

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF LYNN BARK)	
ENERGY CENTER, LLC FOR A CERTIFICATE)	CASE NO.
OF CONSTRUCTION FOR AN UP TO 200)	2024-00104
MEGAWATT MERCHANT ELECTRIC SOLAR)	
GENERATING FACILITY IN MARTIN COUNTY,)	
KENTUCKY)	

NOTICE OF FILING

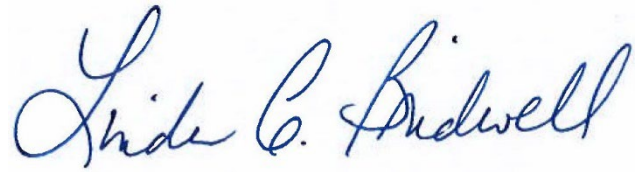
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on October 16, 2024 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording; and
- A written log listing, *inter alia*, the date and time of where each witness's testimony begins and ends on the digital video recording of the evidentiary hearing conducted on October 16, 2024.

A copy of this Notice, the certification of the digital video record, and the hearing log has been served upon all persons listed at the end of this Notice. Parties may view the digital video recording of the hearing at <https://youtu.be/c82WwxKCQHY>.

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

Done in Frankfort, Kentucky, on October 28, 2024.

A handwritten signature in blue ink that reads "Linda C. Bridwell". The signature is written in a cursive style with a horizontal line underneath it.

Linda C. Bridwell, PE
Executive Director

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF LYNN BARK)
ENERGY CENTER, LLC FOR A CERTIFICATE)
OF CONSTRUCTION FOR AN UP TO)
200 MEGAWATT MERCHANT ELECTRIC)
SOLAR GENERATING FACILITY IN MARTIN)
COUNTY, KENTUCKY)

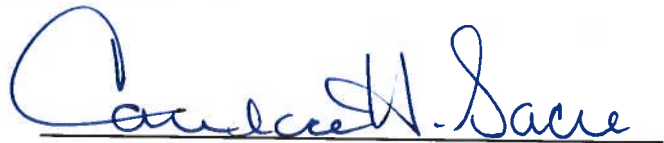
CASE NO.
2024-00104

CERTIFICATION

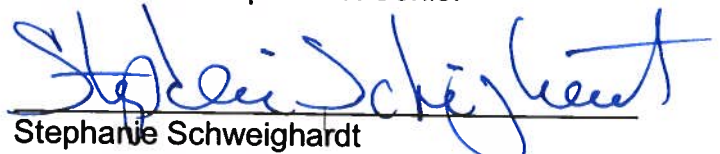
I, Candace H. Sacre, hereby certify that:

1. The attached flash drive contains a digital recording of the Formal Hearing conducted in the above-styled proceeding on October 16, 2024. The Formal Hearing Log is included with the recording on October 16, 2024;
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Formal Hearing of October 16, 2024; and
4. The Formal Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Formal Hearing of October 16, 2024, and the time at which each occurred.

Signed this 20th day of October, 2024.



Candace H. Sacre
Administrative Specialist Senior



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



Session Report - Detail

2024-00104 16Oct2024

Lynn Bark Energy Center, LLC
(Lynn Bark Energy)

Date:	Type:	Location:	Department:
10/16/2024	Public Hearing\Public Comments	Hearing Room 1	Hearing Room 1 (HR 1)

Witness: Tony Agresti; Justin Ahn; Joshua Crumpler; Caleb Lemoine; Erich Miarka
 Judge: James Ayers; Jansen Hammock; Angie Hatton; John Will Stacy; Lon Lafferty; John Lyons; Mary Pat Regan
 Clerk: Candace Sacre

Event Time	Log Event
9:06:26 AM	Camera Lock Deactivated
9:06:28 AM	Session Started
9:06:30 AM	Chairman Hatton Note: Sacre, Candace Preliminary remarks.
9:06:51 AM	Chairman Hatton Note: Sacre, Candace Introductions.
9:07:49 AM	Chairman Hatton Note: Sacre, Candace Hearing recommendations.
9:08:38 AM	Chairman Hatton Note: Sacre, Candace Purpose of hearing.
9:08:42 AM	Chairman Hatton Note: Sacre, Candace Entry of appearance.
9:08:48 AM	Atty Sheely Lynn Bark Energy Note: Sacre, Candace Sommer Sheely and Kara Herrnstein.
9:08:58 AM	Staff Atty Carr PSC Note: Sacre, Candace Nicole Carr.
9:09:12 AM	Chairman Hatton Note: Sacre, Candace Public comments.
9:10:20 AM	Chairman Hatton Note: Sacre, Candace Call first witness.
9:10:24 AM	Atty Sheely Lynn Bark Energy Note: Sacre, Candace Caleb Lemoine.
9:10:38 AM	Chairman Hatton Note: Sacre, Candace Witness is sworn.
9:10:45 AM	Chairman Hatton - witness Lemoine Note: Sacre, Candace Examination. Have any materials with you on the stand?
9:11:06 AM	Chairman Hatton - witness Lemoine Note: Sacre, Candace Name and address?
9:11:34 AM	Atty Sheely Lynn Bark Energy - witness Lemoine Note: Sacre, Candace Direct Examination. Employer?
9:11:39 AM	Atty Sheely Lynn Bark Energy - witness Lemoine Note: Sacre, Candace Title?
9:11:43 AM	Atty Sheely Lynn Bark Energy - witness Lemoine Note: Sacre, Candace Familiar with Lynn Bark Energy project?
9:11:48 AM	Atty Sheely Lynn Bark Energy - witness Lemoine Note: Sacre, Candace What is role?
9:11:52 AM	Atty Sheely Lynn Bark Energy - witness Lemoine Note: Sacre, Candace Here to testify in sponsorship of application and materials submitted?

9:12:15 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Cross Examination. Most recent site plan filed on Sept 9, most up-to-date site plan?

9:12:36 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Anything changed to plan since submitted?

9:12:42 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Expect be final site plan?

9:12:52 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What changes possibly expect?

9:13:03 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace For transmission line or for actual project?

9:13:14 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace When anticipate construction begin?

9:13:22 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How many months construction take?

9:13:33 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Total project acreage is 1,514 acres, what is total fenced acreage?

9:13:45 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Possibility acreage could increase?

9:14:00 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Any structures be demolished during construction?

9:14:13 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Have permission from landowner?

9:14:19 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What type fencing enclose solar panels?

9:14:29 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Be a collection system for project?

9:14:35 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace The transmission?

9:14:48 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Staff Request 1, Item 28, states two participating landowners, has second lease been executed?

9:15:08 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace When is geotechnical report be completed?

9:15:20 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Correct that no vegetative screening planned?

9:15:30 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Response, Staff Request 1, Item 62, based on viewshed analysis, no residential structures expected have view, still correct?

9:15:48 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Staff Request 1, Item 77, waiting on mining report, that been received?

9:16:13 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Full reclamation been completed?

9:16:18 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace When full reclamation completed?

9:16:33 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How many acres expected be cleared?

9:16:48 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Be any more mature trees cleared, what debris or shrubs be cleared?

9:17:15 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace According to Staff Request 2, Item 23-C, additional vegetation used as screening, how and who determine if necessary?

9:18:01 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What be spacing between rows of panels?

9:18:18 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How high bottom of panels from ground?

9:18:30 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Know what ground cover be?

9:18:42 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace All access roads paved, any gravel roads?

9:18:54 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What precautions take to ensure roads do not erode?

9:19:22 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What conversations had with Martin Co Roads Dept about continued maintenance during construction and after construction?

9:19:44 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Any roads used for delivery roads where residents be using roads also?

9:19:55 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Any requests by nonparticipating landowners to add screening?

9:20:06 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Anybody reached out to landowners?

9:20:15 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Phase 1 Environmental Assessment completed?

9:20:21 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Provide in the record?

9:20:25 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace If not, ask as post-hearing request?

9:20:26 AM POST-HEARING DATA REQUEST
Note: Sacre, Candace STAFF ATTY CARR PSC - WITNESS LEMOINE
Note: Sacre, Candace PROVIDE PHASE 1 ENVIRONMENTAL ASSESSMENT

9:20:34 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Cross Examination (cont'd). Any other environmental, any bat studies been completed?

9:20:41 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace When expect those to conclude?

9:20:55 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How storm water and runoff be addressed?

9:21:10 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Who develop plan, be the EPC?

9:21:21 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Staff Request 2, Item 18, describe what contact had with FFA?

9:21:50 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Prior to construction, couple of months, within two or three months of this hearing?

9:22:06 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Lynn Bark Solar requesting deviation of setback of 2,000 feet?

9:22:17 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How many neighborhoods within 2,000 feet?

9:22:32 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace One on eastern side, is that Neighborhood 1?

9:22:40 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Neighborhood No. 2, on what side say on?

9:22:49 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How far exact distance project setback?

9:23:12 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Attachment E, Staff Request 2, Item 20, closest residence to project boundary 477 feet, accurate?

9:23:38 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Neighborhood 1 actual trailer park?

9:23:42 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Know elevation difference for Neighborhood 1?

9:23:49 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What is elevation for Neighborhood 2?

9:23:57 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Been attempt reach out to residents about facility and if had issues?

9:24:09 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Any plans to reach out to those neighbors?

9:24:18 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Sending letters, sending email?

9:24:32 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Know distance from closest nonparticipating property to fence line, panel, inverter, substation?

9:24:55 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Asking in a post-hearing data request?

9:24:58 AM Atty Sheely Lynn Bark Energy
Note: Sacre, Candace Ahn able to answer.

9:25:08 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Explain contact with executives in county?

9:25:28 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace How many meetings or phone calls with judge executive?

9:25:44 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Received complaints from nonparticipating landowners?

9:25:51 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Representative gone door to door?

9:26:10 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace At public meeting, how many residents attended?

9:26:23 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What type of concerns residents have at that time?

9:26:41 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Any requests from community to change layout of plan?

9:26:52 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Lynn Bark have employees?

9:26:58 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Who will hire employees for construction?

9:27:09 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Who employ EPC?

9:27:19 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Where are you in process of hiring EPC for project?

9:27:32 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Possible same EPC used for Martin County project currently?

9:27:40 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Distance between this project and Martin County project?

9:27:54 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace EPC contractor ensure mitigation measures followed during construction?

9:28:08 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace EPC contractor be outside hire from Savion or have own internal EPC within Savion?

9:28:29 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What company employ individual for ensuring compliance during construction?

9:28:39 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What company employ individuals ensuring compliance during operations?

9:28:48 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Savion employ all employees besides EPC, developer employed by Savion?

9:29:07 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace According to Staff Request 2, Question 14, Lynn Bark Energy 100% owned by Savion LLC?

9:29:19 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Savion 100% owned by Shell Energy US LLC?

9:29:27 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Environmental Violation Record, when provided in record only include Lynn Bark and Savion, did that include Shell New Energies US LLC?

9:29:53 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Does Shell have any type of environmental violations?

9:30:02 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Any pending judicial hearings?

9:30:11 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Again, Lynn Bark Energy or Savion not have environmental violations?

9:30:29 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Lynn Bark Energy not requesting approval for transmission line?

9:30:37 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Where is project in interconnection process?

9:30:49 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Provide that in the record?

9:30:54 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What about system impact study?

9:31:04 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace What think wattage and length transmission line going to be?

9:31:19 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace PPA executed?

9:31:27 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Leases contain decommissioning obligation?

9:31:41 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Plans to enter into IRB or PILOT agreement with Martin County?

9:32:00 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Spoken to local representatives and direction want to head?

9:32:15 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace According to Staff Request 1, Item 16, not possible to know how many workers be employed, look at Martin County similar to this project, how many local workers hired?

9:32:45 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Effort to hire local workers?

9:32:55 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace 573 new jobs in Martin County, most be construction jobs?

9:33:06 AM Staff Atty Carr PSC - witness Lemoine
Note: Sacre, Candace Most be workers in Martin County or bring in workers outside Martin County?

9:33:25 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	Are jobs there prior to project beginning will let residents know of opportunity to work?
9:33:44 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	How many full-time positions for this project?
9:33:54 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	Full-time or part-time positions?
9:33:59 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	Describe to Siting Board what complaint resolution program look like?
9:34:29 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	Time period where contact you, what amount of time to try to rectify problem?
9:34:53 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	Residents able go directly to website and name and telephone number be there?
9:35:06 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	Prior to construction before generation, when have program on website?
9:35:28 AM	Staff Atty Carr PSC - witness Lemoine Note: Sacre, Candace	As far as roads, committed to working with Martin County Roads to repair damage done?
9:35:55 AM	Chairman Hatton Note: Sacre, Candace	Deputy Secretary Lyons?
9:36:03 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Examination. Developed Martin County Solar, Savion developed that project?
9:36:20 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	200-megawatt project, then bifurcated into two 100-megawatt projects?
9:36:40 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Construction has begun?
9:36:46 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Since no geotech survey Lynn Bark, similar geology, what learned about project that may apply here?
9:37:52 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Plan to auger in piles at site, came to pass or driven and stability of those, concerned about hollow fills, really deep, not lot of stability, learned anything about that from other site?
9:39:28 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Discussion of items not get in record if document after hearing, moving on to oil and gas, 17 oil and gas wells in project footprint?
9:40:03 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Gathering lines on top of ground or buried?
9:40:15 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Going to do setback on each well of 50 feet?
9:40:27 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Fifty-foot radius?
9:40:30 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	How avoid gathering lines?
9:40:43 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Mineral rights, talked to folks that own?
9:41:01 AM	Board Member Lyons - witness Lemoine Note: Sacre, Candace	Plan on getting an agreement, not come in and want to drill another well?

9:41:32 AM Board Member Lyons - witness Lemoine
Note: Sacre, Candace Pollinators, soil not quality enough to plant area, referred to existing area, what is intended ground cover under panels?

9:42:20 AM Board Member Lyons - witness Lemoine
Note: Sacre, Candace Something have to plant?

9:42:33 AM Board Member Lyons - witness Lemoine
Note: Sacre, Candace Save trees for Ahn, appropriate?

9:43:10 AM Chairman Hatton
Note: Sacre, Candace Board Member Hammock?

9:43:23 AM Board Member Hammock - witness Lemoine
Note: Sacre, Candace Examination. Know Lynn Bark plans pay competitive wages for operations positions?

9:43:33 AM Board Member Hammock - witness Lemoine
Note: Sacre, Candace Operators hired locally or externally?

9:44:00 AM Chairman Hatton
Note: Sacre, Candace Questions?

9:44:29 AM Commissioner Regan - witness Lemoine
Note: Sacre, Candace Examination. Full-time employed in Martin County or oversee projects across state?

9:44:54 AM Commissioner Regan - witness Lemoine
Note: Sacre, Candace Is there operations center that Savion has that monitors sites?

9:45:17 AM Commissioner Regan - witness Lemoine
Note: Sacre, Candace If having issue during construction and after, have your phone number?

9:45:28 AM Commissioner Regan - witness Lemoine
Note: Sacre, Candace Dispatch technical help then as well?

9:45:40 AM Commissioner Regan - witness Lemoine
Note: Sacre, Candace Have projects in Florida?

9:46:00 AM Commissioner Regan - witness Lemoine
Note: Sacre, Candace As have seen climate disasters, data on how solar panels fared during hurricane or in North Carolina, relooking at securing those?

9:46:35 AM Chairman Hatton
Note: Sacre, Candace Commissioner Stacy?

9:46:37 AM Commissioner Stacy - witness Lemoine
Note: Sacre, Candace Examination. Who are landowners?

9:46:54 AM Commissioner Stacy - witness Lemoine
Note: Sacre, Candace Estimated life of project?

9:47:02 AM Commissioner Stacy - witness Lemoine
Note: Sacre, Candace What length of lease?

9:47:14 AM Commissioner Stacy - witness Lemoine
Note: Sacre, Candace Information provided where homes close are located, looks like glare focused away from homes?

9:48:00 AM Commissioner Stacy - witness Lemoine
Note: Sacre, Candace 300 feet below panels?

9:48:05 AM Commissioner Stacy - witness Lemoine
Note: Sacre, Candace Looks like panels aimed away from homes?

9:48:25 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Examination. Asked questions about Savion and Lynn Bark, Lynn Bark no employees?

9:48:41 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Assets Lynn Bark own other than permit and leases?

9:48:52 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Structure Shell Energy and Savion used before just to get local company only for having permits and leases?

9:49:05 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace How many projects Shell Energy or Savion have elsewhere and in Kentucky?

9:49:32 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace How soon other Martin County project up and operating?

9:49:42 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace No current IRB or PILOT with Martin County, something discuss?

9:49:52 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Offer to Martin County in lieu of local tax revenue?

9:49:58 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace What is purpose, ensure steady stream rather than varying, benefit to locals doing it that way?

9:50:11 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Something count on and know what's coming in?

9:50:16 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Anticipated be in place entire 35-40 years?

9:50:24 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace As yet, no purchase power agreement, anticipate have one?

9:50:35 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Likely Kentucky Power?

9:50:43 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Someone else better testify?

9:50:57 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace When have final layout site plan submitted?

9:51:13 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace What about final project transmission line, when might see that?

9:51:36 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Know had at least one prior project in this county, know may not be easy?

9:52:05 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Unless using existing line?

9:52:14 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Mineral rights title research, have issues with that last project?

9:52:22 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Wholly owned by one company, likely research done and cleared?

9:52:40 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Seems important get done quickly?

9:52:55 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Asked about hire local workers, attempt will be made?

9:53:09 AM Chairman Hatton - witness Lemoine
Note: Sacre, Candace Intend purchase materials from local vendors?

9:53:25 AM Chairman Hatton
Note: Sacre, Candace Redirect?

9:53:30 AM Chairman Hatton
Note: Sacre, Candace Questions on confidential record.

9:54:28 AM Private Mode Activated

9:54:28 AM Private Recording Activated

9:59:19 AM Normal Mode Activated

9:59:19 AM Public Recording Activated

9:59:23 AM Chairman Hatton
Note: Sacre, Candace Back on public record.

9:59:30 AM Chairman Hatton
Note: Sacre, Candace Any questions about confidential material?

9:59:43 AM	Chairman Hatton Note: Sacre, Candace	Redirect?
9:59:54 AM	Chairman Hatton Note: Sacre, Candace	Next witness?
9:59:57 AM	Atty Sheely Lynn Bark Energy Note: Sacre, Candace	Joshua Crumpler.
10:00:18 AM	Chairman Hatton Note: Sacre, Candace	Witness is sworn.
10:00:27 AM	Chairman Hatton - witness Crumpler Note: Sacre, Candace	Examination. Name and address?
10:00:50 AM	Atty Sheely Lynn Bark Energy - witness Crumpler Note: Sacre, Candace	Direct Examination. Tell us employer?
10:00:59 AM	Atty Sheely Lynn Bark Energy - witness Crumpler Note: Sacre, Candace	Position?
10:01:06 AM	Atty Sheely Lynn Bark Energy - witness Crumpler Note: Sacre, Candace	Describe what means do with respect to Savion's projects?
10:01:26 AM	Atty Sheely Lynn Bark Energy - witness Crumpler Note: Sacre, Candace	Doing those responsibilities relative to Lynn Bark project?
10:01:35 AM	Atty Sheely Lynn Bark Energy - witness Crumpler Note: Sacre, Candace	Do some similar responsibilities with Martin County?
10:01:51 AM	Atty Sheely Lynn Bark Energy - witness Crumpler Note: Sacre, Candace	Prepared to testify about those topics?
10:02:00 AM	Chairman Hatton Note: Sacre, Candace	Counsel?
10:02:03 AM	Staff Atty Carr PSC - witness Crumpler Note: Sacre, Candace	Cross Examination. Total acreage 1,514, only 614 acres built upon, why is that?
10:02:36 AM	Staff Atty Carr PSC - witness Crumpler Note: Sacre, Candace	How high panels be from ground?
10:02:50 AM	Staff Atty Carr PSC - witness Crumpler Note: Sacre, Candace	What be spacing between each panel?
10:03:28 AM	Chairman Hatton Note: Sacre, Candace	Deputy Secretary Lyons?
10:03:35 AM	Board Member Lyons - witness Crumpler Note: Sacre, Candace	Examination. Hollow fills and what learned at Martin County, anything tell Siting Board what learned there?
10:04:58 AM	Board Member Lyons - witness Crumpler Note: Sacre, Candace	More stability of areas withstand heavy weights, area avoided and intend avoid on Lynn Bark for heavy load?
10:06:14 AM	Board Member Lyons - witness Crumpler Note: Sacre, Candace	Gathering lines that will be buried, have those mapped and will avoid those?
10:07:35 AM	Board Member Lyons - witness Crumpler Note: Sacre, Candace	Martin County site, permitting for site, sought to change land use with Cabinet?
10:08:30 AM	Chairman Hatton Note: Sacre, Candace	Questions?
10:09:05 AM	Commissioner Regan - witness Crumpler Note: Sacre, Candace	Examination. Have data on solar panels and how faring in tornado or climate event?
10:10:09 AM	Chairman Hatton - witness Crumpler Note: Sacre, Candace	Examination. These panels are at least 1500 feet from residential area, how close to nearest house?

10:10:40 AM	Chairman Hatton - witness Crumpler Note: Sacre, Candace	At least 1500 feet from nearest house?
10:10:46 AM	Chairman Hatton - witness Crumpler Note: Sacre, Candace	Not be probably within line of sight of any houses?
10:10:58 AM	Chairman Hatton - witness Crumpler Note: Sacre, Candace	Are panels fixed or tilting?
10:11:10 AM	Chairman Hatton - witness Crumpler Note: Sacre, Candace	Glare study remain constant if panels not tilt?
10:11:41 AM	Chairman Hatton Note: Sacre, Candace	Questions?
10:11:52 AM	Chairman Hatton Note: Sacre, Candace	Redirect?
10:12:20 AM	Chairman Hatton Note: Sacre, Candace	Next witness?
10:12:24 AM	Atty Sheely Lynn Bark Energy Note: Sacre, Candace	Justin Ahn.
10:12:33 AM	Chairman Hatton Note: Sacre, Candace	Witness is sworn.
10:12:44 AM	Chairman Hatton Note: Sacre, Candace	Does he have same materials?
10:12:53 AM	Atty Sheely Lynn Bark Energy - witness Ahn Note: Sacre, Candace	Direct Examination. State employer?
10:13:00 AM	Atty Sheely Lynn Bark Energy - witness Ahn Note: Sacre, Candace	Third-party consultant?
10:13:06 AM	Atty Sheely Lynn Bark Energy - witness Ahn Note: Sacre, Candace	Title?
10:13:10 AM	Atty Sheely Lynn Bark Energy - witness Ahn Note: Sacre, Candace	What do with regard to Lynn Bark Energy Center?
10:13:24 AM	Atty Sheely Lynn Bark Energy - witness Ahn Note: Sacre, Candace	Under contract with Savion to do studies and work?
10:13:36 AM	Chairman Hatton Note: Sacre, Candace	Counsel?
10:13:38 AM	Staff Atty Carr PSC - witness Ahn Note: Sacre, Candace	Cross Examination. Update regarding wetlands delineation report?
10:13:58 AM	Staff Atty Carr PSC - witness Ahn Note: Sacre, Candace	When finalized, provide that for record for this case?
10:14:05 AM	Staff Atty Carr PSC - witness Ahn Note: Sacre, Candace	Describe for Siting Board types of trees or what removed as far as tree clearance?
10:14:30 AM	Chairman Hatton - witness Ahn Note: Sacre, Candace	Examination. Say invasives or noninvasives?
10:14:58 AM	Chairman Hatton - witness Ahn Note: Sacre, Candace	Why invasive species be chosen?
10:15:05 AM	Board Member Lyons - witness Ahn Note: Sacre, Candace	Examination. Bat roost tree not have to be very big, not take long for certain trees get to that size, comment on that?
10:17:30 AM	Board Member Lyons - witness Ahn Note: Sacre, Candace	Encourage contact Nature Preserves and run Kentucky Biological Assessment Tool KY-BAT, more thorough than IPaC, specialize in endangered plants, encourage do that as well.
10:18:41 AM	Chairman Hatton Note: Sacre, Candace	Questions?

10:18:48 AM	Commissioner Stacy - witness Ahn Note: Sacre, Candace	Examination. Rolls of tape on property, somebody farming, do you know kind of growth is on open area?
10:19:51 AM	Commissioner Stacy - witness Ahn Note: Sacre, Candace	Is that majority of what cut, around edge of perimeter?
10:20:08 AM	Chairman Hatton Note: Sacre, Candace	Redirect?
10:20:15 AM	Chairman Hatton Note: Sacre, Candace	Next witness?
10:20:28 AM	Atty Sheely Lynn Bark Energy Note: Sacre, Candace	Tony Agresti.
10:20:39 AM	Chairman Hatton Note: Sacre, Candace	Witness is sworn.
10:20:56 AM	Chairman Hatton - witness Agresti Note: Sacre, Candace	Examination. Name and address?
10:21:29 AM	Atty Sheely Lynn Bark Energy - witness Agresti Note: Sacre, Candace	Direct Examination. Tell us work performed relative to Lynn Bark Energy?
10:21:50 AM	Chairman Hatton Note: Sacre, Candace	Staff Counsel?
10:21:54 AM	Staff Atty Carr PSC - witness Agresti Note: Sacre, Candace	Cross Examination. What type of noise mitigation measures used?
10:22:31 AM	Chairman Hatton Note: Sacre, Candace	Questions?
10:23:10 AM	Chairman Hatton - witness Agresti Note: Sacre, Candace	Examination. Correct assuming majority of noise issues come from pile driving?
10:23:51 AM	Chairman Hatton - witness Agresti Note: Sacre, Candace	As far as ongoing operation, only noise be from transmission or inverters?
10:24:11 AM	Chairman Hatton - witness Agresti Note: Sacre, Candace	At 1500 feet away, nearest residents probably not notice?
10:24:48 AM	Chairman Hatton - witness Agresti Note: Sacre, Candace	Further away, higher elevation, anything do less noisy than coal mine that used to be there?
10:25:03 AM	Chairman Hatton - witness Agresti Note: Sacre, Candace	How become a noise expert?
10:25:38 AM	Chairman Hatton Note: Sacre, Candace	Redirect?
10:25:54 AM	Chairman Hatton Note: Sacre, Candace	Next witness?
10:26:50 AM	Atty Sheely Lynn Bark Energy Note: Sacre, Candace	Erich Miarka.
10:27:03 AM	Chairman Hatton Note: Sacre, Candace	Witness is sworn.
10:27:13 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Examination. Name and address?
10:27:26 AM	Atty Sheely Lynn Bark Energy - witness Miarka Note: Sacre, Candace	Employer?
10:27:30 AM	Atty Sheely Lynn Bark Energy - witness Miarka Note: Sacre, Candace	Title?
10:27:33 AM	Atty Sheely Lynn Bark Energy - witness Miarka Note: Sacre, Candace	What was involvement with Lynn Bark Energy?

10:27:55 AM	Atty Sheely Lynn Bark Energy - witness Miarka Note: Sacre, Candace	Continued to remain involved in and aware as development progressed?
10:28:08 AM	Chairman Hatton Note: Sacre, Candace	Counsel?
10:28:10 AM	Staff Atty Carr PSC - witness Miarka Note: Sacre, Candace	Cross Examination. Explain what were some residents' concerns about project?
10:29:09 AM	Staff Atty Carr PSC - witness Miarka Note: Sacre, Candace	How many public meetings have?
10:29:18 AM	Staff Atty Carr PSC - witness Miarka Note: Sacre, Candace	Are lead developer for Martin County project, when expected start construction?
10:29:41 AM	Staff Atty Carr PSC - witness Miarka Note: Sacre, Candace	Update Siting Board about negotiations as far as where are with purchase power agreement?
10:30:37 AM	Chairman Hatton Note: Sacre, Candace	Deputy Secretary Lyons?
10:30:44 AM	Board Member Lyons - witness Miarka Note: Sacre, Candace	Examination. Post-mining land use, engaged Cabinet on changing that?
10:31:30 AM	Board Member Lyons - witness Miarka Note: Sacre, Candace	Any other comments you might have about geotech or construction?
10:35:45 AM	Chairman Hatton Note: Sacre, Candace	Mr. Hammock?
10:35:51 AM	Board Member Hammock - witness Miarka Note: Sacre, Candace	Examination. Completed hiring of permanent operators for Martin County and how that inform process for this facility?
10:37:10 AM	Chairman Hatton Note: Sacre, Candace	Questions?
10:37:29 AM	Commissioner Regan - witness Miarka Note: Sacre, Candace	Examination. Had one public meeting?
10:37:32 AM	Commissioner Regan - witness Miarka Note: Sacre, Candace	Plan have some public meetings as ramp up construction?
10:39:23 AM	Chairman Hatton Note: Sacre, Candace	Commissioner Stacy?
10:39:25 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	Examination. Refresh memory about number of acres involved here?
10:39:44 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	How much of that suspect be on fill?
10:40:28 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	Know when last mining done?
10:40:31 AM	Camera Lock PTZ Activated	
10:40:36 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	So been 30 years?
10:40:41 AM	Camera Lock Deactivated	
10:41:08 AM	Camera Lock PTZ Activated	
10:41:37 AM	Camera Lock Deactivated	
10:41:38 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Examination. Not normally have benefit having another one in same county and done by same company, lessons learned make this one smoother, know how many local people able hire from Martin County?

10:43:33 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	When will construction begin on Lynn Bark?
10:43:41 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Not be continuous job?
10:43:56 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Why is that?
10:44:05 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Ongoing employees beyond construction, two local be working in Inez on Martin County project?
10:44:27 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Change be who their employer?
10:44:37 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Be same two people for both projects?
10:45:05 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Operation and maintenance job?
10:45:12 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	What is approximate pay?
10:45:21 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	What qualifications those jobs be?
10:45:51 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Learning from site next door, issues discovered later with wildlife or bats not anticipated?
10:46:14 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Wild horses?
10:46:58 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Assume called 8-1-1?
10:47:02 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Sometimes private lines or unmarked?
10:47:45 AM	Chairman Hatton Note: Sacre, Candace	Questions?
10:48:02 AM	Board Member Ayers - witness Miarka Note: Sacre, Candace	Examination. Based on U of L report, estimate is 573 jobs, how compare with expectation going in to project?
10:49:40 AM	Board Member Ayers - witness Miarka Note: Sacre, Candace	As far as total jobs, 420 workers is impact for us, what was expectation going into that project, was more or less than expected?
10:51:42 AM	Board Member Lafferty - witness Miarka Note: Sacre, Candace	Examination. PILOT, something used throughout Kentucky or fairly new?
10:53:17 AM	Board Member Lafferty - witness Miarka Note: Sacre, Candace	Said earlier could have done better hiring local, ended up 47 people, why so low, something we might do better prepare for next project ensure more Martin Countians hired?
10:54:30 AM	Board Member Lafferty - witness Miarka Note: Sacre, Candace	If recall, be that Martin County have 250-300 hired locally?
10:56:07 AM	Staff Atty Carr PSC - witness Miarka Note: Sacre, Candace	Recross Examination. EPC in charge of hiring or someone from Savion helping with hiring?
10:56:52 AM	Staff Atty Carr PSC - witness Miarka Note: Sacre, Candace	Be someone from Savion this time around more concerted effort more residents actually being hired?
10:58:41 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Examination. Mentioned company BayWa r.e. experiencing bankruptcy event, familiar with that?

10:59:05 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Capacity be operating in this company?
10:59:12 AM	Chairman Hatton - witness Miarka Note: Sacre, Candace	Who going to do this long-term, real concern, exactly what role be and whether be with bankrupt entity?
10:59:45 AM	Commissioner Regan - witness Miarka Note: Sacre, Candace	Examination. Might have questions in a DR, respond to those?
11:00:10 AM	Chairman Hatton Note: Sacre, Candace	Commissioner Stacy?
11:00:12 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	Examination. Jobs created during construction, what was average pay?
11:00:49 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	When talk about prevailing wage, that region?
11:00:54 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	What about benefits?
11:01:15 AM	Board Member Ayers Note: Sacre, Candace	One follow-up, maybe comment, 87 hires during peak construction, 87 out of 420, displaced workers in region, something wrong with recruitment efforts if only had 87 Kentuckians employed out of 420.
11:03:41 AM	Commissioner Regan - witness Miarka Note: Sacre, Candace	Examination. If skill set lacking, Savion or EPC willing to train if located in that area?
11:04:30 AM	Commissioner Stacy - witness Miarka Note: Sacre, Candace	Examination. Know how many people from Martin County applied for job, important to know?
11:06:50 AM	Chairman Hatton Note: Sacre, Candace	Redirect?
11:07:55 AM	Chairman Hatton Note: Sacre, Candace	Outstanding motions.
11:08:18 AM	Chairman Hatton Note: Sacre, Candace	Final Order.
11:08:26 AM	Chairman Hatton Note: Sacre, Candace	Post-hearing data requests.
11:08:51 AM	Chairman Hatton Note: Sacre, Candace	Briefs.
11:09:37 AM	Chairman Hatton Note: Sacre, Candace	Hearing adjourned.
11:09:48 AM	Session Ended	

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