



Andy Beshear
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Energy and Environment Cabinet

Commonwealth of Kentucky
**Kentucky State Board on
Electric Generation and
Transmission Siting**
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Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940

October 06, 2022

Gregory Dutton
Frost Brown Todd, LLC
400 W. Market Street
Louisville, KY 40202

RE: Hummingbird Energy, LLC
Case No. 2022-00272 - Filing Deficiencies

The Siting Board Staff has reviewed the application in the above case. This filing is rejected for the reasons set forth below.

Filing deficiencies pursuant to:

1. KRS 278.706 (2) (b): A full description of the proposed site, including a map showing the distance of the proposed site from residential neighborhoods, the nearest residential structures, schools, and public and private parks that are located within a two (2) mile radius of the proposed facility; Map provided in application includes neighborhoods but does not show the nearest residential structures outside of those neighborhoods.
2. KRS 278.706 (2) (c): Evidence of public notice that shall include the location of the proposed site and a general description of the project, state that the proposed construction is subject to approval by the Board, and provide the telephone number and address of the Public Service Commission. Public notice shall be given within thirty (30) days immediately preceding the application filing to landowners whose property borders the proposed site; Based on the lists provided in application, 23 listed owners were left off the public notice.
3. KRS 278.706(2)(f): Evidence that notice of the time, subject and location of the meeting was published in the newspaper of general circulation in the county, and that individual notice was mailed to all owners of property adjoining the proposed project at least two (2) weeks prior to the meeting; Based on the lists provided in application, 23 listed owners were left off the public notice.
4. KRS 278.706(2)(f): Evidence that notice of the time, subject and location of the meeting was published in the newspaper of general circulation in the county, and that individual notice was mailed to all owners of property adjoining the proposed project at least two (2) weeks prior to the meeting; According to the records the publication was one day short of two weeks.

You are requested to submit the information necessary to cure the deficiencies within 10 days of the date of this letter. If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in blue ink that reads "Linda C. Bridwell". The signature is written in a cursive style with a prominent initial "L".

Linda C. Bridwell
Executive Director
On behalf of
The Kentucky State Board on Electric
Generation and Transmission Siting

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