELY 1 1/2)	
MILES IN LENGTH IN HARDIN COUNTY,)	
KENTUCKY PURSUANT TO KRS 278.700 AND)	
807 KAR 5:110)	

ORDER

Pursuant to KRS 278.712(1), the Commission, on its own motion, finds that a local public hearing should be scheduled in this matter on January 10, 2022.

KRS 278.712(1) states, “[t]he [Siting] board may convene a local public hearing upon receipt of a request by not less than three (3) interested persons that reside in a county . . . in which the facility is proposed to be constructed.” Commission regulation 807 KAR 5:110, Section 8(2), requires that the requests for a local public hearing be made in writing no later than 30 days after a completed application is filed.

On September 7, 2021, Rhudes Creek Solar, LLC (Rhudes Creek Solar) filed an application requesting a Certificate of Construction for a merchant solar generating facility and related transmission line in Hardin County, Kentucky. Subsequent to the application being filed, the Siting Board timely received seven requests for a local public hearing from residents of Hardin County.

Based upon the timely requests from seven Hardin County residents, the Siting Board finds that a local public hearing should be scheduled on January 10, 2022, at 4 p.m. Eastern Standard Time, at the Hardin County Extension Office.

Rhudes Creek Solar should give public notice of the local public hearing as required in 807 KAR 5:110, Section 9(2). Rhudes Creek Solar should submit proof to the Siting Board of such notice at least three days prior to the January 10, 2022 local public hearing.

Commission regulation 807 KAR 5:110, Section 8(3)(b), requires that the Siting Board provide notice of the local public hearing to the Hardin County Judge Executive at least 14 days prior to the hearing date.¹ The Siting Board finds that a copy of this Order should be served upon Hardin County Judge Executive Harry L. Berry.

IT IS THEREFORE ORDERED that:

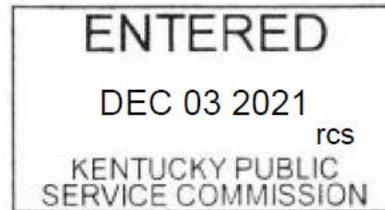
1. A local public hearing in this matter is scheduled for January 10, 2022, at 4 p.m. Eastern Standard Time, at the Hardin County Extension Office, 111 Opportunity Way, Elizabethtown, Kentucky 42701.
2. Rhudes Creek Solar shall give timely notice of this local public hearing in a newspaper of general circulation in Hardin County as required by 807 KAR 5:110, Section 9(2).
3. Rhudes Creek Solar shall submit proof to the Siting Board of the notice to the public at least three days prior to the January 10, 2022 hearing.

¹ The Chairman of the Hardin County Planning and Zoning Commission is an ad hoc member of the Siting Board, and therefore notice was provided to the planning commission in accordance with 807 KAR 5:110, Section 8(3)(d).

4. A copy of this Order shall be served by U.S. mail upon Hardin County Judge Executive Harry L. Berry, 150 North Provident Way, Suite 314, PO Box 568, Elizabethtown, Kentucky 42701.

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By the Kentucky State Board on Electric
Generation and Transmission Siting



ATTEST:

A handwritten signature in blue ink that reads "Linda E. Bridwell". The signature is written in a cursive style.

Executive Director
Public Service Commission
on behalf of the Kentucky State
Board on Electric Generation
and Transmission Siting

Case No. 2021-00127

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