

**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 WIND ENERGY FACILITY)
IN GRANT COUNTY AND CODINGTON COUNTY,)
SOUTH DAKOTA, FOR THE DAKOTA RANGE)
WIND PROJECT)
)

**ORDER GRANTING EXTENSION
FOR COMPLIANCE WITH PERMIT
CONDITION 30**

EL18-003

On January 24, 2018, the South Dakota Public Utilities Commission (Commission) received an Application for a Facility Permit for a wind energy facility from Dakota Range I, LLC, and Dakota Range II, LLC. An evidentiary hearing was held June 12-14, 2018. On July 23, 2018, the Commission issued its Final Decision and Order Granting Permit to Construct Wind Energy Facility (Permit). On January 6, 2020, Northern States Power Company dba Xcel Energy (Xcel) filed a Motion for Approval of Transfer of Permit, which the Commission granted on March 9, 2020. Permit Condition 30 requires Xcel file specific information with the Commission within 90 days of the Project's commercial operation date. On April 1, 2022, Xcel filed a summary report indicating commercial operation of the Project commenced January 3, 2022, and included information required in Permit Condition 30.

On April 19, 2022, Xcel filed a letter indicating the April 1, 2022, report did not contain the final as-built drawings required by Permit Condition 30, and requested the Commission grant an extension of the 90-day filing timeline required in Permit Condition 30 until April 29, 2022. On April 27, 2022, Xcel filed a supplement to the April 1 filing which are the as-built drawings showing the setbacks required and the commitments as set forth in Table 10-1.

The Commission has jurisdiction over this matter pursuant to SDCL 49-41B.

On April 28, 2022, at its regularly scheduled meeting, the Commission considered this matter. Finding that the extension would allow the Company to submit the appropriate final drawings as required in Permit Condition 30, the Commission voted unanimously to grant Xcel's extension request until April 29, 2022. It is therefore

ORDERED, that Applicants request for an extension of the requirement to submit the final as-built drawings, until April 29, 2022, as required in Permit Condition 30 is hereby granted.

Dated at Pierre, South Dakota, this 4th day of May 2022.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically or by mail.
By: <u>Karen E. Bremer</u>
Date: <u>05/04/22</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Chris Nelson

CHRIS NELSON, Commissioner

Kristie Fiegen

KRISTIE FIEGEN, Commissioner

Gary Hanson

GARY HANSON, Commissioner