

Crowned Ridge II

Nelson Proposed Amendments to Staff Exhibit S7 Permit Conditions

1. Paragraph 1, second sentence: Insert “itemized” prior to “affidavit”.
2. Paragraph 4(a): Insert “Order and” prior to “Permit” and “Conditions” after “Permit”.
3. Replace Paragraph 29 with: “Applicant agrees to undertake one year of independently-conducted post-construction avian and bat mortality monitoring for the Project, and to provide a copy of the report and all further reports to the United States Fish and Wildlife Services, South Dakota Game, Fish and Parks, and the Commission. The Applicant also agrees to fund a federal grant match for the SD GF&P State Wildlife Action Plan designed to facilitate an additional component for the grouse study on avian predator interactions with wind projects. This particular study component must be consistent with SD GF&P State Wildlife Action Plan priorities and must be designed to inform the scientific literature regarding potential mechanisms that may explain grouse and wind project interactions.”
4. Replace Paragraph 34 with: “The Applicant shall apply to the Federal Aviation Administration (FAA) for approval to utilize an Aircraft Detection Lighting System. Such application shall be made to allow enough time for FAA determination and system construction prior to the commercial operation date of the project. If approved the system will be operated in accordance with the applicable FAA requirements starting with the commercial operation date and for the life of the project, subject to normal maintenance and forced outage.”
5. Delete Paragraph 40.
6. Add a new paragraph: “Applicant shall establish a procedure for preventing whooping crane collisions with wind turbines during operations by establishing and implementing formal plans for monitoring the Project site and surrounding area for whooping cranes during spring and fall migration periods throughout the operational life of the Project and shutting down wind turbines and/or construction activities within 2 miles of whooping crane sightings. The SD GF&P will be consulted on the procedure to minimize impacts to whooping cranes.”
7. Minor grammatical changes.
8. Add a new paragraph: “Commercial operation may not begin prior to completion of the installation of LNTE blade attachments on Crowned Ridge I turbines.”
9. Add a new paragraph: “Project owner must cooperate with agricultural spray applicators in shutting down turbines as needed to facilitate safe and effective spray operation and application.”
10. Add a new paragraph: “Applicant shall allow Crowned Ridge Wind, LLC, access to the Project Area to conduct a pre- and postconstruction study to evaluate the potential effect of the Crowned Ridge Wind II Project on the local prairie grouse populations. Crowned Ridge Wind, LLC plans to conduct studies in the Crowned Ridge Wind II Project Area in accordance with the plan submitted on December 18, 2019, in Docket EL19-003.