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South Dakota

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May 1, 2012

Patricia Van Gerpen
Executive Director
SD Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501

Re: EL12-033 - In the Matter of the Request for a Declaratory Ruling by Dream Design International, Inc. regarding the Application of ARSD § 20:10:26:04(2) to a Residential Complex Intended to House School of Mines Students

Dear Ms. Van Gerpen:

On April 25, 2012, the Commission received a filing by Dream Designs, Inc. requesting determination of an exception to the individual metering requirements under ARSD § 20:10:26. Dream Designs, Inc. is in the process of constructing a 34-unit residential housing complex intended for students of the South Dakota School of Mines and Technology (SDSMT). The housing facility is designed to incorporate a master metered electric system. As the rental units are to be offered exclusively to students, Dream Designs, Inc. believes it qualifies as a dormitory and is exempted from individual metering requirements pursuant to ARSD § 20:10:26:4(2).

As the proposed housing complex is intended to serve only students and appears to be a residential facility of a strictly transient nature, it appears to qualify under the exception to individual metering requirements contained in ARSD § 20:10:26:4(2). Staff believes Dream Designs, Inc. has correctly interpreted the Commission's administrative rules and the proposed housing facility is not required to install individual metering in its facility.

Sincerely,


Ryan Soye