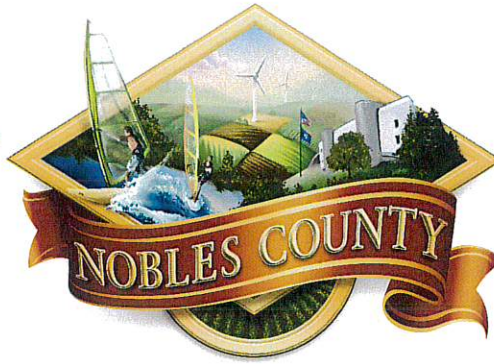


PUBLIC WORKS

960 Diagonal Road
PO Box 187
Worthington, MN 56187-0187



Phone: 507-295-5322
Fax: 507-372-8348
PublicWorks@co.nobles.mn.us

December 16, 2021

David Weetman
Westwood Professional Services
12701 Whitewater Drive, Suite 300
Minnetonka MN 55343

RE: Zephyr Wind LLC Repower

Dear Mr. Weetman:

Comments in response to the PUC Public hearing held on November 23, 2021 in Reading, MN regarding waivers to the Nobles County Zoning Ordinance for setback requirements.

Turbine T-9: Nobles County required setback to road right-of-way is one times the height, however may be reduced for minimum maintenance roads. This particular turbine is located on a minimum maintenance road, therefore we do not have an issue with the waiver request of 23 feet from the required setback for this turbine. No permits will be required by Nobles County for the repower of this turbine.

Turbine T-15: Nobles County requires a 600 foot setback from Wetlands, USFW Types III, IV and V. In your e-mail on November 23, 2021 you indicated the wetland delineation determined the setback will be 23 short of the required setback. As there have not been any complaints/concerns received by Nobles County concerning this turbine and the effects on the wetland area, no permits will be required by Nobles County for the repower of this turbine.

Turbines T-6, T-12 and T-13: Nobles County requires a setback of 1.25 times the total height from property lines. At the public hearing on November 29, 2021 in Reading, MN you indicated non-participating landowners for two of the turbines are in the process of signing on with the project. Based on the e-mail received from you dated 12-15-2021 it appears all the neighboring landowners have now agreed to become project participants and your organization is in the process of recording the appropriate documents. Therefore no permits will be required by Nobles County for the repower of these turbines.

Nobles County does not support Zephyr requesting the MPUC remove references to the Nobles County setbacks from the project's state site permit entirely.

Aaron Holmbeck, Nobles County Public Works Director, respectfully requests that a Road Agreement and Decommission Plan, including written financial security for Nobles County, be completed prior to the beginning of construction in calendar year 2022.

Sincerely,

A handwritten signature in blue ink that reads "Kathy Henderschiedt". The signature is written in a cursive style with a large initial 'K'.

Kathy Henderschiedt
Nobles County Planning and Zoning Administrator

Cc: Jamie McAllister, MN Dept. Commerce