

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

**In the Matter of the Application by SCS
Carbon Transport, LLC for a Permit to
Construct a Carbon Dioxide Transmission
Pipeline**

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**APPLICATION FOR
PARTY STATUS**

HP22-001

Hyde County, South Dakota

(Name of Applicant, this will be the person or entity named as a party)

petitions the Public Utilities Commission to be granted party status in the above-referenced facility permit proceeding.
Pursuant to SDCL 49-41B-17 and ARSD 20:10:22:40

Briefly explain your interest in this permit proceeding. Form is limited to 1000 characters.
(Example: Landowner in project area).

A portion of the proposed pipeline would be located in Hyde County.

Robert Bawdon

Signature of Applicant

Robert Bawdon, Chairman

Print or Type Name

Address: 412 Commercial Ave SE
Highmore, SD 57345

(605) 852-2519

Phone Number

hydeaud@venturecomm.net

E-mail Address

Hyde County

Name of Organization (if applicable)

04-05-2022

Date

NOTE:

Consistent with SDCL 49-41B-17 and ARSD 20:10:22:40, this application must be filed with the Public Utilities Commission on or before 5:00 p.m. CDT, April 8, 2022, unless the deadline is extended by the Commission.

Executive Director
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501-5070
Electronic Filing: <http://puc.sd.gov/EFilingOptions.aspx>

Hyde County Commission

412 Commercial Ave. SE
Highmore, SD 57345
1-605-852-2519
Fax: 1-605-852-3178

April 5, 2022

South Dakota Public Utilities Commission
Capitol Building 1st Floor
500 E Capitol Avenue
Pierre, SD 57501

Commission Chairman Chris Nelson
Commissioner Kristie Fiegen
Commissioner Gary Hanson

To whom it may concern:

Over the last several months, many residents of Hyde County have expressed concerns regarding the Summit Carbon Solutions CO₂ pipeline (hereinafter referred to as the "Pipeline"). The Pipeline's proposed route runs directly through Hyde County. Nearly all the concerns surrounding the Pipeline were regarding both the short term and long-term safety of the project and the possible health risks thereby associated.

On March 1, 2022 the Hyde County Board of Commissioners took the recommendation from their Planning and Zoning Board and voted to place a (6 month) moratorium on any hazardous liquid transmission pipelines being constructed in Hyde County pending Zoning updates. A copy of the moratorium is included.

We would ask that the South Dakota Public Utilities Commission take residents as well as local governments concern regarding the Pipeline into consideration when making any decisions dealing with the Pipeline. Thank you.

Respectfully submitted by the Hyde County Commissioners,

Robert Bawdon

Robert Bawdon, Chairman
Greg Swenson, Vice Chairman
Mel Buchheim
Kevin Baloun
Ronald VanDenBerg

Enc.

A RESOLUTION RESTRICTING PIPELINE CONSTRUCTION PENDING ZONING UPDATES

WHEREAS, Hyde County South Dakota does not currently have ordinances regulating Hazardous Liquid Transmission Pipelines, as defined in Title 49 CFR Section 192.2, Title 49 CFR Section 195.5, and Title 49 CFR Section 193.2007

WHEREAS, Hyde County has received requests from County residents to assess and review Hazardous Liquid Transmission Pipelines;

WHEREAS, companies involved with Hazardous Liquid Transmission Pipelines development and business have expressed interest in expanding in Hyde County;

WHEREAS, Hyde County Planning and Zoning has started the process of investigating and developing regulations relating to Hazardous Liquid Transmission Pipeline development;

BE IT RESOLVED that the Hyde County Board of Commissioners does hereby impose a moratorium on the issuance of any and all permits, licenses, or approvals for property subject to or under Hyde County jurisdiction for the establishment or use of any new Hazardous Liquid Transmission Pipeline Systems until September 14, 2022 to allow the Planning and Zoning Board to complete their review process and recommend regulations; and

BE IT FURTHER RESOLVED that the moratorium is inapplicable to existing Hazardous Liquid Transmission Pipeline systems or the continued operation, powering, or repowering of Hazardous Liquid Transmission Pipeline systems already in existence.

Motion by Van Den Berg, seconded by Buchheim, to adopt Resolution #2022-011.

VOTING AYE:

Mel Buchheim
Ronald VanDenBerg
Greg Swenson
Robert Bawdon

VOTING NAYE: None
ABSENT AND NOT VOTING: Kevin Baloun

Motion passed and Resolution adopted on March 1, 2022.

Hyde County Board of Commissioners

Robert Bawdon
Robert Bawdon, Chairman



ATTEST:

Marilyn Ring
Marilyn Ring, Hyde County Auditor