

Andy Beshear
Governor

John Lyons
Secretary
Energy and Environment Cabinet



Angie Hatton
Chair

Commonwealth of Kentucky
**Kentucky State Board on Electric
Generation and Transmission Siting**
211 Sower Blvd.
Frankfort, Kentucky 40601-8294
Telephone: (502) 564-3940
psc.ky.gov

October 15, 2026

PARTIES OF RECORD

Re: CASE NO. 2026-00256

Notice is given to all parties that the enclosed letter to Governor Beshear requesting ad hoc appointment has been filed into the record of this proceeding.

If you have any comments you would like to make regarding the contents of the document, please do so within five days of receipt of this letter. If you have any questions, please contact Nicole Carr, Staff Attorney III, at Nicole.Carr@ky.gov.

Sincerely,

A handwritten signature in blue ink that reads "Justin McNeil".

Justin McNeil
Executive Director
On behalf of

The Kentucky State Board on Electric
Generation and Transmission Siting

Enclosure

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October 13, 2026

Hon. Governor Andy Beshear
700 Capitol Avenue, Suite 100
Frankfort, Kentucky 40601

Re: Siting Board Case No. 2026-00256

Dear Governor Beshear:

As the Chair of the Kentucky Public Service Commission (PSC), I also serve as the Chair of the Kentucky State Board on Electric Generation and Transmission Siting (Siting Board). Therefore, it is my duty to inform you that, on September 25, 2026, the Siting Board received a Notice of Intent from South Fork Solar, LLC requesting a certificate to construct an approximately 45-megawatt merchant electric solar photovoltaic generating facility in Nicholas County, Kentucky.

The five permanent members of the Siting Board are the Chairman, Vice Chairman, and Commissioner of the PSC; the Secretary of the Energy and Environment Cabinet (or her designee);¹ and the Secretary of the Economic Development Cabinet (or his designee).²

In accordance with KRS 278.702(1)(d), I am requesting that you please make the requisite appointments to the Siting Board for this matter. I have enclosed a copy of the Notice of Intent in this matter that should help inform who may be appointed.

Any questions regarding this case may be directed either to me or Nicole Carr, Staff Attorney, at (502) 782-3259. Thank you for your time and attention to this matter.

Sincerely,

A handwritten signature in blue ink, appearing to be "AH", written over the printed name and title.

Angie Hatton
Chair

Enclosure Notice of Intent

¹ Secretary John Lyons has designated Tony R. Hatton as his designee for this matter.

² Secretary Jeff Noel has designated Keaton Lowe as his designee for this matter.



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J.E.B. Pinney
Member
jpinney@sturgillturner.com

September 25, 2026

Kentucky State Board on Electric Generation and Transmission Siting
Kentucky Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601

Re: Case No. 2026-00256: Notice of Intent to File Application of South Fork Solar, LLC for a Certificate of Construction for an approximately 45-Megawatt Merchant Electric Solar Photovoltaic Generating Facility in Nicholas County, Kentucky pursuant to KRS 278.700, *et seq.*, and 807 KAR 5:110

To Whom It May Concern:

South Fork Solar, LLC ("South Fork") hereby submits for filing this Notice of Intent to file an application for a Certificate of Construction for an approximately 45 MW solar facility ("South Fork Solar Project").

- a. The name, address and telephone number of the person who intends to file the application is:

South Fork Solar, LLC
Heelstone Renewable Energy, LLC
555 Mangum Street, Suite 400
Durham, North Carolina 27701
Phone: (360) 280-7686
Attention: Codey Paulsen, Senior Associate Development Project Manager
Email: cpaulsen@heelstoneenergy.com

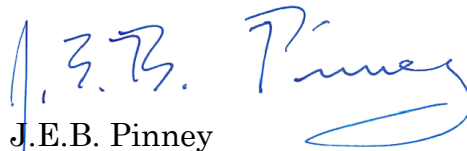
- b. The proposed construction is briefly described as follows:

The facility will be located on approximately 315 acres of privately owned land and consist of solar photovoltaic panels and associated racking (approximately 45 MW), inverters, electric equipment, project substation and transformer, utility switching station, transmission line, underground electrical collection lines, and related equipment, all with appropriate fencing surrounding the project area.

- c. The Project is proposed to be located within approximately 315 acres of private land Nicholas County, Kentucky with a street address of 3750 Carpenter Pike Road, Carlisle, Kentucky 40311. The site is an unincorporated area, approximately 2 miles east of the City of Millersburg and 3 miles west of the City of Carlisle. The approximate center of the Project boundary is located at 38.305091, -84.098472.
- d. There is no planning commission with jurisdiction over this site.
- e. No planning and zoning commission in Nicholas County has enacted a valid ordinance setting forth setback requirements, and therefore, no setbacks must be required to be disclosed pursuant to KRS 278.706(2)(d).¹
- f. There are no residential neighborhoods, schools, hospitals, or nursing home facilities within 2,000 feet of the Project, and therefore, the applicant will not need to request a deviation from the setback requirements found in KRS 278.704(2).

Thank you for accepting this Notice of Intent to File Application. Please feel free to contact me if you have any questions or need further information.

Very truly yours,
STURGILL, TURNER, BARKER, &
MOLONEY PLLC


J.E.B. Pinney

¹ The Nicholas County Fiscal Court enacted an ordinance in June 2024 establishing, among other things, setback requirements for solar merchant electric generating facilities. The ordinance is not applicable to the Project because Nicholas County has not adopted county-wide planning and zoning pursuant to KRS 278.100. *See, Clover Creek Solar Project, LLC v. Breckinridge Cnty. Fiscal Ct.*, No. 2025-CA-0983-MR, 2026 WL 1501061 (Ky. App. May 29, 2026), *petition for discretionary review filed*, (June 25, 2026) (No. 2026-SC-0263).

Service List for Case 2026-00256

* James W Gardner
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333 West Vine Street
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* JEB Pinney
Sturgill, Turner, Barker & Moloney, PLLC
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