



500 West Russell Street
Sioux Falls, South Dakota 57101-0988

**PUBLIC DOCUMENT
CONFIDENTIAL DATA EXCISED**

April 1, 2022

—Via Electronic Filing—

Ms. Patricia Van Gerpen
Executive Director
South Dakota Public Utilities Commission
State Capitol Building
500 East Capitol Avenue
Pierre, SD 57501-5070

RE: SITE PERMIT CONDITION NO. 30 – SUMMARY REPORT
DAKOTA RANGE I, LLC & DAKOTA RANGE II, LLC
DOCKET NO. EL18-003

Dear Ms. Van Gerpen:

Northern States Power Company, doing business as Xcel Energy (NSP or the Company), submits this filing to the South Dakota Public Utilities Commission regarding the 302.4 MW wind energy conversion facility located in Grant and Codington Counties in South Dakota known as the Dakota Range I & II Wind Energy Facility.

The Commission's July 23, 2018 Site Permit – Permit Condition 30 states:

- 30. Within 90 days of the Project's commercial operation date, Applicant shall submit a report to the Commission that provides the following information:*
- a) as-built location of structures and facilities, including drawings clearly showing compliance with the setbacks required by state and local governments and the voluntary commitments set forth in Table 10-1 of the Application;*
 - b) the status of remedial activities for road damage, landowner property damage, crop damage, environmental damage, or any other damage resulting from Project construction activities; and*
 - c) a summary of known landowner complaints and Applicant's plan for resolving those complaints.*

Construction of the Dakota Range I & II Wind Energy Facility was completed and commercial operation began on January 3, 2022. In compliance with this Site Permit Condition, we provide the as-builts as Attachment A to this filing.

Restoration/remediation was ongoing throughout construction as areas of the project were completed. With the onset of winter some activities were put on hold until favorable conditions arrive this spring. Attachment B to this filing contains a list of completed and outstanding remedial activities to date. NSP will also work with local road authorities to address any outstanding repairs needed on public roads in accordance with road use agreements.

Attachment C is a summary of landowner complaints. Please note we have designated certain information in Attachment C as private data on individuals. Specifically, the names of individuals who have filed complaints have been excised from the public version of our filing.

Pursuant to ARSD § 20:10:01:41, the Company respectfully requests confidential treatment of portions of the information provided in Attachment C to this filing. The Company addresses the Commission's five factors for consideration of confidential data as follows:

(1) An identification of the document and the general subject matter of the materials or the portions of the document for which confidentiality is being requested:

The enclosed complaint report (Attachment C) provides the names of complainants.

(2) The length of time for which confidentiality is being requested and a request for handling at the end of that time. This does not preclude a later request to extend the period of confidential treatment:

The Company requests that the data contained in this report be treated as confidential forever.

(3) The name, address, and phone number of a person to be contacted regarding the confidentiality request:

Steven T. Kolbeck
Xcel Energy
500 West Russell Street
Sioux Falls, SD 57104
(605) 339-8350
steve.t.kolbeck@xcelenergy.com

(4) The statutory or common law grounds and any administrative rules under which confidentiality is requested. Failure to include all possible grounds for confidential treatment does not preclude the party from raising additional grounds in the future:

The information meets the definition of “proprietary information” under SDCL § 1-27-28, which is defined as “information on pricing, costs, revenue, taxes, market share, customers, and personnel held by private entities and used for that private entity’s business purposes.”

The information meets the provisions of SDCL § 1-27-30, which states: “Confidentiality of proprietary or trade information of private entity. All proprietary or trade secret information obtained by a state agency from or concerning a private entity is confidential, except as provided by § 1-27-31.”

(5) The factual basis that qualifies the information for confidentiality under the authority cited:

Complainant has not consented to public release of this information, as such complainant names are marked as non-public in this filing, and is considered proprietary or confidential as provided for in the above cited state’s law.

If you have any questions regarding this filing, please contact Jennifer Roesler at (612) 330-1925 or jennifer.roesler@xcelenergy.com or me at (605) 339-8350 or steven.t.kolbeck@xcelenergy.com.

Sincerely,

/s/

STEVEN T. KOLBECK
PRINCIPAL MANAGER – SOUTH DAKOTA

Enclosures