

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

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**IN THE MATTER OF THE APPLICATION  
OF OTTER TAIL POWER COMPANY  
FOR AN ENERGY CONVERSION  
FACILITY PERMIT FOR THE  
CONSTRUCTION OF A COMBUSTION  
TURBINE GENERATOR AND  
ASSOCIATED INFRASTRUCTURE  
INCLUDING A NATURAL GAS PIPELINE  
AND ELECTRIC TRANSMISSION LINE  
NEAR ASTORIA, SOUTH DAKOTA**

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**PROPOSED  
ORDER GRANTING  
FACILITY PERMIT  
EL17-042**

Otter Tail Power Company (“Otter Tail”) filed an Application for an energy conversion facility permit for the Astoria Station Project dated October 5, 2017 (“the Application”) in the above-entitled docket. Based upon the entirety of the record in the above-captioned docket, including the Application, the First Supplemental Filing in Support of Application; the Second Supplemental Filing in Support of Application; the Third Supplemental Filing in Support of Application; and Otter Tail’s Responses to the Staff’s First, Second, and Third Set of Data Requests, Otter Tail and the Staff of the South Dakota Public Utilities Commission (“Staff”) stipulated that the Public Utilities Commission of the State of South Dakota (“the Commission”) can issue the facility permit sought in the Application based upon the conditions imposed in the Settlement Stipulation signed by Staff and Otter Tail. Staff and Otter Tail jointly moved to approve the Settlement Stipulation, which motion came before the Commission on July 26, 2018. The Application also came before the Commission on July 26, 2018.

Based upon the Commission’s review of the Settlement Stipulation, the Application, as supplemented, and the docket as a whole, and based upon the oral statements on July 26, 2018, the Commission entered Findings of Fact and Conclusions of Law dated \_\_\_\_\_ which granted the facility permit requested in the Application. These Findings of Fact and Conclusions of Law

are incorporated and adopted by reference in this order as if fully stated herein. Based on the foregoing, it is hereby

ORDERED that the joint motion to approve the Settlement Stipulation is granted, and the Settlement Stipulation is approved and ratified. It is further hereby

ORDERED that an energy facility permit for the Project is granted, subject to the terms and conditions of the Settlement Stipulation. It is further hereby

ORDERED that permits are issued to construct the following facilities as described in the Application: (1) an energy conversion permit authorizing construction of the simple cycle natural gas fired energy conversion facility; (2) a transmission facility permit authorizing construction of a segment of approximately 10 inches in diameter natural gas pipeline necessary to interconnect to the Northern Border pipeline; and (3) a transmission facility permit authorizing construction of approximately one-half mile of 345 kilovolt electric transmission line necessary to interconnect to the simple cycle natural gas energy conversion facility to the Big Stone South to Brookings County 345 kilovolt electric transmission line. It is further hereby

ORDERED that Otter Tail shall comply with all terms and conditions imposed by the Settlement Stipulation.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

BY ORDER OF THE COMMISSION:

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Kristie Fiegen, Chairperson

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Chris Nelson, Commissioner

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Gary Hanson, Commissioner