

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

<b>IN THE MATTER OF THE APPLICATION BY )</b>	<b>NOTICE OF APPLICATION; ORDER</b>
<b>DEUEL HARVEST WIND ENERGY SOUTH LLC )</b>	<b>FOR AND NOTICE OF PUBLIC</b>
<b>FOR ENERGY FACILITY PERMITS OF A WIND )</b>	<b>INPUT MEETING; NOTICE OF</b>
<b>ENERGY FACILITY AND A 345-KV )</b>	<b>OPPORTUNITY TO APPLY FOR</b>
<b>TRANSMISSION FACILITY IN DEUEL )</b>	<b>PARTY STATUS</b>
<b>COUNTY, SOUTH DAKOTA, FOR THE SOUTH )</b>	
<b>DEUEL WIND PROJECT )</b>	<b>EL24-023</b>

On June 28, 2024, the South Dakota Public Utilities Commission (Commission) received an Application for Energy Facility Permits (Application) from Deuel Harvest Wind Energy South LLC (Deuel Harvest or Applicant), an affiliate of Invenergy LLC. Deuel Harvest proposes to construct a wind energy facility and a 345 kilovolt (kV) transmission line (Gen-Tie Line) to be located in Deuel County, South Dakota, known as the South Deuel Wind Project (Project). The Project would be situated within an approximately 34,339-acre project area, in the townships of Blom, Brandt, Clear Lake, Norden, and Scandinavia. The total installed capacity of the Project would not exceed 260 megawatts (MW) of nameplate capacity and deliver up to 250 MW to the point of interconnection. The proposed Project includes up to 68 wind turbines, electrical collection and supervisory control and data acquisition systems, a 34.5 kV to 345 kV collector substation, an approximately 6-mile long 345 kV generator transmission tie line, improvements to enable the interconnection of the Project into the existing 345 kV Astoria interconnection switchyard, an operations and maintenance facility, up to two aircraft detection lighting system towers; access roads, and up to three meteorological towers. The Project will also include temporary construction areas: crane paths, public road improvements, a general construction laydown yard, staging areas, and a concrete batch plant, as needed. The Gen-Tie Line will transmit electricity approximately 6 miles from the collector substation to the point of interconnection at the existing Astoria 345 kV interconnection switchyard owned by Otter Tail Power Company. The Project, which has an estimated construction cost of \$621 million, is expected to be in commercial operation in December 2026.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-41B and ARSD Chapter 20:10:22.

Pursuant to SDCL 49-41B-15 and 49-41B-16, **the Commission will hold a public input meeting on the Application on Thursday, August 22, 2024 – 5:30 p.m. CDT– Clear Lake Community Center, 218 Third Avenue South, Clear Lake, South Dakota.**

The purpose of the public input meeting will be to hear public comments regarding the Application and the Project. At the meeting, Deuel Harvest will present a brief description of the Project, after which interested persons may appear and present their views, comments, and questions regarding the Application. A copy of the Application is on file with the County Auditor in each of the above-mentioned counties which the Project crosses and at the Commission’s office in Pierre. The Application and all other documents in the docket, including detailed maps of the Project, may be accessed on the Commission’s web site at [puc.sd.gov](http://puc.sd.gov) under Commission Actions, Commission Dockets, Electric Dockets, 2024 Electric Dockets, EL24-023.

Pursuant to SDCL 49-41B-17, the parties to this proceeding are currently the Applicant and the Commission Staff. Each municipality, county, and governmental agency in the area where the facility is proposed to be sited; or any person residing in the area where the facility is proposed to be sited, or any directly interested person, may be granted party status in this proceeding by making timely written application to the Commission. Applications for party status will be available at the public input meeting or may be obtained from the Commission’s web site. **Applications for party status must be received by the Commission on or before 5:00 p.m., CDT, August 27, 2024.** The Commission will also accept written

comments from anyone other than parties to the proceeding, either by mail, personal delivery, or e-mail until the time of the decision. You only need to apply for party status if you want to participate formally in the case by putting on actual testimony or other factual evidence, conducting discovery, cross-examining witnesses, making legal arguments, and to preserve your right to appeal to the courts if you do not believe the Commission's decision is legally correct. You do not need to have party status in order to submit written comments. An individual with party status is required to submit information pursuant to a procedural schedule rather than submitting written comments.

Following the public input meeting, the Commission may schedule a formal evidentiary hearing conforming to SDCL Chapter 1-26 to consider issues raised by any party or the Commission itself. At such a formal hearing, parties will have the opportunity to appear, present evidence, and cross-examine the other parties' witnesses and exercise all other rights afforded by SDCL Chapters 1-26, 49-1, and 49-41B and ARSD Chapters 20:10:01 and 20:10:22, including rights of appeal to the courts.

For approval, Applicant must show that the proposed Project will comply with all applicable laws and rules, will not pose a threat of serious injury to the environment nor to the social and economic condition of inhabitants or expected inhabitants in the siting area, will not substantially impair the health, safety or welfare of the inhabitants, and will not unduly interfere with the orderly development of the region with due consideration having been given to the views of governing bodies of affected local units of government. Based upon these factors, the Commission will decide whether a permit to construct should be granted, denied, or granted upon such terms, conditions, or modifications of the construction, operation, or maintenance as the Commission finds appropriate.

It is therefore


**ORDERED**, that the Commission will hold a public input meeting on the Application and Project on **Thursday, August 22, 2024 – 5:30 p.m. CDT– Clear Lake Community Center, 218 Third Avenue South, Clear Lake, South Dakota.**

It is further

**ORDERED**, that pursuant to ARSD 20:10:22:40, **applications for party status should be received by the Commission on or before 5:00 p.m., CDT, on August 27, 2024.**

Pursuant to the Americans with Disabilities Act, these hearings will be held in physically accessible locations. Please contact the Public Utilities Commission at (605) 773-3201 at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you.

Dated at Pierre, South Dakota, this 9<sup>th</sup> day of July 2024.

<b>CERTIFICATE OF SERVICE</b>	
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:	
Date:	<u>9 July 2024</u>

BY ORDER OF THE COMMISSION:

  
KRISTIE FIEGEN, Chairperson

  
GARY HANSON, Commissioner

  
CHRIS NELSON, Commissioner