



Commonwealth of Kentucky
Environmental and Public Protection Cabinet
Kentucky State Board on Electric Generation and Transmission Siting
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460

Contact: Andrew Melnykovich
(502) 564-3940 x208
(502) 330-5981 (cell)

SITING BOARD RECEIVES APPLICATION FOR PLANT IN ESTILL COUNTY

FRANKFORT, Ky. (June 17, 2004) – The Kentucky State Board on Electric Generation and Transmission Siting has received an application requesting a construction certificate for a generating plant in Estill County that would sell electricity on the open, wholesale market. A review completed today determined that the application is complete as submitted on Monday, June 14.

Estill County Energy Partners, LLC has applied to build a 110-megawatt plant on a site near Irvine. The plant would be located on 28 acres of a 505-acre site previously used for coal preparation and would burn waste coal now stockpiled at the site. The application and related documents are available on the Siting Board Web site:

http://psc.ky.gov/agencies/psc/siting_board/merchant.htm

Under the law passed earlier in 2002 by the Kentucky General Assembly, the Siting Board has 120 days after an application is deemed complete to decide whether to approve that application. The law and associated regulations set certain requirements and deadlines for public participation in the review process. Those are:

- Persons or entities with an interest in the case may apply to the Siting Board to become parties to the case (intervenors). Intervenors are full participants in the case, with the right to request information from the applicant or other parties to the case and to cross-examine witnesses in the evidentiary hearing. Intervenors are not required to reside in the county in which the facility is proposed. Requests for intervenor status must be made in writing to the Siting Board at the above address within 30 days of the filing of a complete application. **The deadline in the Estill County Energy Partners case is July 14, 2004.**

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- A formal evidentiary hearing may be held at the request of parties to the case or on motion of the Siting Board. Participation in the hearing is limited to the applicants and to parties to the case. Testimony is taken under oath. Requests for a formal hearing must be made in writing to the Siting Board at the above address within 30 days of the filing of a complete application. **The deadline in the Estill County Energy Partners case is July 14, 2004.**
- A local public hearing will be held if requested by a local government entity and may be held if requested by at least three residents of the county in which the facility is proposed. The local public hearing would provide an opportunity for the general public to be heard by the Siting Board in an informal setting. Requests for an informal local public hearing must be made in writing to the Siting Board at the above address within 30 days of the filing of a complete application. **The deadline in the Estill County Energy Partners case is July 14, 2004.**

More information on the public participation process is available on the Siting Board web site. Any hearings in the case will be announced as they are scheduled.

The Siting Board has processed three applications thus far. In 2002, a construction certificate was granted to Kentucky Mountain Power, LLC for a 520-MW coal-burning facility in Knott County. In 2003, the Siting Board granted conditional certificates to Kentucky Pioneer Energy, LLC, which has proposed to build a 540-MW synthetic gas-fueled generating facility in Clark County, and to Thoroughbred Generating Company for a 1,500-megawatt coal-burning plant to be built near Central City in Muhlenberg County.

The case number for Estill County Energy Partners is 2002-00172.

The Siting Board is an agency within the Environmental and Public Protection Cabinet. It is charged with reviewing applications for merchant power plants, also known as independent power producers, that sell electricity on the wholesale, unregulated market.

The Siting Board consists of the three members of the Kentucky Public Service Commission (PSC), the secretary of the Kentucky Environmental and Public Protection Cabinet or her designee, the secretary of Kentucky Economic Development Cabinet or his designee, and two local members appointed by the Governor for each case. The chairman of the PSC serves as chairman of the Siting Board.

The PSC's 110 employees provide staff and administrative support to the Siting Board.