

**CODE CASE****FILE #: 26-002893****COUNTY ROAD 65 FOLEY AL 36535**

THE LAND OUTSIDE THE FENCE, ALONG NEIGHBORING PROPERTIES, HAS BEEN LEFT NEGLECTED AND UNMAINTAINED. AT TIMES, IT HAS GROWN TO 4 OR 5 FEET TALL IN CERTAIN SPOTS. THIS OVERGROWTH NOT ONLY TURNS THE SOLAR FARM INTO AN EYESORE BUT ALSO EXTENDS THE DISARRAY TO OUR NEIGHBORHOOD'S VIEW. ADDITIONALLY, THE UNCHECKED GRASS AND WEEDS HAVE CREATED AN IDEAL HABITAT FOR UNWANTED RODENTS. WE CONSTANTLY S ...

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FILE INFORMATION	PROPERTY INFORMATION
 Complaint Description The land outside the fence, along neighboring properties, has been left neglected and unmaintained. At times, it has grown to 4 or 5 feet tall in certain spots. This overgrowth not only turns the solar farm into an eyesore but also extends the disarray to our neighborhood's view. Additionally, the unchecked grass and weeds have created an ideal habitat for unwanted rodents. We constantly see an increase in field	 Property Address ▼ County Rc ▼ Q
	Foley AL 36535
	Parcel # multiple parcels
	Owner Name WHC Energy (June 2026)
	Owner Address
	Owner Phone
	Legal Description
	Approximate Location CR 65 between CR 12 and HWY 98
Type Code Complaint ▼	
Status Open ▼	
Open Date 06/08/2026	
Close Date	
Disposition ▼	
Department Environmental ▼	
Responsible User Jackie McGonigal ▼ ...	
Priority ▼	

QUICK LINKS: Baldwin County Map Property Search Deed Search

PIN #

Subdivision

COMPLAINT (TO BE COMPLETED BY CITY STAFF)


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ACTIVITY TYPE	ASSIGNED TO	ASSIGNED	DUE	COMPLETED	STATUS	
Council Decision	Jackie McGonigal	07/17/2026	07/27/2026			
Add to the 8/3 council agenda by 7/27 JM						
Complaint Follow-Up	Jackie McGonigal	06/08/2026	07/20/2026	07/17/2026	Violation(s)	
The trees and shrubs should be ordered by now and in the process of planting along the north, east, and southeast buffers • Violation - Action Needed: The buffers around this property still have not been cut / properly maintained despite the City being told the property owner has hired Kent's Landscaping to do the maintainance and tree plantings within the buffer. The submitted timeline for landscaping and maintainance has been uploaded to the Documents tab - property has not followed timelines and has changed ownership multiple times throughout the term of the issued LDP. Moving to Council Decision for abatement.						
Complaint Follow-Up	Jackie McGonigal	06/08/2026	06/15/2026	06/16/2026	Under Review	
Kent's Landscaping should be done with bushhogging JM • This property has had a buffer cut on the south property line, has been bishhogged along the east property line of CR 65, and looks like it is in the process of being bushhogged on the north property line. The weather has been extremely rainy on and off over the last two weeks - this has likely interferred with landscaping.						
Code Enforcement Inspection	Jackie McGonigal	06/08/2026	06/08/2026	06/05/2026	Violation(s)	
see Documents tab for uploaded email thread JM						



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	SOURCE	FILE NAME	CREATED	CREATED	SIZE	
	Photos - Site Inspection	IMG_1687.jpeg	Jackie M cGonigal	07/17/2026	1,833 KB	 
		Solar Farm buffer has not maintained along the east prpoerty line as agreed upon				
	Photos - Site Inspection	IMG_1685.jpeg	Jackie M cGonigal	07/17/2026	8,634 KB	 
		Solar Farm buffer along the north property line has not been maintained as agreed upon				
	Photos - Site Inspection	IMG_1689.jpeg	Jackie M cGonigal	07/17/2026	2,838 KB	 
		Solar Farm buffer along the southeast property line has not been maintained as agreed upon				
	Email	City of Foley Mail - current owner to City of Foley __ Nofar_ 24-4001 PGR Foley PV Array.pdf	Jackie M cGonigal	06/08/2026	142 KB	 
		City email synopsis Solar Farm scenario				
	Site Plan	20250609 - PGR Foley Landscape Design Rev2.pdf	Jackie M cGonigal	06/08/2026	10,409 KB	 
		Final Landscape Buffer Plan				
	Email	Kent's Landscaping Schedule for Foley PV Array Solar Farm 052726.pdf	Jackie M cGonigal	06/08/2026	200 KB	 
		Landscaping work schedule				
	Email	City of Foley Mail - Introduction_ City of Foley __ Nofar_ 24-4001 PGR Foley PV Array.pdf	Jackie M cGonigal	06/08/2026	186 KB	 
		Email from new owner				
	Documents	IMG_1403.jpg	Jackie M cGonigal	06/08/2026	2,191 KB	 

FILE NAME		SIZE				
	Documents IMG_1400.jpg	Jackie McGonigal	06/08/2026	2,974 KB		
	Documents IMG_1396.jpg	Jackie McGonigal	06/08/2026	2,503 KB		
	Documents IMG_1397.jpg	Jackie McGonigal	06/08/2026	3,741 KB		



Jackie McGonigal <jmcgonigal@cityoffoley.org>

Introduction: City of Foley <> Nofar: 24-4001 PGR Foley PV Array

Jackie McGonigal <jmcgonigal@cityoffoley.org>

Mon, Jun 8, 2026 at 12:22 PM

To: Michael Thompson <mthompson@cityoffoley.org>, Ralph Hellmich <rhellmich@cityoffoley.org>, Wayne Dyess <wdyess@cityoffoley.org>, Leslie Gahagan <lgahagan@cityoffoley.org>, Shawn Mitchell <smitchell@cityoffoley.org>

RE: Solar Farm on CR65 and citizen complaints

FYI: This email consolidates all the necessary information. A complaint file has been generated in CitizenServe, and this email thread will be uploaded there.

Ownership of the Solar Farm will change again. I spoke with Mason Bridges of WHC Energy Services (the current owner) this morning. He informed me that Nofar USA/Blue Sky Utility will soon be the new owners. I explained to Mason that maintaining the vegetated buffers along the solar farm's exterior fence line and keeping them compliant with City Ordinances ultimately remains the property owner's responsibility. I also requested a work schedule and planting timeline for the trees and shrubs that will complete the final landscaping (the Landscape Plan that was approved is attached here). The following is what was approved by the City in the landscape plans:

North buffer: 159 trees; 792 shrubs
East buffer: 80 trees; 399 shrubs
Southeast buffer: 298 trees; 1,487 shrubs

Plantings are to consist of the following species: Southern Magnolia, Little Gem Dwarf Magnolia, Live Oak, Wax Leaf, Oak Leaf Holly, Bottlebrush, Oleander, Virburnum, Loropetalum, and Podocarpus

Kent's Landscaping will start bushhogging the buffer zones tomorrow. I have attached a work schedule. Riviera Utilities is installing backup power for landscape irrigation. The trees and shrubs will be ordered in early July, and plants will be installed in phases over the summer. The final landscaped buffer is scheduled for completion by Sept. 4th, 2026.

Mason Bridges with WHC Energy will be the point of contact for another month. Then the following people will oversee this project/property management:

- Sheri Williams - Project Manager
- Gary Gamet - Chief Technology Officer
- Regev Goren - VP, Project Delivery

I hope this information helps get us all on the same page and can help us respond to citizen inquiry,

Jacqueline McGonigal
Environmental Manager
City of Foley Environmental Department
23030 Wolf Bay Drive, Foley, AL 36535
Office 251-923-4267
Cell 251-979-9710

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2 attachments



Kent's Landscaping Schedule for Foley PV Array Solar Farm 052726.pdf
196K



20250609 - PGR Foley Landscape Design Rev2.pdf
10166K



Jackie McGonigal <jmcgonigal@cityoffoley.org>

Introduction: City of Foley <> Nofar: 24-4001 PGR Foley PV Array

Sheri Williams <sheri.williams@blueskyutility.com>

Mon, Jun 8, 2026 at 12:33 PM

To: Jackie McGonigal <jmcgonigal@cityoffoley.org>, Mason Bridges <mbridges@whcenergyservices.com>

Cc: Gary Gamet <gary.gamet@blueskyutility.com>, Regev Goren <regev.goren@blueskyutility.com>, "Pascal LaLande, P.E." <plalande@whcenergyservices.com>, Shweta Suresh Nair <snair@whcenergyservices.com>

Hi Jacqueline,

Thank you for the quick response and for the clarification on the buffer lines and property ownership. We appreciate you keeping your team informed and working collaboratively with us as we move through this process.

We'll continue coordinating with Mason and Kent's landscaping to ensure vegetation stays within the required height and that the buffer planting and mowing schedule remains on track. Please don't hesitate to reach out if you need anything from our side.

Best regards,

Sheri Williams
Project Manager
Nofar USA / Blue Sky Utility
Powered by Nofar Energy

From: Jackie McGonigal <jmcgonigal@cityoffoley.org>

Sent: Monday, 08 June 2026 12:05:32

To: Mason Bridges <mbridges@whcenergyservices.com>

Cc: Sheri Williams <sheri.williams@blueskyutility.com>; Gary Gamet <gary.gamet@blueskyutility.com>; Regev Goren <regev.goren@blueskyutility.com>; Pascal LaLande, P.E. <plalande@whcenergyservices.com>; Shweta Suresh Nair <snair@whcenergyservices.com>

Subject: Re: Introduction: City of Foley <> Nofar: 24-4001 PGR Foley PV Array

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

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Jackie McGonigal <jmcgonigal@cityoffoley.org>

Solar farm CR65 Foley AL: overgrown vegetation / planted buffer

Jackie McGonigal <jmcgonigal@cityoffoley.org>

Mon, Jul 27, 2026 at 2:51 PM

To: Sheri Williams <sheri.williams@blueskyutility.com>

Good afternoon, Sheri,

This property is still in violation of our city ordinances regarding overgrown vegetation. We continue to receive complaints and after multiple inspections, the property is not being maintained to the required standard. The landscaper (Kent's) has not followed through with mowing or planting the required buffer. Our city ordinances require grass and weeds to be less than 10" in height. The permitting that was pulled for this project dictated a planted buffer to be installed.

This issue will be on the Aug 3rd City Council agenda. A resolution will be requested to set a public hearing to declare the overgrowth of grass and weeds a public nuisance and mandate its abatement.

If you have any questions or wish to update us on abatement at the property owner level, please feel free to call or email me.

Jacqueline McGonigal

Environmental Manager, CPESC

City of Foley Environmental Department

23030 Wolf Bay Drive, Foley, AL 36535

Office 251-923-4267

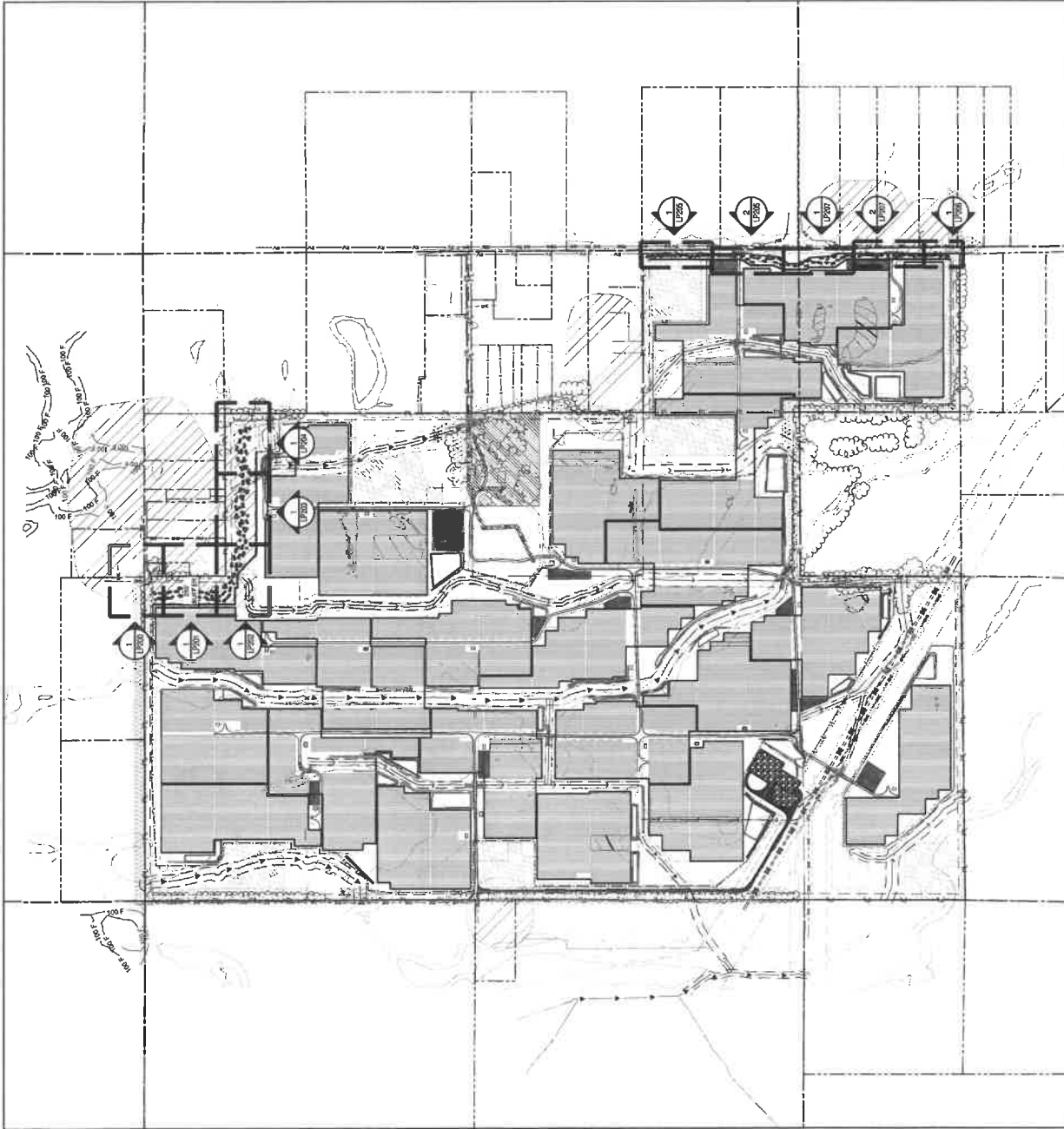
Cell 251-979-9710



Foley PV Solar Farm Landscaping Schedule



ID	Description	Duration	%C	Start	Finish	Note	Pred
0	Kent's Landscaping - Foley PV Array Solar Farm Schedule	74 days	0%	Wed 5/27/26	Mon 9/7/26		
1	Notice to Proceed - Kent's Receives Signed Contract and Kick Off Meeting	0 days	0%	Wed 5/27/26	Wed 5/27/26		
2	Onsite Safety Meeting and Orientation	1 day	0%	Fri 5/29/26	Fri 5/29/26		1FS+2 days
3	Procurement	2 days	0%	Mon 5/31/26	Tue 6/1/26		
4	Order Trees and Plants	1 day	0%	Thu 5/28/26	Thu 5/28/26	Held at Nursery Until Installation	1FS+1 day
5	North Trees Delivered	2 days	0%	Fri 7/3/26	Tue 7/7/26		26SF
6	North Plants Delivered	4 days	0%	Wed 7/15/26	Tue 7/21/26		27SF
7	South Trees Delivered	2 days	0%	Fri 7/10/26	Tue 7/14/26		46SF
8	South Plants Delivered	4 days	0%	Wed 7/29/26	Tue 8/4/26		47SF
9	North Side	64 days	0%	Wed 6/3/26	Mon 8/31/26		
10	Site Prep	21 days	0%	Wed 6/3/26	Wed 7/1/26		31
11	Bush Hog	2 days	0%	Wed 6/3/26	Thu 6/4/26		11
12	811 Locates	3 days	0%	Fri 6/5/26	Tue 6/9/26		31,12
13	Identify Bed Areas	1 day	0%	Wed 6/10/26	Wed 6/10/26		13
14	Remove Existing Vegetation	10 days	0%	Thu 6/11/26	Wed 6/24/26		14
15	Soil Amendments - Till Bed Areas / Fine Grading	5 days	0%	Thu 6/25/26	Wed 7/1/26		13,31
16	Irrigation	41 days	0%	Thu 6/11/26	Thu 8/6/26		17
17	Identify Location for Well	1 day	0%	Thu 6/11/26	Thu 6/11/26		18
18	Drill Well	2 days	0%	Fri 6/12/26	Mon 6/15/26		19
19	Install Power Panel for Well and Irrigation Timer	1 day	0%	Tue 6/16/26	Tue 6/16/26		40
20	Run Main Line	5 days	0%	Wed 6/17/26	Tue 6/23/26		27
21	Run Zone Irrigation	5 days	0%	Wed 7/1/26	Tue 7/7/26		15
22	Test / Adjust / Checkout	3 days	0%	Tue 8/4/26	Thu 8/6/26		24
23	Landscaping	43 days	0%	Thu 7/2/26	Mon 8/31/26		25
24	Flag Tree Locations	1 day	0%	Thu 7/2/26	Thu 7/2/26		46
25	Drill Tree Holes	2 days	0%	Fri 7/3/26	Mon 7/6/26		47
26	Install Trees	5 days	0%	Tue 7/7/26	Mon 7/13/26		2
27	Install Shrubs	10 days	0%	Tue 7/21/26	Mon 8/3/26		31
28	Install Straw Mulch	5 days	0%	Tue 8/25/26	Mon 8/31/26		13
29	South Side	74 days	0%	Mon 6/7/26	Mon 8/31/26		14
30	Site Prep	33 days	0%	Mon 6/1/26	Wed 7/15/26		15,34
31	Bush Hog	2 days	0%	Mon 6/1/26	Tue 6/2/26		17SS
32	811 Locates	3 days	0%	Wed 6/3/26	Fri 6/5/26		18SS,37
33	Identify Bed Areas	1 day	0%	Thu 6/11/26	Thu 6/11/26		19SS,38
34	Remove Existing Vegetation	10 days	0%	Thu 6/25/26	Wed 7/8/26		20
35	Soil Amendments - Till Bed Areas / Fine Grading	5 days	0%	Thu 7/9/26	Wed 7/15/26		21
36	Irrigation	56 days	0%	Thu 6/11/26	Thu 8/27/26		47
37	Identify Location for Well	1 day	0%	Thu 6/11/26	Thu 6/11/26		24
38	Drill Well	2 days	0%	Fri 6/12/26	Mon 6/15/26		25,44
39	Install Power Panel for Well and Irrigation Timer	1 day	0%	Tue 6/16/26	Tue 6/16/26		26,45
40	Run Main Line	5 days	0%	Wed 6/24/26	Tue 6/30/26		27
41	Run Zone Irrigation	5 days	0%	Wed 7/8/26	Tue 7/14/26		28,47
42	Test / Adjust / Checkout	3 days	0%	Tue 8/25/26	Thu 8/27/26		
43	Landscaping	47 days	0%	Fri 7/3/26	Mon 9/7/26		
44	Flag Tree Locations	1 day	0%	Fri 7/3/26	Fri 7/3/26		
45	Drill Tree Holes	2 days	0%	Tue 7/7/26	Wed 7/8/26		
46	Install Trees	5 days	0%	Tue 7/14/26	Mon 7/20/26		
47	Install Shrubs	15 days	0%	Tue 8/4/26	Mon 8/24/26		
48	Install Straw Mulch	5 days	0%	Tue 9/1/26	Mon 9/7/26		



1 LANDSCAPE PLANTING PLAN
Scale: 1" = 40'

PERIMETER BUFFER REQUIREMENTS (10.3.5)

North

12 trees per 100 LF ● 13,030 LF = 156.40 trees
Total Perimeter Trees Required: 156 trees
Total Perimeter Trees Provided: 156 trees

60 shrubs per 100 LF ● 13,030 LF = 782.00 shrubs
Total Perimeter Shrubs Required: 782 shrubs
Total Perimeter Shrubs Provided: 782 shrubs

East

12 trees per 100 LF ● 6543 LF = 78.52 trees
Total Perimeter Trees Required: 80 trees
Total Perimeter Trees Provided: 80 trees

60 shrubs per 100 LF ● 6543 LF = 392.60 shrubs
Total Perimeter Shrubs Required: 393 shrubs
Total Perimeter Shrubs Provided: 393 shrubs

Southwest

12 trees per 100 LF ● 24770 LF = 297.24 trees
Total Perimeter Trees Required: 298 trees
Total Perimeter Trees Provided: 298 trees

60 shrubs per 100 LF ● 24770 LF = 1486.20 shrubs
Total Perimeter Shrubs Required: 1487 shrubs
Total Perimeter Shrubs Provided: 1487 shrubs

Alabama 1 Call
800-334-4323
#1000 (toll-free)
Dial Safety.

REMEMBER, JUST ASKING SOMEONE FOR AN AUTOMATIC UNDERWRITING SERVICE DOES NOT MEAN YOU HAVE COVERAGE.

was
DESIGN
LANDSCAPE ARCHITECTS

NOT FOR CONSTRUCTION
THESE PLANS HAVE NOT BEEN APPROVED FOR CONSTRUCTION

Project: Foley PV Array
Site: Foley, Alabama
Prepared by: [Signature]
Date: 12/10/24
Project No: 24-001
Sheet No: LP100

A Landscape Development Plan for
Foley, Alabama

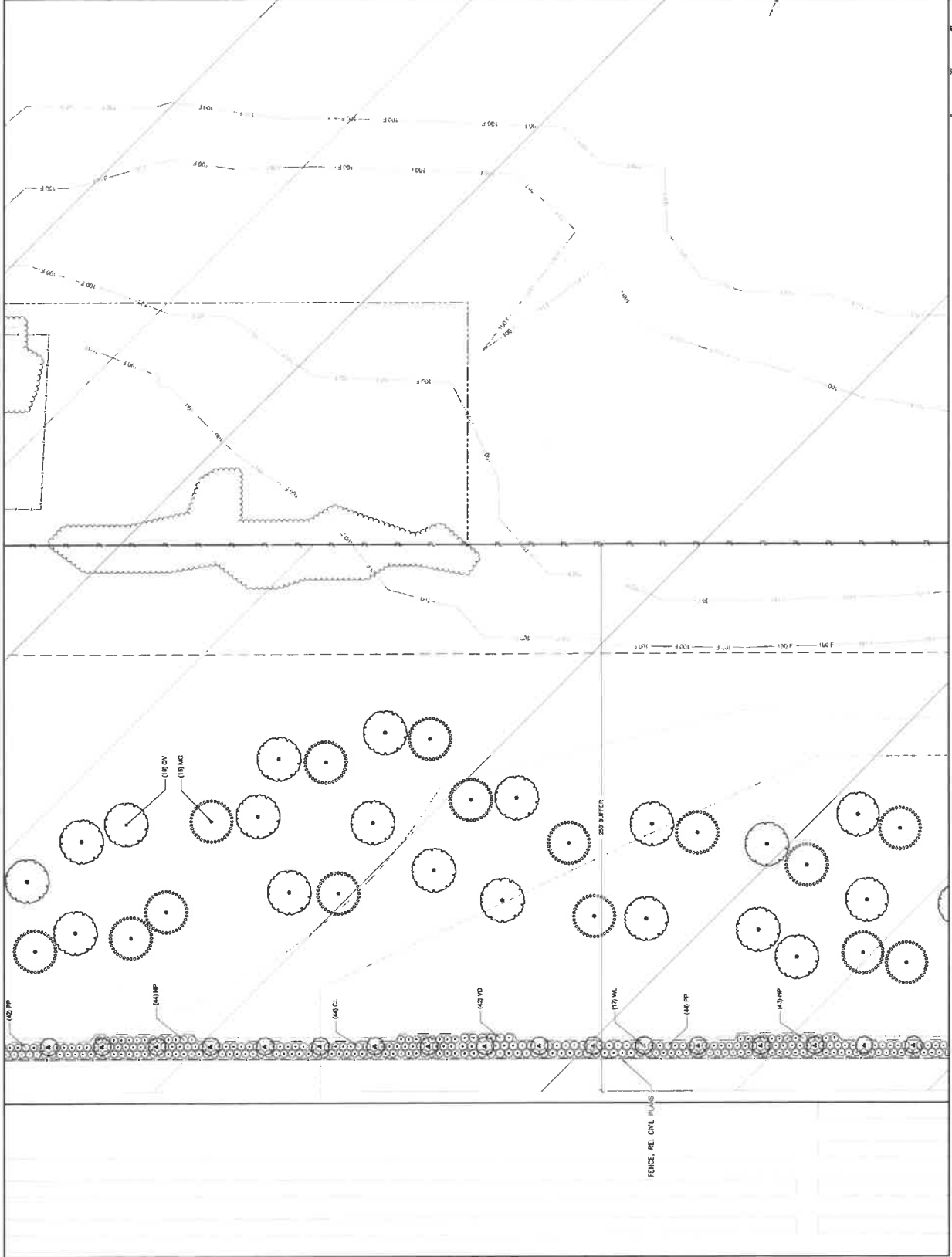
Revisions	Revisions / Submissions
No.	Date
1	12/11/24
2	02/05/25
3	04/01/25
4	12/10/24

Comments: 2025 Foley PV Array Approved and Submittal Approved. 2025 Foley PV Array Approved and Submittal Approved. 2025 Foley PV Array Approved and Submittal Approved. 2025 Foley PV Array Approved and Submittal Approved.

Project No: 24-001
Sheet No: LP100
Date: 12/10/24

LANDSCAPE PLANTING PLAN

LP100



1 LANDSCAPE PLANTING PLAN ENLARGEMENT
Scale: 1" = 20'

was
DESIGN
landscape architects
www.wasdesign.com

NOT
FOR CONSTRUCTION
THESE PLANS HAVE NOT BEEN
APPROVED FOR CONSTRUCTION
AND ARE SUBJECT TO CHANGE

A Landscape Development Plan for
Foley PV Array
Foley, Alabama

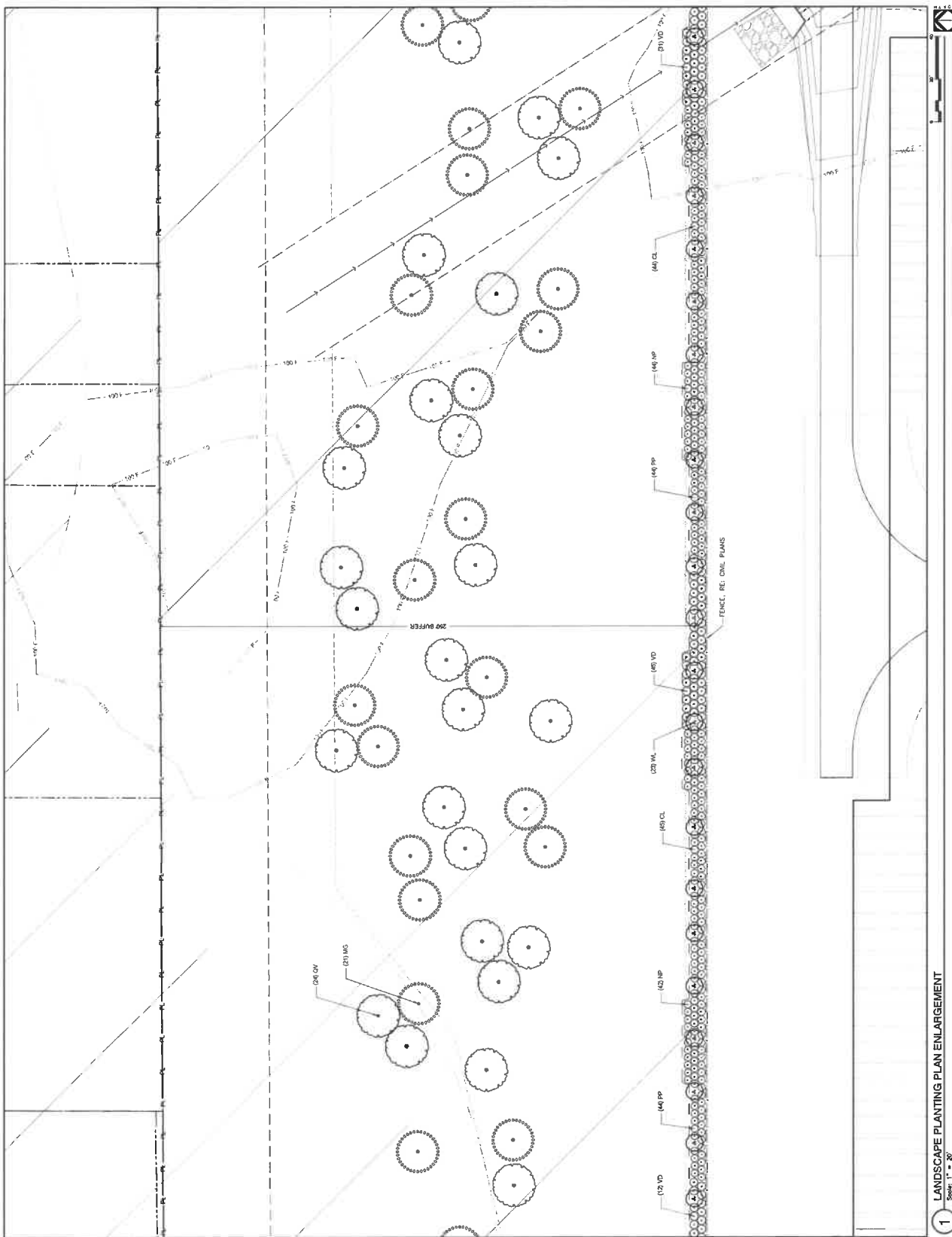
No.	Date	Revisions / Submittals
0001	12.11.24	ISSUED FOR PERMIT
0002	02.05.25	PERMIT RESUBMITTAL
0003	04.05.25	PERMIT RESUBMITTAL

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Professional Seal
STATE OF ALABAMA
LANDSCAPE ARCHITECT
518
12.11.24
12.10.24
Date

LANDSCAPE
PLANTING PLAN
ENLARGEMENT

Sheet No. LP201

LANDSCAPE
PLANTING PLAN
ENLARGEMENT

Revisão	Data	Revisão / Submissão
16	12.17.24	ISSUE FOR PERMIT
17	02.05.25	PERMIT RESUBMIT
18	06.09.25	PERMIT RESUBMITAL

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A Landscape Development Plan for
Foley PV Array
Foley, Alabama

NOT FOR CONSTRUCTION
THESE PLANS HAVE NOT BEEN
APPROVED AND ARE SUBJECT
TO CHANGE.

WAS DESIGN
landscape architects

landscape architecture
land planning
planning

Foley, Arizona
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M 604.440.46
P 251.334.4223
E info@wasdesign.com
W www.wasdesign.com

1 LANDSCAPE PLANTING PLAN ENLARGEMENT
Scale: 1" = 20'

