

February 22, 2018

## **VIA ELECTRONIC FILING**

Ms. Patricia Van Gerpen Executive Secretary South Dakota Public Utilities Commission 500 E Capitol Ave Pierre, SD 57501-5070

RE: In the Matter of the Application by Dakota Range I, LLC and Dakota Range II, LLC for to the for an Energy Facility Permit in Grant County and Codington County, South Dakota, for the Dakota Range Wind Project EL 18-003

Dear Ms. Van Gerpen:

In connection with the above-referenced matter, Dakota Range I, LLC and Dakota Range II, LLC submit the following documents:

- 1. Proof of Mailing, with the following attachments;
  - a. Attachment A: Letter to Landowners, Public Input Hearing Notice, and Project Area Map;
  - b. Attachment B: Mailing List Inside Project Area (**Confidential**); and
  - c. Attachment C: Mailing List Outside Project Area (**Confidential**).

If you have any questions, please let me know.

Sincerely,

/s/ Mollie M. Smith

Mollie M. Smith *Attorney at Law* 

**Direct Dial:** 612.492.7270 **Email:** msmith@fredlaw.com

**Enclosures** 

cc: Mark Mauersberger (via e-mail)
Brenna Gunderson (via e-mail)
Jennifer Bell (via e-mail)

Attorneys & Advisors main 612.492.7000 fax 612.492.7077 fredlaw.com Fredrikson & Byron, P.A. 200 South Sixth Street, Suite 4000 Minneapolis, Minnesota 55402-1425

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION	)	
BY DAKOTA RANGE I, LLC AND DAKOTA	)	
RANGE II, LLC FOR A PERMIT OF A WIND	)	PROOF OF MAILING
ENERGY FACILITY IN GRANT AND	)	
CODINGTON COUNTIES, SOUTH DAKOTA,	)	EL 18-003
FOR THE DAKOTA RANGE WIND PROJECT	)	
	)	
	)	
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- I, Neva Russo, under oath, do swear that on February 14th, 2018, I mailed a true copy of the following documents (Attachment A) by certified mail, return receipt requested, to all addresses confidentially shown on Attachments B and C hereto:
  - 1. Letter to Landowners;
  - 2. Public Input Hearing Notice; and
  - 3. Project Area Map.

Dated this 15<sup>th</sup>day of February, 2018.

Subscribed and sworn to before me on this 15 day of February, 2018.

RACHEL REPKO NOTARY PUBLIC REGISTRATION # 7352324 COMMONWEALTH OF VIRGINIA MY COMMISSION EXPIRES JULY 31, 2018

(Seal)

Notary Print Name: Rachel & My commission expires: 7/31

February 9, 2018

## VIA CERTIFIED MAIL

[Insert Name and Address]

Re: Application to the South Dakota Public Utilities Commission for a Facility Permit for

the Dakota Range Wind Project

EL 18-003

Dear Landowner:

On behalf of Dakota Range I, LLC and Dakota Range II, LLC ("Dakota Range"), I am providing notice of an upcoming public input hearing convened by the South Dakota Public Utilities Commission ("Commission") regarding the Dakota Range Wind Project ("Project"), a proposed wind energy conversion facility to be located in Grant County and Codington County, South Dakota. You are receiving this notice because your property is either inside the proposed Project footprint or within one-half mile of the proposed Project footprint.

Enclosed is a copy of the Commission's public input hearing notice, as well as a map showing the location of the Project. As indicated in the notice, the public input hearing will be held on Wednesday, March 21, 2018, at 5:30 p.m., CDT, at the Waverly-South Shore School Gymnasium, 319 Mary Place, Waverly, South Dakota. At the public input hearing, Dakota Range will present a brief description of the Project, and interested persons may appear to present their views, comments, and questions regarding the Application for a Facility Permit ("Application") for the Project filed by Dakota Range with the Commission.

Pursuant to SDCL 49-41B-15(5), Dakota Range's Application is on file in the Auditor's office in both Grant County and Codington County. In addition, the Application and other documents in the case may be accessed on the Commission's website at www.puc.sd.gov under Commission Actions, Commission Dockets, Electric Dockets, 2018 Electric Dockets, EL18-003.

Thank you.

Sincerely,

Mark Mauersberger

Dakota Range Wind Project Manager

**Enclosures** 

## NOTICE OF PUBLIC HEARING SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

WHAT: Permit to Construct the Dakota Range Wind Energy Facility- Located on

approximately 45,000 acres of land in Grant and Codington counties, South

Dakota, approximately 10 miles northeast of Watertown, South Dakota.

WHEN: Wednesday, March 21, 2018, at 5:30 p.m. CDT

WHERE: Waverly-South Shore School Gymnasium, 319 Mary Place, Waverly, S.D.

Pursuant to SDCL 49-41B-15 and 49-41B-16, the South Dakota Public Utilities Commission will hold a public input hearing at the above time and place on an application to construct the Dakota Range Wind Project (Project), a wind energy facility located on approximately 44,500 acres of land in Grant County and Codington County, South Dakota, approximately 10 miles northeast of Watertown, South Dakota. The total installed capacity of the Project would not exceed 302.4 MW nameplate capacity. The proposed project includes up to 72 wind turbine generators, access roads to turbines and associated facilities, underground 34.5-kilovolt (kV) electrical collector lines connecting the turbines to the collection substation, underground fiberoptic cable for turbine communications co-located with the collector lines, a 34.5 to 345-kV collection substation, up to five permanent meteorological towers, and operations and maintenance facility. The Project would interconnect to the high-voltage transmission grid via the Big Stone South to Ellendale 345-kV transmission line which crosses the Project site.

The purpose of the public input hearing will be to hear public comments regarding the permit Application and the Project. At the hearing, Applicant will present a brief description of the Project, following which interested persons may appear and present their views, comments and questions regarding the Application. A copy of the Application is on file with the Grant and Codington county auditors pursuant to SDCL 49-41B-15(5) and at the Commission's office in Pierre. The Application and all other documents in the case, including detailed maps of the Project may be accessed on the Commission's website at www.puc.sd.gov under Commission Actions, Commission Dockets, Electric Dockets, 2018 Electric Dockets, EL18-003 or by contacting the Commission in person at the Capitol Building, 500 E. Capitol Ave., Pierre, SD, or by phone at (605) 773-3201 or (800) 332-1782.

Pursuant to SDCL 49-41B-17 and ARSD 20:10:22:40, the parties to this proceeding are currently the Applicant and the Commission. Any person residing in the area of the Project; each municipality, county, and governmental agency in the area where the Project is proposed to be sited; any non-profit organization formed in whole or in part to promote conservation or natural beauty, to protect the environment, personal health or other biological values, to preserve historical sites, to promote consumer interests, to represent commercial and industrial groups, or to promote the orderly development of the area in which the Project is to be sited; or any interested person, may be granted party status in this proceeding by making written application to the Commission. Applications for party status will be available at the public input hearing or may be obtained from the Commission's website or by contacting the Commission. Applications for party status must be received by the Commission on or before 5:00 p.m. CDT on March 26, 2018.

Following the public input hearing, the Commission may schedule a formal evidentiary hearing conforming to SDCL Chapter 1-26 to consider any issues raised by any intervening party, the

Commission's staff, or the Commission itself. At such formal hearing, all parties will have the opportunity to appear, present evidence, and cross-examine the other parties' witnesses and exercise all other rights afforded by SDCL Chapters 1-26, 49-1, and 49-41B and ARSD Chapters 20:10:01 and 20:10:22, including rights of appeal to the courts. Absent a contested issue, the Commission will schedule the matter for decision at a regular or ad hoc meeting of the Commission.

For approval, the Applicant must show that the proposed Project will comply with all applicable laws and rules, will not pose a threat of serious injury to the environment nor to the social and economic condition of inhabitants or expected inhabitants in the siting area, will not substantially impair the health, safety or welfare of the inhabitants, and will not unduly interfere with the orderly development of the region with due consideration having been given to the views of governing bodies of affected local units of government. Based upon these factors, the Commission will decide whether the permit should be granted, denied, or granted upon such terms, conditions, or modifications of the construction, operation, or maintenance as the Commission finds appropriate.

Pursuant to the Americans with Disabilities Act, this hearing is being held in a physically accessible location. Please contact the Commission at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you. The Commission's contact information is: ph (800) 332-1782; <a href="www.puc.sd.gov">www.puc.sd.gov</a>; puc@state.sd.us; 500 E. Capitol Ave., Pierre, SD 57501.

