

October 27, 2023

VIA ELECTRONIC FILING

Ms. Patricia Van Gerpen
Executive Secretary
South Dakota Public Utilities Commission
500 E. Capitol Avenue
Pierre, SD 57501-5070

Re: In the Matter of the Application of Sweetland Wind Farm, LLC for Permits of a Wind Energy Facility and a 230-kV Transmission Line in Hand County, South Dakota
Docket EL 19-012

Compliance Filing, Condition No. 23

Dear Ms. Van Gerpen:

Pursuant to Condition 23 of the Settlement Stipulation approved by the South Dakota Public Utilities Commission (“Commission”) in its July 31, 2019 Order Granting Joint Motion for Approval of Settlement Stipulation; Order Granting Permit to Construct Facilities; Notice of Entry in the above-referenced docket, Sweetland Wind Farm, LLC (“Sweetland”) submits the following documents:

1. Affidavit of Mark Wengierski Providing Notice of Turbine Adjustment Up To 250 Feet;
2. Exhibit A – Turbine Adjustment Maps (PUBLIC AND CONFIDENTIAL);
3. Exhibit B – Turbine Adjustment Summary Chart;
4. Exhibit C – Updated Sound and Shadow Flicker Analyses Memorandum; and
5. Certificate of Service.

As explained in the Affidavit of Mark Wengierski Providing Notice of Turbine Adjustment Up To 250 Feet, Sweetland has shifted the location of Turbine 69 to avoid previously unknown sensitive resources identified in June 2023 during construction. In the midst of coordinating with interested stakeholders (e.g., the Western Area Power Administration, the State Historical Preservation Office, Tribal Historic Preservation Office), Sweetland inadvertently failed to submit this Affidavit to the Commission prior to implementing this minor turbine adjustment (Turbine 69 was constructed in July 2023). The adjusted turbine location is approximately 85 feet southwest of the original location, remains on the same landowner’s property, is within the area previously surveyed for cultural resources, avoids specified features (as required by paragraph 23 of the Settlement Stipulation), is in compliance with sound and shadow flicker requirements, and remains within the coverage of the existing Federal Aviation Administration Determination of No Hazard.

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In advance of submitting this filing, Sweetland's counsel contacted Commission Staff to discuss the filing oversight. Sweetland regrets and apologizes for the delayed Affidavit filing.

If you have any questions, please let me know.

Sincerely,

/s/ Mollie M. Smith

Mollie M. Smith
Direct Dial: 612.492.7270
Email: msmith@fredlaw.com

Enclosures

cc: Certificate of Service (w/encl.)