

COMMONWEALTH OF KENTUCKY

BEFORE THE KENTUCKY STATE BOARD ON ELECTRIC GENERATION
AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF BRIGHT)
MOUNTAIN SOLAR, LLC FOR A CERTIFICATE)
OF CONSTRUCTION FOR AN UP TO 80)
MEGAWATT MERCHANT ELECTRIC SOLAR)
GENERATING FACILITY AND RELATED)
NONREGULATED TRANSMISSION LINE OF)
APPROXIMATELY 4 MILES IN PERRY COUNTY,)
KENTUCKY PURSUANT TO KRS 278.700 AND)
807 KAR 5:110)

CASE NO.
2022-00274

NOTICE OF FILING

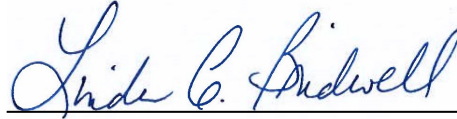
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on February 6, 2024 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 February 6, 2024.

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/hsLnRtCqw3l>.

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 4th day of April 2024.



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 BRIGHT)
MOUNTAIN SOLAR, LLC FOR A CERTIFICATE OF)
CONSTRUCTION FOR AN UP TO 80 MEGAWATT)
MERCHANT ELECTRIC SOLAR GENERATING)
FACILITY AND RELATED NONREGULATED)
TRANSMISSION LINE OF APPROXIMATELY 4)
MILES IN PERRY COUNTY, KENTUCKY PURSUANT)
TO KRS 278.700 AND 807 KAR 5:110)

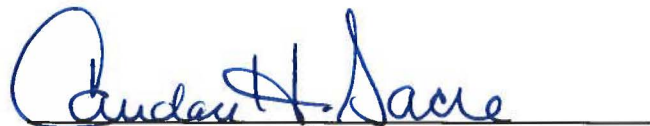
CASE NO.
2022-00274

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 February 6, 2024. The Formal Hearing Log is included with the recording on February 6, 2024;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of February 6, 2024; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of February 6, 2024, and the time at which each occurred.

Signed this 29th day of March, 2024.



Candace H. Sacre
Administrative Specialist III



Stephanie Schweighardt
Kentucky State at Large ID# KYNP 64180
Commission Expires: January 14, 2027



Date:	Type:	Location:	Department:
2/6/2024	Public Hearing\Public Comments	Hearing Room 1	Hearing Room 1 (HR 1)

Witness: Mark Bastasch; Nautasha Gupta; Sean Hollowell; Andrew House
 Judge: Kent Chandler; Bernie Combs; Angie Hatton; John Lyons; Mary Pat Regan; Sydney Montgomery
 Clerk: Candace Sacre

Event Time	Log Event
9:36:18 AM	Session Started
9:37:37 AM	Session Paused
9:37:49 AM	Session Resumed
9:38:08 AM	Chairman Chandler Note: Sacre, Candace
	On the record in Case No. 2022-00274.
9:38:35 AM	Chairman Chandler Note: Sacre, Candace
	Preliminary remarks.
9:39:45 AM	Chairman Chandler Note: Sacre, Candace
	Hearing and videoconference recommendations.
9:40:08 AM	Chairman Chandler Note: Sacre, Candace
	Entry of appearance of counsel.
9:40:12 AM	Atty Sheely Bright Mountain Note: Sacre, Candace
	Sommer Sheely and Dylan Borchers.
9:40:25 AM	Staff Atty Carr PSC Note: Sacre, Candace
	Nicole Carr.
9:40:27 AM	Staff Atty Williams PSC Note: Sacre, Candace
	Wright Williams.
9:40:29 AM	Chairman Chandler Note: Sacre, Candace
	Public notice.
9:41:02 AM	Chairman Chandler Note: Sacre, Candace
	Public comments.
9:41:52 AM	Chairman Chandler Note: Sacre, Candace
	Take a short break.
9:42:22 AM	Session Paused
9:42:54 AM	Session Resumed
9:42:55 AM	Chairman Chandler Note: Sacre, Candace
	Back on the record.
9:42:56 AM	Chairman Chandler Note: Sacre, Candace
	Public comment instructions.
9:43:15 AM	PUBLIC COMMENTS Note: Sacre, Candace
	VARIOUS SPEAKERS
9:47:52 AM	Chairman Chandler Note: Sacre, Candace
	Procedural discussion. (Click on link for further comments.)
9:48:10 AM	Chairman Chandler Note: Sacre, Candace
	First witness.
9:48:12 AM	Atty Sheely Bright Mountain Note: Sacre, Candace
	Andrew House.
9:48:27 AM	Chairman Chandler Note: Sacre, Candace
	Witness is sworn.
9:48:35 AM	Chairman Chandler - witness House Note: Sacre, Candace
	Examination. Name and address?

9:48:42 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	Direct Examination. Employer?
9:48:46 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	Position?
9:48:49 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	Role have with respect this project?
9:48:53 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	As lead developer for Bright Mountain, what do?
9:49:15 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	Role have with regard preparation of application?
9:49:27 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	Role have with regard preparation responses to data requests?
9:49:43 AM	Atty Sheely Bright Mountain - witness House	Note: Sacre, Candace	Familiar with and prepared provide responses to questions?
9:50:05 AM	Chairman Chandler	Note: Sacre, Candace	Procedural discussion. (Click on link for further comments.)
9:50:37 AM	Chairman Chandler	Note: Sacre, Candace	Counsel?
9:50:39 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Cross Examination. Site layout filed with application Sept 15, is final site plan?
9:51:05 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	When believe next update happen?
9:51:20 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	When anticipate construction begin?
9:51:56 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What studies completed?
9:52:07 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Have idea when next study begin?
9:52:16 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	How long anticipate construction last?
9:52:28 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	How long expect peak construction last?
9:52:46 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	How describe peak construction, what activities occur?
9:53:04 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What responsibility Bright Mountain ensure mitigation measures complied with?
9:53:28 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Total project acreage 805 acres?
9:53:41 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	How many acres have solar panels installed?
9:53:58 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Describe topography of location and description of area?
9:55:02 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Elevation quite high, approximate amount?
9:55:20 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	No planning and zoning in Perry County, outline contact had with Perry Co executives?
9:56:26 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Describe stormwater or runoff plan?
9:56:44 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What spacing be between rows of panels?

9:56:55 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Describe weather stations?
9:57:13 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Number of vehicles accessing site each day during construction?
9:57:33 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Have to be upgrades to roads?
9:57:45 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Internal roads or public roads?
9:58:14 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Same roads mining company used?
9:58:23 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Roads to be used for project same roads mining company used?
9:58:35 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What type of traffic management use during construction period?
9:59:06 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Anticipate need be traffic management as far as construction of transmission lines?
9:59:24 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	When build transmission line, be traffic needs be controlled?
9:59:35 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What is position vegetative screening needed?
10:00:40 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Vegetation cleared for this project?
10:01:11 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Two acres of native pollinators?
10:02:09 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What underneath panels?
10:02:26 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Native species?
10:02:33 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Requests by neighbors for screening or buffers?
10:02:44 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Leases between landowners and Aurora Solar LLC?
10:03:00 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Give board more information about Aurora Solar and how fits into corporate structure of Avangrid and Bright Mountain?
10:03:48 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Easement agreements contain decommissioning requirements?
10:03:58 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Specific easements for transmission lines contain decommissioning requirements?
10:04:19 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Do post-hearing data request?
10:04:20 AM	POST-HEARING DATA REQUEST	Note: Sacre, Candace	STAFF ATTY CARR PSC - WITNESS HOUSE
		Note: Sacre, Candace	EASEMENTS FOR TRANSMISSION LINES CONTAIN DECOMMISSIONING REQUIREMENTS
10:04:22 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	What requesting Siting Board grant as setbacks?
10:05:12 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Three neighborhoods within 2,000 feet?
10:05:44 AM	Staff Atty Carr PSC - witness House	Note: Sacre, Candace	Residential 1 substation 1190 feet from residential boundary?

10:06:00 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Outside fencing of substation to project boundary line, how measuring?
10:06:25 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Is it the property line, where are you starting that?
10:06:40 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Know distance from closest nonparticipating to fencing or panels?
10:08:21 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	How about to inverter?
10:08:33 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Have distance for nonparticipating?
10:08:40 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Requesting that in post-hearing data request?
10:08:41 AM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	STAFF ATTY CARR PSC - WITNESS HOUSE DISTANCE FROM INVERTER TO CLOSEST NONPARTICIPATING PROPERTY
10:08:45 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	No karst issues?
10:08:52 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Bright Mountain have employees?
10:09:03 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	DR 1, Question 17, site manager will control access to site, employed by Bright Mountain or Avangrid?
10:09:33 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	All employees be employed by Avangrid?
10:10:02 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	What company employ individuals ensuring compliance during construction?
10:10:02 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	What company employ individuals ensuring compliance during operation?
10:10:25 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Avangrid some environmental violations?
10:10:55 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Bright Mountain subsidiary of Avangrid?
10:11:03 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	How long gen-tie going to be for this project?
10:11:12 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	PPA executed?
10:11:25 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Leases with participating, contain decommissioning obligations?
10:11:37 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Include removal of underground cabling or equipment?
10:12:07 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Decommissioning include removal of overhead line transmission line?
10:12:16 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Plan to execute PILOT agreement with Perry County?
10:12:38 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Pursue IRB bond?
10:12:45 AM	Staff Atty Carr PSC - witness House Note: Sacre, Candace	Details of complaint resolution plan?

10:13:09 AM Staff Atty Carr PSC - witness House
Note: Sacre, Candace Residents able to reach out if complaints while construction going on?

10:13:34 AM Staff Atty Carr PSC - witness House
Note: Sacre, Candace Received any questions thus far?

10:14:20 AM Staff Atty Carr PSC - witness House
Note: Sacre, Candace During operational phase, how many jobs full time?

10:15:44 AM Chairman Chandler
Note: Sacre, Candace Procedural discussion. (Click on link for further comments.)

10:16:08 AM Chairman Chandler
Note: Sacre, Candace Deputy Secretary?

10:16:15 AM Board Member Lyons - witness House
Note: Sacre, Candace Examination. No jurisdictional determination from Corps completed?

10:16:41 AM Board Member Lyons - witness House
Note: Sacre, Candace Has Avangrid completed jurisdictional determination with Corps on water to the US?

10:16:55 AM Board Member Lyons - witness House
Note: Sacre, Candace Will be testifying?

10:17:12 AM Board Member Lyons - witness House
Note: Sacre, Candace Read through geotech reports, ever developed project on strip mine?

10:17:46 AM Board Member Lyons - witness House
Note: Sacre, Candace Geotech report, bored ten holes, down to depth of 51 feet, cautionary statements regarding boulders, large slab rocks, large rocks part of fill materials, how piles be set?

10:19:23 AM Board Member Lyons - witness House
Note: Sacre, Candace One other project on strip mine, have to auger in, how approach that?

10:20:00 AM Board Member Lyons - witness House
Note: Sacre, Candace Know any mineral rights issues that may still exist?

10:20:28 AM Board Member Lyons - witness House
Note: Sacre, Candace Corrosion protection another witness?

10:20:53 AM Chairman Chandler
Note: Sacre, Candace Mr. Montgomery?

10:21:03 AM Board Member Montgomery - witness House
Note: Sacre, Candace Examination. Bright Mountain determined what capital investment be?

10:21:14 AM Atty Sheely Bright Mountain
Note: Sacre, Candace Confidential. (Click on link for further comments.)

10:23:20 AM Private Mode Activated

10:23:20 AM Private Recording Activated

10:25:27 AM Normal Mode Activated

10:25:27 AM Public Recording Activated

10:25:35 AM Board Member Montgomery - witness House
Note: Sacre, Candace Examination (cont'd). Not anticipate hire EPC for both construction and operation/management phases?

10:26:01 AM Board Member Montgomery - witness House
Note: Sacre, Candace And would EC and subcontractors discussed with local workforce?

10:26:32 AM Board Member Montgomery - witness House
Note: Sacre, Candace Conversations at local level to determine how hire workforce within area of project?

10:27:12 AM Board Member Montgomery - witness House
Note: Sacre, Candace Assume number provided consistent with what receiving from EPCs?

10:27:41 AM	Board Member Montgomery - witness House Note: Sacre, Candace	Noticed question management jobs, total impacts from report what you have seen?
10:29:01 AM	Board Member Montgomery - witness House Note: Sacre, Candace	Bright Mountain discussions with local officials emergency management plan?
10:29:58 AM	Chairman Chandler Note: Sacre, Candace	Vice Chair?
10:30:01 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Examination. Employer Avangrid?
10:30:09 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Bright Mountain wholly owned subsidiary?
10:30:20 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Where Aurora Solar LLC fit in, control or ownership over Bright Mountain?
10:30:47 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Currently Aurora have ownership or control over Bright Mountain?
10:30:56 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Bright Mountain have ownership or control over Aurora?
10:31:03 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Both separate under larger umbrella of Avangrid?
10:31:13 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	At what point Aurora transfer leases?
10:32:08 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Some payments on annual basis, lease holders understand contingent upon other actions?
10:32:27 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	Avangrid Renewables and six other subsidiaries entered into settlement agreement Fish & Wildlife in 2016, only environmental violation, solar facility?
10:32:28 AM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	VICE CHAIRMAN HATTON - WITNESS HOUSE PROVIDE DETAILS OF SUBJECT OF 2016 ENVIRONMENTAL VIOLATION SETTLEMENT AGREEMENT
10:33:34 AM	Vice Chairman Hatton - witness House Note: Sacre, Candace	PILOT agreement with Perry Co, what if never happens?
10:34:07 AM	Commissioner Regan - witness House Note: Sacre, Candace	Examination. Know how many full-time positions in county?
10:34:41 AM	Commissioner Regan - witness House Note: Sacre, Candace	How many full-time Bright Mountain employees?
10:34:57 AM	Commissioner Regan - witness House Note: Sacre, Candace	Avangrid located in Portland?
10:35:07 AM	Commissioner Regan - witness House Note: Sacre, Candace	Avangrid subsidiary of Iberdrola in Spain?
10:35:30 AM	Commissioner Regan - witness House Note: Sacre, Candace	Will there be a customer service center in county, or customer service center and where located?
10:36:18 AM	Chairman Chandler - witness House Note: Sacre, Candace	Examination. Done this before?
10:36:24 AM	Chairman Chandler - witness House Note: Sacre, Candace	Seven full time equivalent employees for 80 MW facility seem accurate?
10:37:05 AM	Chairman Chandler - witness House Note: Sacre, Candace	Know of specific example give me where solar facility has an employee per ten megawatts?

10:37:22 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Asked Bright Mountain has employees, answer not currently?
10:37:35 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Anticipation employees going to be employees of Bright Mountain?
10:37:48 AM	Chairman Chandler - witness House	Note: Sacre, Candace	What happens in other instances, employees employed by facilities and counterparty to PPA?
10:38:22 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Saying employees not be employees of some other related entity?
10:38:43 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Bright Mountain have legal interest in underlying properties?
10:38:56 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Agreement between Bright Mountain and Aurora as to conditions prior to transfer?
10:39:06 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Any intercompany memorandum leases shall be in Bright Mountain name?
10:39:28 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Is there documentary memorandum that states once FID occurs leases shall be transferred from Aurora to Bright Mountain?
10:40:20 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Bright Mountain seeking certificate to build something on land it has no legal right to?
10:40:35 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Proposal is for Bright Mountain receive construction certificate build facility on land that, as far as aware, does not have legal interest in?
10:41:06 AM	Chairman Chandler - witness House	Note: Sacre, Candace	You said our, who is our?
10:41:10 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Avangrid not applicant in this case?
10:41:15 AM	Chairman Chandler - witness House	Note: Sacre, Candace	When say our, not speaking on behalf of applicant?
10:41:25 AM	Chairman Chandler - witness House	Note: Sacre, Candace	They are distinct entities?
10:41:38 AM	Chairman Chandler - witness House	Note: Sacre, Candace	What asking is for applicant in this case, one applicant, not coapplicants?
10:41:45 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Bright Mountain, make sure, is entity that requested construction certificate?
10:41:54 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Have no leases?
10:42:00 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Unaware of legal agreement that Aurora will sign over?
10:42:15 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Aurora Solar right to assign leases?
10:42:20 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Aurora Solar direct wholly-owned subsidiary of Avengrad?
10:42:24 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Like direct, no intermediate companies?
10:42:27 AM	Chairman Chandler - witness House	Note: Sacre, Candace	Is Bright Mountain a direct wholly-owned subsidiary of Avangrid?
10:42:34 AM	Chairman Chandler - witness House	Note: Sacre, Candace	No companies between Bright Mountain and Avangrid?

10:42:44 AM	Chairman Chandler - witness House Note: Sacre, Candace	Aurora Solar has a right to leases, says can assign successor language?
10:42:59 AM	Chairman Chandler - witness House Note: Sacre, Candace	But is there agreement between Aurora and Bright Mountain subject to FID Aurora will assign to Bright Mountain?
10:43:09 AM	Chairman Chandler - witness House Note: Sacre, Candace	Internal document at Avangrid, Aurora, or Bright Mountain says Aurora shall assign those leases to Bright Mountain?
10:43:31 AM	Chairman Chandler - witness House Note: Sacre, Candace	Ask as post-hearing data request?
10:43:32 AM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	CHAIRMAN CHANDLER - WITNESS HOUSE EXISTENCE OF DOCUMENT(S) AT AVANGRID, AURORA, OR BRIGHT MOUNTAIN THAT SAY(S) AURORA SHALL ASSIGN LEASES TO BRIGHT MOUNTAIN
10:43:38 AM	Chairman Chandler - witness House Note: Sacre, Candace	Have concerns fitting 80 MW of solar on 360-acre plot of land?
10:43:54 AM	Chairman Chandler - witness House Note: Sacre, Candace	Aware of project that dense?
10:44:07 AM	Chairman Chandler - witness House Note: Sacre, Candace	Unaware of another project that dense number megawatts on particular acreage?
10:44:17 AM	Chairman Chandler - witness House Note: Sacre, Candace	In interconnection queue at PJM?
10:44:28 AM	Chairman Chandler - witness House Note: Sacre, Candace	Attaching to AEP substation?
10:44:35 AM	Chairman Chandler - witness House Note: Sacre, Candace	What type of service applied for?
10:45:20 AM	Chairman Chandler - witness House Note: Sacre, Candace	Indicated did not have PPA, has that changed?
10:45:45 AM	Chairman Chandler - witness House Note: Sacre, Candace	Transmission line four miles?
10:45:49 AM	Chairman Chandler - witness House Note: Sacre, Candace	Generally aware location transmission line relative to surroundings?
10:45:58 AM	Chairman Chandler - witness House Note: Sacre, Candace	Another line runs like a wonky parallel to, aware of that?
10:46:03 AM	Chairman Chandler - witness House Note: Sacre, Candace	Know who owns transmission line?
10:46:09 AM	Chairman Chandler - witness House Note: Sacre, Candace	Seek to run transmission parallel, use ROW, or co-locate proposed line to current line?
10:46:25 AM	Chairman Chandler - witness House Note: Sacre, Candace	Half of length runs along current line?
10:46:36 AM	Chairman Chandler - witness House Note: Sacre, Candace	Is majority of area would have to clear?
10:46:43 AM	Chairman Chandler - witness House Note: Sacre, Candace	Running through current vegetation?
10:46:56 AM	Chairman Chandler Note: Sacre, Candace	Procedural discussions. (Click on link for further comments.)
10:50:17 AM	Chairman Chandler Note: Sacre, Candace	Recess until 11:05.
10:51:43 AM	Session Paused	
10:52:00 AM	Session Resumed	

10:52:27 AM	Session Paused	
10:55:40 AM	Chairman Chandler - witness House	
	Note: Sacre, Candace	Examination. Determined was important to have Phase 1 prior to seeking certificate?
11:07:01 AM	Session Resumed	
11:07:24 AM	Chairman Chandler	
	Note: Sacre, Candace	Back on the record.
11:07:30 AM	Chairman Chandler	
	Note: Sacre, Candace	Redirect?
11:07:38 AM	Chairman Chandler	
	Note: Sacre, Candace	Next witness.
11:07:40 AM	Atty Sheely Bright Mountain	
	Note: Sacre, Candace	Nautasha Gupta.
11:07:58 AM	Chairman Chandler	
	Note: Sacre, Candace	Witness is sworn.
11:08:04 AM	Chairman Chandler - witness Gupta	
	Note: Sacre, Candace	Examination. Name and address?
11:08:28 AM	Atty Sheely Bright Mountain - witness Gupta	
	Note: Sacre, Candace	Direct Examination. Employer?
11:08:30 AM	Atty Sheely Bright Mountain - witness Gupta	
	Note: Sacre, Candace	Position?
11:08:33 AM	Atty Sheely Bright Mountain - witness Gupta	
	Note: Sacre, Candace	Involved with Bright Mountain?
11:08:36 AM	Atty Sheely Bright Mountain - witness Gupta	
	Note: Sacre, Candace	Role?
11:08:39 AM	Atty Sheely Bright Mountain - witness Gupta	
	Note: Sacre, Candace	Prepared to answer questions related to topics in witness list?
11:08:49 AM	Chairman Chandler	
	Note: Sacre, Candace	Counsel?
11:08:51 AM	Staff Atty Carr PSC - witness Gupta	
	Note: Sacre, Candace	Cross Examination. What spacing between rows of panels?
11:09:09 AM	Staff Atty Carr PSC - witness Gupta	
	Note: Sacre, Candace	Describe about weather stations?
11:09:31 AM	Staff Atty Carr PSC - witness Gupta	
	Note: Sacre, Candace	How high bottom of panels to ground?
11:09:45 AM	Chairman Chandler	
	Note: Sacre, Candace	Deputy Secretary?
11:09:54 AM	Board Member Lyons - witness Gupta	
	Note: Sacre, Candace	Examination. I read Avangrid plans agricultural type fence around project, expand on that?
11:11:00 AM	Board Member Lyons - witness Gupta	
	Note: Sacre, Candace	Agree traditional pile driving will work on site?
11:11:48 AM	Board Member Lyons - witness Gupta	
	Note: Sacre, Candace	Geotech report recommended corrosion protection for piles, something Avangrid done or will do?
11:12:26 AM	Board Member Lyons - witness Gupta	
	Note: Sacre, Candace	Mineral rights?
11:12:58 AM	Chairman Chandler	
	Note: Sacre, Candace	Mr. Montgomery?
11:13:11 AM	Chairman Chandler - witness Gupta	
	Note: Sacre, Candace	Examination. Reviewed construction methods used on reclaimed mine facility?

11:13:29 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Construction methods, looked at other solar facilities located on reclaimed mine?
11:13:42 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	How about any construction on reclaimed mine site?
11:13:48 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Talked to anybody that is doing that?
11:14:27 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Input in response to consultant report on SAR, concerns with construction noise related to pile driving?
11:14:56 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Takes issue with that specific proposal?
11:15:17 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Equipment used smaller?
11:15:27 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	How say what equipment used not have all information, how say use this type pile driver?
11:16:08 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Taking issue with general construction pile driving studies, not specific type of construction?
11:16:34 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Use of equipment depends on geotech issues and method used, not sure noise study helpful, determined construction method intend use for this site?
11:17:14 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Determined not use screws, ground-mounted system, determined not be used?
11:17:24 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	See issue this causes, could be other methods?
11:17:39 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Did you help draft responses to consultant's report?
11:18:06 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Know which recommendation talking about and response?
11:18:30 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Focus on part you did, response, reading (click on link for further comments), project will utilize pile driving or if pile driving equipment used?
11:19:43 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	Saying should choose pile driving use smaller pile drivers?
11:20:15 AM	Chairman Chandler - witness Gupta Note: Sacre, Candace	But not saying definitively using pile drivers?
11:20:25 AM	Chairman Chandler Note: Sacre, Candace	Redirect?
11:20:30 AM	Atty Sheely Bright Mountain - witness Gupta Note: Sacre, Candace	Redirect Examination. Would you explain what geo tech showed about how ground filled bottom up?
11:21:59 AM	Chairman Chandler Note: Sacre, Candace	Next witness?
11:22:02 AM	Atty Sheely Bright Mountain Note: Sacre, Candace	Sean Hollowell.
11:22:14 AM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
11:22:22 AM	Chairman Chandler - witness Hollowell Note: Sacre, Candace	Examination. Name and address?

11:22:30 AM Atty Sheely Bright Mountain - witness Hollowell
Note: Sacre, Candace Direct Examination. Employer?

11:22:36 AM Atty Sheely Bright Mountain - witness Hollowell
Note: Sacre, Candace Title?

11:22:38 AM Atty Sheely Bright Mountain - witness Hollowell
Note: Sacre, Candace Role with Bright Mountain project?

11:22:49 AM Atty Sheely Bright Mountain - witness Hollowell
Note: Sacre, Candace Available to answer questions relate to topics noted in witness list?

11:22:58 AM Chairman Chandler
Note: Sacre, Candace Counsel?

11:23:03 AM Staff Atty Carr PSC - witness Hollowell
Note: Sacre, Candace Cross Examination. Able answer questions regarding setbacks?

11:23:12 AM Staff Atty Carr PSC - witness Hollowell
Note: Sacre, Candace Describe distance Bright Mountain like substation be, as far as distances?

11:24:10 AM Chairman Chandler
Note: Sacre, Candace Deputy Secretary?

11:24:12 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace Examination. Environmental studies, speak to any of those and when be completed?

11:25:40 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace But intend to do that at some point?

11:25:59 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace Will be 18 acres of tree removed for transmission line?

11:26:24 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace What about Historic Properties, when do consultation?

11:27:00 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace Be doing a Phase 1 review?

11:27:10 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace Will one be done?

11:27:28 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace Speak to Mineral Rights?

11:27:33 AM Board Member Lyons - witness Hollowell
Note: Sacre, Candace Who that be?

11:28:15 AM Chairman Chandler
Note: Sacre, Candace Commissioner?

11:28:25 AM Commissioner Regan - witness Hollowell
Note: Sacre, Candace Examination. Lyons asking about Fish and Wildlife, responded have done a desktop study?

11:28:50 AM Commissioner Regan - witness Hollowell
Note: Sacre, Candace Been to site?

11:28:57 AM Chairman Chandler - witness Hollowell
Note: Sacre, Candace Examination. What is a desktop study?

11:29:20 AM Chairman Chandler - witness Hollowell
Note: Sacre, Candace Make determination following desktop study or site visit?

11:29:26 AM Chairman Chandler - witness Hollowell
Note: Sacre, Candace Referring to determination said you made following desktop visit in response to Lyons question?

11:29:52 AM Chairman Chandler - witness Hollowell
Note: Sacre, Candace Make recommendations to Avangrid?

11:30:23 AM Chairman Chandler - witness Hollowell
Note: Sacre, Candace Recommended a Phase 1?

11:30:40 AM Chairman Chandler - witness Hollowell
Note: Sacre, Candace Lots of qualifiers, recommended period?

11:30:52 AM	Chairman Chandler - witness Hollowell Note: Sacre, Candace	Phase 1 come after certificates granted?
11:31:05 AM	Chairman Chandler - witness Hollowell Note: Sacre, Candace	Going to recommend a Phase 1 for this project at any point?
11:31:40 AM	Chairman Chandler - witness Hollowell Note: Sacre, Candace	Anticipate recommending Phase 1 following decision by this body?
11:31:55 AM	Chairman Chandler - witness Hollowell Note: Sacre, Candace	Plan on recommending one?
11:32:10 AM	Chairman Chandler Note: Sacre, Candace	Counsel?
11:32:20 AM	Atty Sheely Bright Mountain Note: Sacre, Candace	Procedural question. (Click on link for further comments.)
11:33:30 AM	Chairman Chandler Note: Sacre, Candace	Call last witness?
11:33:33 AM	Atty Sheely Bright Mountain Note: Sacre, Candace	Mark Bastasch.
11:33:45 AM	Chairman Chandler Note: Sacre, Candace	Witness is sworn.
11:33:55 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Examination: Name and address?
11:34:05 AM	Atty Sheely Bright Mountain - witness Bastasch Note: Sacre, Candace	Direct Examination. Who is employer?
11:34:10 AM	Atty Sheely Bright Mountain - witness Bastasch Note: Sacre, Candace	Position?
11:34:15 AM	Atty Sheely Bright Mountain - witness Bastasch Note: Sacre, Candace	Role with regard to Bright Mountain?
11:34:20 AM	Atty Sheely Bright Mountain - witness Bastasch Note: Sacre, Candace	Prepared to answer questions regarding it?
11:34:23 AM	Atty Sheely Bright Mountain - witness Bastasch Note: Sacre, Candace	Regarding response to consultant's report related to sound?
11:34:29 AM	Chairman Chandler Note: Sacre, Candace	Deputy Secretary?
11:34:37 AM	Board Member Lyons - witness Bastasch Note: Sacre, Candace	Examination. Anticipate pile driving noise levels greater at higher elevation, open space?
11:35:30 AM	Vice Chairman Hatton - witness Bastasch Note: Sacre, Candace	Examination. Experience working with reclaimed mine site?
11:35:38 AM	Vice Chairman Hatton - witness Bastasch Note: Sacre, Candace	Aware of issues related rehabilitated mine site that may change analysis?
11:36:08 AM	Vice Chairman Hatton - witness Bastasch Note: Sacre, Candace	No particular different types of equipment or methods would anticipate?
11:37:05 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Examination. Help formulate response to consultant report on site assessment report?
11:37:25 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	No citation here, reading (click on link for further comments), provide that information?
11:38:00 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Have a copy of United Kingdom study?

11:38:13 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Study you conducted, have in possession, in record, provide affirmation aware of this, assertion nothing behind it, have anything to support it?
11:40:20 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Assertion says similar equipment, did you make comparison?
11:41:43 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	This, referring to used in UK or proposed used in project?
11:42:15 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Have experience where have been shown or seen or studied that type of pile driver in use or taking that based off what Bright Mountain and Avangrid tell you anticipate using?
11:43:05 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Reviewed tech sheet from manufacturer?
11:43:10 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Seen documentary evidence that commonly used in industry, what information forms your opinion?
11:43:53 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Based off what anticipate doing or experience?
11:44:11 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Had conversation with folks used those other types of pile drivers?
11:44:33 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Only talked to solar people about the Vermeer style?
11:44:53 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	What saying all sound studies focused on larger pile driver?
11:46:45 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Response says specific sound data for smaller equipment not identified?
11:47:02 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Not first time people talked about this, so hard for somebody go out and just measure it?
11:47:44 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Nobody provided data and telling us at 10 feet what sound of one of these is?
11:48:24 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Saying no one has complained?
11:48:30 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Huge adverse reaction, what do you mean?
11:48:45 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	Aware methods suppress noise of pile driving?
11:49:45 AM	Chairman Chandler - witness Bastasch Note: Sacre, Candace	A shroud or something that muffles it?
11:50:33 AM	Chairman Chandler Note: Sacre, Candace	Redirect?
11:50:37 AM	Atty Sheely Bright Mountain - witness Bastasch Note: Sacre, Candace	Redirect Examination. Opinion whether that type of localized mitigation be necessary here?
11:51:28 AM	Chairman Chandler Note: Sacre, Candace	Anything else?
11:51:32 AM	Chairman Chandler Note: Sacre, Candace	Recall?
11:51:34 AM	Atty Sheely Bright Mountain Note: Sacre, Candace	Recall Hollowell.

11:51:48 AM	Chairman Chandler Note: Sacre, Candace	Still under oath.
11:51:58 AM	Atty Sheely Bright Mountain - witness Hollowell Note: Sacre, Candace	Redirect Examination. Acreage of tree clearing, provide supplement to answer and correction?
11:52:44 AM	Chairman Chandler - witness Hollowell Note: Sacre, Candace	Examination. As opposed to 18 mentioned?
11:53:25 AM	Atty Sheely Bright Mountain Note: Sacre, Candace	Recall House.
11:53:40 AM	Chairman Chandler Note: Sacre, Candace	Still under oath.
11:53:44 AM	Atty Sheely Bright Mountain - witness House Note: Sacre, Candace	Redirect Examination. Phase 1 conducted for project?
11:54:07 AM	Chairman Chandler - witness House Note: Sacre, Candace	Examination. Phase 1 in record?
11:54:15 AM	Atty Sheely Bright Mountain Note: Sacre, Candace	Will be happy to provide it. (Click on link for further comments.)
11:54:20 AM	Atty Sheely Bright Mountain - witness House Note: Sacre, Candace	Redirect Examination. Conducted any other studies with regard to bats?
11:55:06 AM	Chairman Chandler Note: Sacre, Candace	Request copy of Phase 1? (Click on link for further comments.)
11:55:07 AM	POST-HEARING DATA REQUEST Note: Sacre, Candace Note: Sacre, Candace	ATTY SHEELY BRIGHT MOUNTAIN - WITNESS HOUSE COPY OF PHASE 1 CONDUCTED IN 2021
11:55:32 AM	Camera Lock Comm Center Activated	
11:55:39 AM	Camera Lock Witness Activated	
11:55:47 AM	Camera Lock Deactivated	
11:57:00 AM	Chairman Chandler Note: Sacre, Candace	Anything else?
11:57:28 AM	Chairman Chandler Note: Sacre, Candace	Post-hearing data requests.
11:58:00 AM	Chairman Chandler Note: Sacre, Candace	Supplement with unredacted leases and petition for confidentiality.
11:58:18 AM	Chairman Chandler Note: Sacre, Candace	Anything else?
11:58:26 AM	Chairman Chandler Note: Sacre, Candace	Hearing adjourned.
11:59:44 AM	Session Ended	

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