

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

**IN THE MATTER OF THE APPLICATION BY DAKOTA RANGE III, LLC  
FOR A PERMIT OF A WIND ENERGY FACILITY AND A 345-KV TRANSMISSION  
LINE IN GRANT AND ROBERTS COUNTIES, SOUTH DAKOTA**

**SD PUC DOCKET EL18-046**

**PRE-FILED SUPPLEMENTAL DIRECT TESTIMONY OF BRENNA GUNDERSON  
ON BEHALF OF DAKOTA RANGE III, LLC**

January 4, 2019

1 **I. INTRODUCTION**

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3 **Q. Please state your name.**

4 A. My name is Brenna Gunderson.

5

6 **Q. Did you provide Direct Testimony in this docket on October 26, 2018?**

7 A. Yes.

8

9 **Q. What is the purpose of your Supplemental Direct Testimony?**

10 A. I will address the following topics in my Supplemental Direct Testimony:

- 11 • Acquisition of Dakota Range III, LLC (“Dakota Range III”) by ENGIE IR
- 12 Holdings LLC (“ENGIE IR”); and
- 13 • Updates regarding local permitting and the Grant County zoning ordinance
- 14 amendment process.

15

16 **Q. What exhibits are attached to your Supplemental Direct Testimony?**

17 A. The following exhibit is attached to my Supplemental Direct Testimony:

- 18 • Exhibit A5-1: Grant County Amended Wind Energy System Zoning
- 19 Ordinance

20

21 **II. ACQUISITION OF DAKOTA RANGE III BY ENGIE**

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23 **Q. Could you provide an update on the ownership of Dakota Range III?**

24 A. Yes. ENGIE IR has acquired Dakota Range III, LLC. As a result, Dakota Range III,  
25 LLC, is a wholly-owned subsidiary of ENGIE IR. Additional information regarding  
26 ENGIE IR is provided in the Supplemental Testimony of Charles Gilmore.

27

28 **Q. What is Apex Clean Energy Holdings, LLC’s (“Apex”) role with respect to the**  
29 **Project?**

30 A. Pursuant to contractual agreements with ENGIE IR, Apex continues to have primary  
31 responsibility for assisting Dakota Range III with obtaining permits, and is performing  
32 other development work for the Project on behalf of ENGIE IR.

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34 **III. UPDATE REGARDING LOCAL PERMITTING & GRANT COUNTY ZONING**  
35 **ORDINANCE AMENDMENT PROCESS**

36

37 **Q. Do you have an update regarding local permitting for the Project?**

38 A. Yes. Dakota Range III submitted conditional use permit (“CUP”) applications for the  
39 Project to Grant County and Roberts County in November 2018. On December 17,  
40 2018, the Grant County Board of Adjustment issued CUPs for both the Project’s  
41 wind energy system and transmission line. The Roberts County Board of  
42 Adjustment is currently scheduled to consider the Project’s CUP application on  
43 January 29, 2019.

44

45 **Q. Do you have an update on the Grant County zoning ordinance amendment**  
46 **process?**

47 A. Yes. On December 28, 2018, the Board of County Commissioners adopted an  
48 amendment to the wind energy system section of the Grant County zoning  
49 ordinance. The version of the amendment adopted is attached as Exhibit A5-1. It is  
50 my understanding that the amendment must go through certain notice processes  
51 prior to becoming effective. I would note, however, that Dakota Range III has  
52 committed to complying with the requirements in the amendments set forth in Exhibit  
53 A5-1 and the proposed layout of the Project complies with those requirements.

54

55 **Q. With respect to shadow flicker, both the current Roberts County ordinance**  
56 **provision and the new Grant County ordinance provision limit shadow flicker**  
57 **to 30 hours per year unless a waiver agreement is executed by the owner(s) of**  
58 **the affected residence. Has Dakota Range III obtained any necessary waiver**  
59 **agreements?**

60 A. In Roberts County, all residences have been modeled at less than 30 hours per year  
61 of shadow flicker, so no waiver agreements were required. In Grant County, the  
62 modeling results indicate that two residences owned by Project participants may  
63 experience shadow flicker levels greater than 30 hours per year. Dakota Range III  
64 has obtained waiver agreements from those residence owners. See *also* the  
65 Supplemental Testimony of Robert O'Neal.

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67 **IV. CONCLUSION**

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69 **Q. Does this conclude your Supplemental Direct Testimony?**

70 A. Yes.

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72 Dated this 4th day of January, 2019.

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76 Brenna Gunderson

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