

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

**IN THE MATTER OF THE APPLICATION)
BY CROWNED RIDGE WIND, LLC FOR A)
PERMIT OF A WIND ENERGY FACILITY)
IN GRANT AND CODINGTON COUNTIES)**

**ORDER AFFIRMING PLAN TO END
CURTAILMENT**

EL19-003

On January 30, 2019, the South Dakota Public Utilities Commission (Commission) received an Application for a Facility Permit for a wind energy facility (Application) from Crowned Ridge Wind, LLC (Crowned Ridge or Applicant) to construct a wind energy conversion facility to be located in Grant County and Codington County, South Dakota (Project). Applicant has executed a power purchase agreement with Northern States Power Company (NSP) to sell NSP the full output of the Project. Applicant estimates the total cost of the Project to be \$400 million. On July 26, 2019, the Commission issued a Final Decision and Order Granting Permit to Construct Facility; Notice of Entry. (Permit). On July 31, 2019, the Commission issued an Order Granting Request to Approve Liaison Officer. On October 23, 2019, the Commission issued an Order Granting 60-Day Extension to Certain Requirements of Permit Condition 45. On November 14, 2019, the Commission issued an Order Approving Third-Party's Credentials and Lek Survey Methodology. On December 20, 2019, the Commission issued an Order Approving Escrow Agreement. On January 9, 2020, the Commission issued an Order Approving Temporary Waiver. On February 19, 2020, the Commission issued an Order Approving Post Construction Noise Compliance Test Protocol. On March 23, 2020, the Commission issued an Order Denying Motion to Revoke.

On June 29, 2020, Crowned Ridge filed a progress report explaining the status of the Low Noise Trailing Edge (LNTE) installation. In the report, Crowned Ridge stated it would no longer curtail certain turbines as of June 30, 2020, due to completed LNTE attachments on turbines 21, 29, 33, 37, 41, 44, 46, 48, 50, 52, 61, 63, 64, 66, and 95. On June 30, 2020, Intervenor Christenson filed a response to Crowned Ridge's progress report, demanding the Commission enforce its previous orders and not allow Crowned Ridge to stop curtailment of the turbines until all turbine blades are fitted with LNTEs.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-41B and ARSD Chapters 20:10:01 and 20:10:22. The Commission may rely upon any or all of these or other laws of this state in making its determination.

On July 8, 2020, at its regularly scheduled meeting, the Commission considered this matter. After hearing oral presentations from the parties and having thoroughly reviewed the filings in the docket, the Commission, after public discussion, voted unanimously to affirm that, pursuant to the January 9, 2020 Order Approving Temporary Waiver, Crowned Ridge may end curtailment of the turbines. It is therefore

ORDERED, that Crowned Ridge's plan to end curtailment of turbines is hereby affirmed.

Dated at Pierre, South Dakota, this 9th day of July 2020.

CERTIFICATE OF SERVICE
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: <u>Adam de Hueck</u>
Date: <u>7/9/20</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Chris Nelson
CHRIS NELSON, Commissioner

Kristie Fiegen
KRISTIE FIEGEN, Commissioner