

SITE PERMIT

FOR

**LARGE WIND ENERGY CONVERSION
SYSTEM**

**I
N**

MARTIN AND JACKSON COUNTIES, MINNESOTA

ISSUED TO

TRIMONT WIND I, LLC PERMIT NO.

PUC DOCKET NO. IP6907/WS-13-258

EOB PERMIT NO. 03-72-LWECS-

TRIMONT

In accordance with the requirements of Minnesota Statutes Section 116C.694 Chapter 216F and Minnesota Rules Chapter 7854, this Site Permit site permit is hereby issued to,

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**TRIMONT WIND I,
LLC**

Trimont Wind I, LLC is authorized to construct and operate a ~~400.5~~ 107.2-Megawatt nameplate capacity Large Wind Energy Conversion System on the site identified in this Site Permit and in compliance with the conditions contained in this Permit. The construction, operation, and maintenance of necessary associated facilities is also authorized by this site permit.

This Permit shall expire ~~on June 30, 2034,~~ years from permit

issuance

Dated: ~~June 17, 2004~~ XX, 2018

Robert A. Schroeder, Chair

David Wolf, Executive Secretary
Minnesota ~~Environmental Quality Board~~ Public Utility Commission

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facilities, and restoration of the site due to construction. The Permittee may submit a site plan and engineering drawings for only a portion of the LWECS if the Permittee is prepared to commence construction on certain parts of the project before completing the site plan and engineering drawings for other parts of the LWECS. If it is discovered during construction that conditions preclude the use of a proposed site for location of a turbine, the Permittee shall move or relocate the turbine to an acceptable site within the project boundaries. The Permittee shall notify the EQB of any turbines that are to be relocated before the turbine is constructed on the new site.

2. FIELD REPRESENTATIVE

Prior to the start of construction and continuously throughout construction and site restoration, the Permittee shall designate a field representative responsible for overseeing compliance with the conditions of this Permit. This person (or a designee) shall be accessible by telephone during normal business hours. This person's address, phone number and emergency phone number shall be provided to the MEQB Commission, who may make the number available to local residents and officials and other interested persons. The Permittee may change the field representative by notification to the MEQB Commission.

3. PRECONSTRUCTION MEETING

Prior to the start of any construction, the Permittee shall ~~conduct~~ participate in a preconstruction pre-construction meeting with the person designated by the MEQB Department of Commerce and Commission staff to review pre-construction filing requirements, scheduling, and to coordinate monitoring of construction and site restoration activities. Copies of pending studies will be provided at the pre-construction meeting. Within 14 days following the pre-construction meeting, the Permittee shall file with the Commission, a summary of the topics reviewed and discussed and a list of attendees. The Permittee shall indicate in the filing the construction start date.

4. NOTICE OF PERMIT CONDITIONS

The Permittee shall inform all employees, contractors, and other persons involved in the construction of the LWECS Project of the terms and conditions of this Permit.

B. MITIGATION MEASURES

1. SITE CLEARANCE

The Permittee shall disturb or clear the site only to the extent necessary to assure suitable access for construction, safe operation, and maintenance of the LWECS Project.

2. TOPSOIL PROTECTION

The Permittee shall implement measures to protect and segregate topsoil from subsoil in

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cultivated lands unless otherwise negotiated with the affected landowner.

3. COMPACTION

The Permittee shall implement measures to minimize compaction of all lands during all phases of the ~~project's~~Project's life and shall confine compaction to as small an area as practicable.

4. LIVESTOCK PROTECTION

The Permittee shall take precautions to protect livestock during all phases of the ~~project's~~Project's life.

5. FENCES

The Permittee shall promptly replace or repair all fences and gates removed or damaged during all phases of the ~~project's~~Project's life unless otherwise negotiated with the affected landowner. When the Permittee installs a gate where electric fences are present, the Permittee shall provide for continuity in the electric fence circuit.

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~~The Permittee shall develop a Soil Erosion and Sediment Control Plan prior to sediment control practices recommended by the Minnesota Pollution Control Agency Construction Stormwater Program.~~

~~If construction of the facility disturbs more than one acre of land, or is sited in an area designated by the Minnesota Pollution Control Agency as part of a storm water having potential for impacts to water resources, the Permittee shall obtain a National Pollutant Discharge Elimination System (NPDES)/State Disposal System (SDS) Construction Stormwater Permit from the Minnesota Pollution Control Agency that provides for the development of a Stormwater Pollution Prevention Plan (SWPPP) that describes methods to control erosion and runoff permit application. A goal of the Soil Erosion and Sediment Control Plan is,~~

~~The Permittee shall implement reasonable measures to minimize soil erosion, to re-vegetate non-erodible and range erosion and sedimentation during construction and shall employ perimeter sediment controls, protect exposed soil by promptly planting, seeding, using erosion control blankets and turf reinforcement mats, stabilizing slopes, protecting storm drain inlets, protecting soil stockpiles, and controlling vehicle tracking. Contours shall be graded as required so that all surfaces provide for proper drainage blend with the natural terrain, and are left in a condition that will facilitate re-vegetation and prevent erosion. All areas disturbed by construction with wildlife conservation species, and wherever possible, to plant native tall grass prairie species in cooperation with landowners, during construction of the facilities shall be returned to preconstruction conditions.~~

~~The Soil Erosion and Sediment Control Plan shall address what types of erosion control measures will be implemented during each project phase, and shall at a minimum identify plans for grading, construction and drainage of roads and turbine pads; necessary soil information; detailed design features to maintain downstream water quality; a comprehensive re-vegetation plan to maintain and ensure adequate erosion control and slope stability and to restore the site after temporary project activities; and measures to minimize the area of surface disturbance. Other practices shall include containing excavated material, protecting exposed soil, and stabilizing restored material and removal of silt fences or barriers when the area is stabilized. The plan shall identify methods for disposal or storage of excavated material. Erosion and sedimentation control measures shall be installed prior to construction and maintained throughout the project's life.~~

10. CLEANUP

The Permittee shall remove all waste and scrap that is the product of construction, operation, restoration and maintenance from the site and properly dispose of it upon completion of each task. Personal litter, bottles, and paper deposited by site personnel shall be removed on a daily basis.

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11. TREE REMOVAL

The Permittee shall minimize the removal of trees and the Permittee shall not remove groves of trees or shelter belts without notification to the [MEQBCommission](#) and the approval of the affected landowner.

12. RESTORATION

The Permittee shall, as soon as practical following construction of each turbine, considering the weather and preferences of the landowner, restore the area affected by any [LWECSPROJECT](#) activities to the condition that existed immediately before construction began, to the extent possible. The time period may be no longer than six months after completion of construction of the turbine. Restoration shall be compatible with the safe operation, maintenance, and inspection of the [LWECSPROJECT](#).

13. HAZARDOUS WASTE

The Permittee shall be responsible for compliance with all laws applicable to the generation, storage, transportation, clean up and disposal of hazardous wastes generated during any phase of the [PROJECT'SPROJECT'S](#) life.

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be placed less than 5 rotor diameters from the boundary of any property on Commission's 250 foot road right-of-way setbacks. Because the wind access buffer setback exceedances for these turbines would not materially impair the wind or land rights of the adjacent parcels to which the Permittee does not hold the wind rights, applicant does not hold wind rights, the Commission grants the requested adjustments for turbines 1, 4, 6, 7, 12, 16, 22, 23, 24, 25, 34, 46, 47, 48, 52, 53, 55, 56, 57, 58, and 59 as shown in attached Figure 4 from the LWECs Site Permit Amendment Application.

2. RESIDENCES

Wind turbine towers shall not be located closer than 500 feet from the nearest occupied dwelling.

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~~The Permittee, in consultation with DNR and other interested parties, shall conduct a pre-construction inventory of existing wildlife management areas, scientific and natural areas, recreation areas, wetlands, native prairies and forests, and any other biologically sensitive areas within the site. The results of the survey shall be submitted to the MEQB and DNR Commissioner prior to the commencement of construction.~~

2Trimont Wind conducted a preconstruction inventory of the biological resources potentially present within the Site Boundary in 2004. The findings from the original Biological Preservation Survey Report were previously provided to the Commission prior to the start of construction. ...

3. ARCHAEOLOGICAL RESOURCES

~~Prior to commencement of any construction, the Permittee shall conduct an archaeological reconnaissance survey within the area that will be permanently or temporarily impacted during construction or operation of the LWECS. The survey results shall be provided to the State Historic Preservation Office at the Minnesota Historical Society (MHS) and the Office of the State Archaeologist to determine whether cultural resources are present. Any unrecorded cultural resources that are found shall be evaluated for integrity and potential listing on the National Register of Historic Places. Undocumented resources that are eligible for listing on the National Register of Historic Places shall be avoided. All archaeological investigations shall meet the Minnesota Historical Society Standards and Guidelines for Archaeology and Historical Preservation. If any federal funding, permit or license is involved or required, the Permittee shall notify the MHS as soon as possible in the planning process to coordinate section 106 (36 C.F.R. 800) review.~~

Prior to construction, constructionThe Permittee shall make every effort to avoid impacts to identified archaeological and historic resources when constructing the facility. In the event that a resource is encountered, the Permittee shall contact and consult with the State Historic Preservation Office and the State Archaeologist. Where feasible, avoidance of the resource is required. Where not feasible, mitigation must include an effort to minimize project impacts on the resource consistent with State Historic Preservation Office and State Archaeologist requirements.

Prior to construction, workers shall be trained about the need to avoid cultural properties, how to identify cultural properties, and procedures to follow if undocumented cultural properties, including gravesites, are found during construction. If any archaeological siteshuman remains are

~~found encountered during construction, the Permittee shall immediately stop work halt construction at the sitesuch location, and shall mark and preserve the site and promptly notify the MEQB and the MHS about the discovery. The MEQB and the MHS shall have three working days from the time the agency is notified to conduct an inspection of the site if either agency shall choose to do so. On the fourth day after notification, the Permittee may begin work on the site unless the MHS has directed that work shall cease. In such event, worklocal law enforcement and the State Archaeologist. Construction at such location shall not continue until the MHS determines that construction can proceed- until authorized by local law enforcement or the State Archaeologist..~~

34. ELECTROMAGNETIC INTERFERENCE

~~Within sixty days after issuance of this Permit, the Permittee shall submit a plan to the MEQB for conducting an assessment of television signal reception and microwave signal patterns in the project area prior to commencement of construction of the project. The assessment shall be designed to provide data that can be used in the future to determine whether the turbines and associated facilities are the cause of disruption or interference of television reception or microwave patterns in the event residents should complain about such disruption or interference after the turbines are placed in operation. The assessment shall be completed prior to operation of the turbines. The Permittee shall be responsible for alleviating any disruption or interference of these services caused by the turbines or any associated facilities.-~~

Trimont Wind conducted an assessment of the potential effects of the proposed turbine retrofits on microwave signals, communication towers, and government radar in 2017. No turbines were found to have potential obstruction with the microwave systems in the area.

The Permittee shall not operate the ~~LWECS and associated facilities~~Project so as to cause microwave, television, radio, telecommunications or navigation interference contrary to Federal Communications Commission (FCC) regulations or other law. -In the event the ~~LWECS~~Project and its associated facilities or its operations cause such interference, the Permittee shall take timely measures necessary to correct the problem.-

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6. FOOTPRINT MINIMIZATION

The Permittee shall ~~design and construct the LWECSPROJECT~~ so as to minimize the amount of land that is impacted by the LWECs. ~~Associated facilities in the vicinity of turbines such as electrical/electronic boxes, transformers and monitoring systems shall, to the greatest extent feasible, be mounted on the foundations used for turbine towers or inside the towers unless otherwise negotiated with the affected landownerPROJECT.~~

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7. ELECTRICAL CABLES

The Permittee shall ~~place electrical~~ Electrical lines, known as collectors, and communication cables shall remain underground when located on private property. Collectors and cables shall also ~~be placed~~ remain within or adjacent to the land necessary for turbine access roads unless otherwise negotiated with the affected landowner. This paragraph does not apply to feeder lines.

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8. FEEDER LINES

~~The Permittee shall place overhead 34.5 kV electric lines, known as feeders, on public rights of way, if a public right of way exists. A change in routes may be made as long as feeders remain on public rights of way and approval has been obtained from the governmental unit responsible for the affected right of way. If no public right of way exists, the Permittee may place feeders on private property. When placing feeders on private property, the Permittee shall place the feeder in accordance with the easement negotiated with the affected landowner. Notwithstanding any of the requirements in paragraph III.D. to conduct surveys before any construction can commence, the Permittee may begin immediately upon issuance of this permit to construct the 34.5 kV feeder lines that will be required as part of this project. The Permittee shall submit the site plan and engineering drawings required under paragraph III.A.1. for the feeder lines before commencing construction. Any guy wires on the structures for feeder lines shall be marked with safety shields.~~

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Overhead 34.5 kV electric lines, known as feeders, shall remain in their current location.

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F. STUDIES

1. WAKE LOSS STUDIES

The Permittee shall provide, to the MEQB, with the site plan required by paragraph III.A.1., the preconstruction micro siting analysis leading to the final tower locations and an estimate of total project wake losses. The Permittee shall provide to the MEQB any operational wake loss studies conducted on this project.

The Permittee shall provide a wake loss analysis to the Commission prior to construction.

2. NOISE

On request of the MEQB Chair, the Permittee shall submit a proposal to the MEQB Chair for the conduct of a noise study. Upon the approval of the MEQB Chair the Permittee shall carryout the study. The study shall be designed to determine the noise levels at various distances from the turbines at various wind directions and speeds.

The Project will comply with the noise standards established by the Minnesota Pollution Control Agency as of the date of this permit. The noise standards are found in Minnesota Rules Chapter 7030. Turbine operation shall be modified if necessary to comply with these noise standards.

G., DECOMMISSIONING/RESTORATION/ABANDONMENT

1. DECOMMISSIONING PLAN

Prior to commencement of construction, the Permittee shall submit to the MEQBCommission a Decommissioning Plan describing the manner in which the Permittee anticipates decommissioning the project in accordance with the requirements of Minn. Rules part ~~4401.0450~~

7854.500, subp. 13. The Permittee shall ensure that it carries out its obligation to provide for the resources necessary to fulfill its requirements to properly decommission the project at the appropriate time. The MEQBCommission may at any time request the Permittee to file a report with the MEQBCommission describing how the Permittee is fulfilling these requirements.

2. SITE RESTORATION

Upon expiration of this Permit, or upon earlier termination of operation of the LWECSPROJECT, the Permittee shall have the obligation to dismantle and remove from the site all towers, turbine generators, transformers, overhead and underground cables, foundations, buildings and ancillary equipment to a depth of four feet. To the extent possible the Permittee shall restore and reclaim the site to its pre-project topography and topsoil quality. -All access roads shall be removed unless written approval is given by the affected landowner requesting that one or more roads, or portions thereof, be retained. Any agreement for removal to a lesser depth or for no removal shall be recorded with the county and shall show the locations of all such foundations. All such

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agreements between the Permittee and the affected landowner shall be submitted to the MEQBCommission prior to completion of restoration activities.- The site shall be restored in accordance with the requirements of this condition within eighteen months after expiration.

3. ABANDONED TURBINES

The Permittee shall advise the MEQBCommission of any turbines that are abandoned prior to termination of operation of the LWECSPProject. The MEQBCommission may require the Permittee to decommission any abandoned turbine.

H. REPORTING

1. PROJECT ENERGY PRODUCTION

The Permittee shall, by ~~July 15~~February 1 of each year, report to the MEQBCommission on the monthly energy production of the Project including:

- ~~(a) the installed nameplate capacity of the permitted project and;~~
- ~~(b) the average total monthly wind speed collected at one permanent meteorological tower selected energy generated by the MEQB Chair for the preceding year or partial year of operation. The report shall include copies of any project in MW hours;~~
- ~~(c) the monthly capacity factor of the project;~~
- ~~(d) yearly energy production reports filed with MAPP, FERC, or the MPUC or any other public regulatory agency. The Permittee shall describe and capacity factor for the project;~~
- ~~(e) the operational status and availability of the Project project and any major outages, major repairs, or turbine performance improvements occurring in the previous year; and~~
- ~~(f) any other information reasonably requested by the Commission.~~

This information shall be filed electronically and may be trade secret.

2. WIND RESOURCE USE

~~Within three months after commercial operation begins, the The~~ Permittee shall provide the MEQB with viewer access to its supervisory control and data acquisition (SCADA) system to allow the MEQB to monitor and review the, by February 1st following average hourly data for each hour complete or partial calendar year of commercial operation:-

- ~~(a) The power output of each turbine;~~
- ~~(b) The operation, file with the Commission the average monthly and average~~

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~~annual~~ wind speed and direction measured at all monitored heights at any temporary and permanent meteorological towers that is connected to the SCADA system, owned or operated by the Permittee, in or within one mile of the project site boundary; and

~~(c) Temperature and any other meteorological parameters recorded/collected~~ at one permanent meteorological tower selected by the MEQB Chair.

~~Once the Permittee provides the initial access, the MEQB during the preceding year or partial year of operation. This information shall be responsible for maintaining the remote viewer connection. The Permittee shall not be in violation of this Permit if remote connection is lost or the SCADA system goes down. The Permittee shall not be required to provide the MEQB with viewer access to the SCADA system if doing so would be in violation of any standards or requirements imposed upon the Permittee by the federal government or any national organization with authority over the Permittee. In the event the MEQB is not provided access to the SCADA system, the Permittee shall file a quarterly report (due January 15, April 15, July 15, and October 15) with the MEQB with the same data specified above. After two years of commercial operation, the MEQB Chair filed electronically and may reduce or eliminate the requirements of this condition. The provisions of paragraph III.K.5. shall apply to the MEQB's review of this data be trade secret.~~

3. EXTRAORDINARY EVENTS

Within 24 hours of an occurrence, the Permittee shall notify the MEQB Commission of any extraordinary event.- Extraordinary events include: tower collapse, turbine failure, thrown blade or hub, collector or feeder line failure, injured LWECS-worker or private person, kills of threatened or endangered species, or discovery of an unexpectedly large number of dead birds of any variety on site. In the event of extraordinary avian mortality, the DNR shall also be notified within 24 hours. The Permittee shall, within 30 days of the occurrence, submit a report to the MEQB Commission describing the cause of the occurrence and the steps taken to avoid future occurrences.

4. COMPLAINTS

Prior to the start of construction, the Permittee shall submit to the MEQB Commission the ~~company's~~ procedures ~~to that will~~ be used to receive and respond to complaints. -The ~~Permittee~~ procedures shall report to the MEQB all complaints received concerning any part of the LWECS ~~be~~ in accordance with the ~~procedures provided in Exhibit 1 attached to this Permit~~ requirements of Minn. R. 7829.1500 or Minn. R. 7829.1700.

I. FINAL CONSTRUCTION

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1. AS-BUILT PLANS AND SPECIFICATIONS

Within 60 days after completion of construction, the Permittee shall submit to the MEQB Commission a copy of the as-built plans and specifications. The Permittee must also submit this data in a geographic information system (GIS) compatible format so that the MEQB can place it into requested by the Department of Administration's Land Management Information Center geographic data clearinghouse.Commerce.

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of the Permit. No modification may be made except in accordance with applicable statutes and rules.-

other type of-

proprietary information under the Data Practices Act or other law and is not to be made available to persons outside the agency. The Permittee must satisfy requirements of applicable law to obtain the protection afforded by the law.

6. TRANSFER OF PERMIT

The Permittee may ~~not request at any time that the Commission transfer this Permit without the approval of the MEQB. If the Permittee desires permit to transfer this Permit, the holder shall advise the MEQB in writing of such desire, another person or entity.~~ The Permittee shall provide the ~~MEQB~~ name and description of the person or entity to whom the permit is requested to be transferred, the reasons for the transfer, a description of the facilities affected, and the proposed effective date of the transfer. The person to whom the permit is to be transferred shall provide the Commission with such information ~~about the transfer as the MEQB requires to reach a decision.~~ The ~~MEQB~~ Commission shall require to determine whether the new Permittee can comply with the conditions of the permit.

The Commission may authorize transfer of the permit after affording the Permittee, the new Permittee, and interested persons such process as is required. The Commission may impose additional conditions on any new Permittee permittee as part of the approval of the transfer. Within 20 days after the date of the notice provided in Section 10.5, the Permittee shall file a notice describing its ownership structure, identifying, as applicable:

- (a) the owner(s) of the financial and governance interests of the Permittee;
- (b) the owner(s) of the majority financial and governance interests of the Permittee's owners; and
- (c) the Permittee's ultimate parent entity (meaning the entity which is not controlled by any other entity).

The Permittee shall immediately notify the Commission of:

- (a) a change in owner(s) of the majority* financial or governance interests in the Permittee;
- (b) a change in owner(s) of the majority* financial or governance interests of the Permittee's owners; or
- (c) a sale which changes the parent entity of the Permittee.

*When there are only co-equal 50/50 percent interests, any change shall be considered a change in majority interest.

The Permittee shall notify the Commission of:

- (a) the sale of a parent entity or a majority interest in the Permittee;
- (b) the sale of a majority interest of the Permittee's owners or majority interest of the owners; or
- (c) a sale which changes the entity with ultimate control over the Permittee.

7. OTHER PERMITS

The Permittee shall be responsible for acquiring any other federal, state, or local permits or authorizations that may be required to construct and operate a LWECSPProject within the

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authorized site. -The Permittee shall submit a copy of such permits and authorizations to the MEQBCommission upon request.-

8. SITE MANAGER

The Permittee shall designate a Site Manager who shall be the contact person for the MEQBCommission to contact with questions about the LWECSPROJECT. The Permittee shall provide the MEQBCommission with the name, address, and phone numbers of the project site manager prior to placing any turbine into operation. This information shall be maintained current by informing the MEQBCommission of any changes as they become effective.

9. NOTICE TO LOCAL RESIDENTS

The Permittee shall, within ten working days of receipt of this Permit, send a copy of the Permit to the office of the auditor of each county in which the site is located and to the clerk of each city and township within the site boundaries. If applicable, the Permittee shall also, within 10 working days of issuance, send a copy of this Permit to each regional development commission, local fire district, soil and water conservation district, watershed district, and watershed management district office with jurisdiction in the county where the site is located. Within thirty days of issuance of this Permit, the Permittee shall send a copy of the Permit to each affected landowner within the site. In no case shall the affected landowner receive the site permit ~~less than five days prior to the start of construction on their property.~~ than five days prior to the start of construction on their property.

10. RIGHT OF ENTRY

The Permittee shall allow representatives of the MEQBCommission to perform the following, upon presentation of credentials:

- (a) To enter upon the facilities easement of the site property for the purpose of obtaining information, examining records, and conducting surveys or investigations.
- (b) To bring such equipment upon the facilities easement of the property as is necessary to conduct such surveys and investigations.
- (c) To sample and monitor upon the facilities easement of the property; and
- (d) To examine and copy any documents pertaining to compliance with the conditions of this Permit.

11. MORE STRINGENT RULES

The MEQB'sCommission's issuance of this Site Permit does not prevent the future adoption by the MEQBCommission of rules or orders more stringent than those now in existence and does

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not prevent the enforcement of these more stringent rules and orders against the Permittee.

L. EXPIRATION DATE

This Permit shall expire ~~on July 31, 2034~~ 30 years from amended permit issuance.

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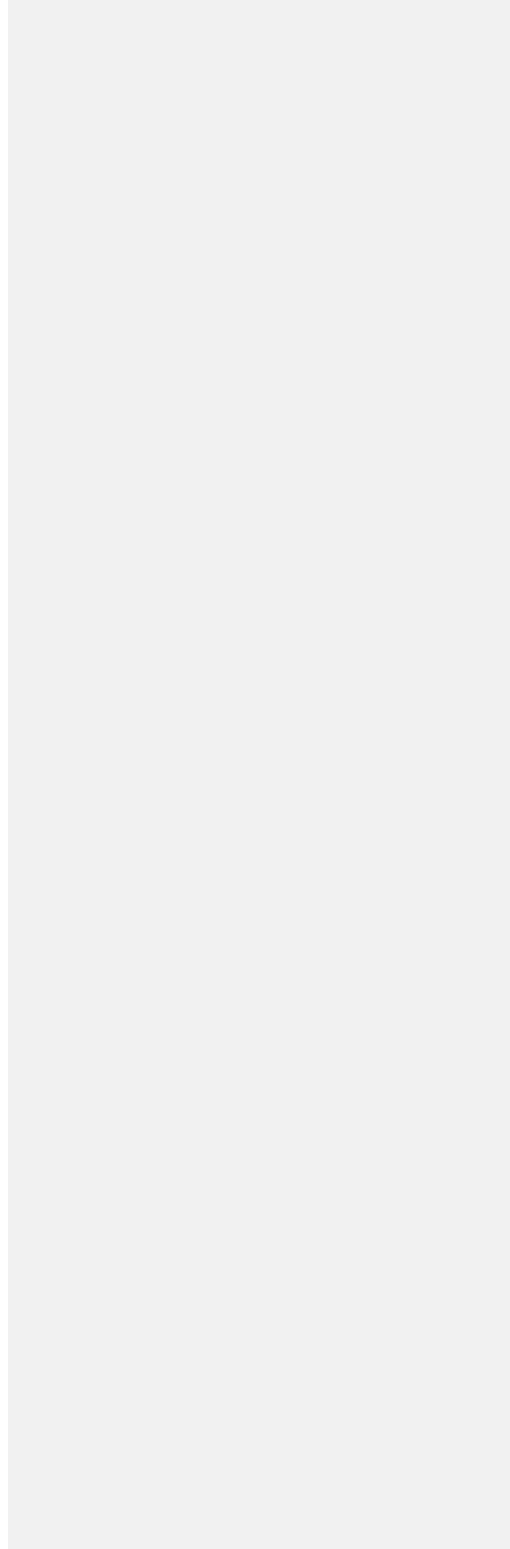
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FIGURE 1

**TRIMONT WIND-
PROJECT**

BOUNDARY-OUTLINE



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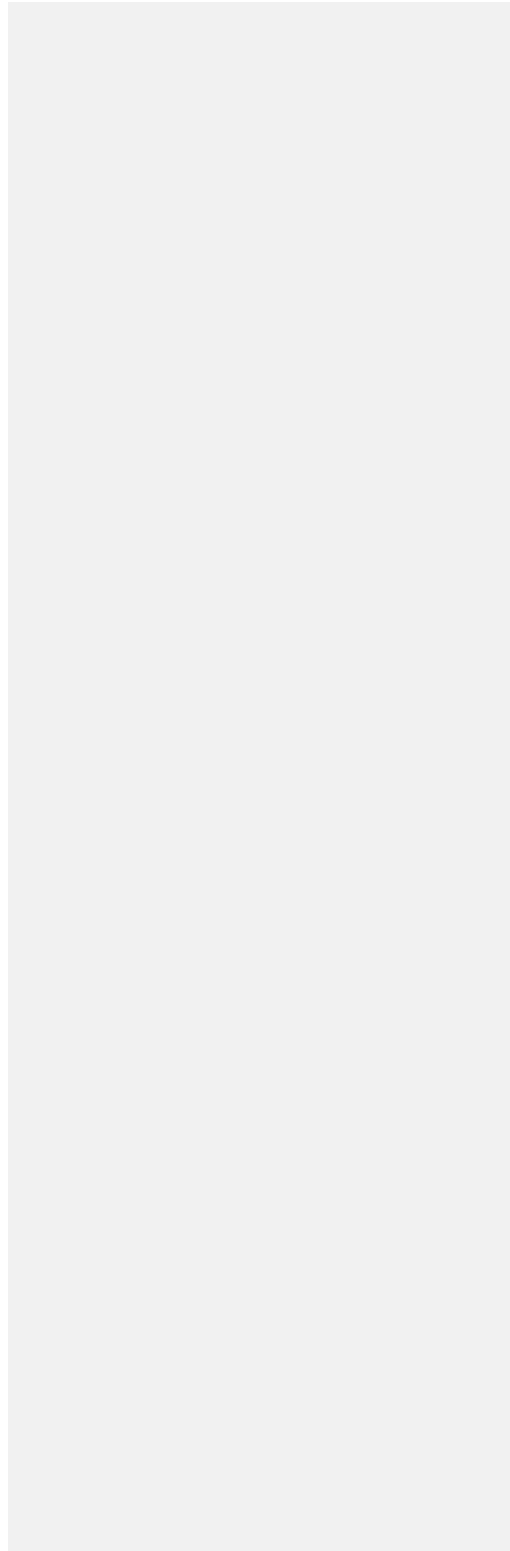


EXHIBIT 1

ENVIRONMENTAL QUALITY BOARD

COMPLAINT REPORT PROCEDURES FOR

LARGE WIND ENERGY CONVERSION SYSTEMS

1. Purpose

To establish a uniform and timely method of reporting complaints received by the Permittee concerning the Permit conditions for site preparation, construction, cleanup and restoration, and resolution of such complaints.

2. Scope

This reporting plan encompasses complaint report procedures and frequency.

3. Applicability

The procedures shall be used for all complaints received by the Permittee.

4. Definitions

Complaint -- A statement presented by a person expressing dissatisfaction, resentment, or discontent as a direct result of the LWECS and associated facilities. Complaints do not include requests, inquiries, questions or general comments.

Substantial Complaint -- Any complaints submitted to the Permittee in writing that, if substantiated, could result in Permit modification or suspension pursuant to the applicable regulations.

Person -- An individual, partnership, joint venture, private or public corporation, association, firm, public service company, cooperative, political subdivision, municipal corporation, government agency, public utility, district, or any other entity, public or private, however organized.

5. Responsibilities

Everyone involved with any phase of the LWECS is responsible to ensure expeditious and equitable resolution of all complaints. It is therefore necessary to establish a uniform method for documenting and handling complaints related to this LWECS project. The following procedures will satisfy this requirement:

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A. The Permittee shall document all complaints by maintaining a record of all applicable information concerning the complaint, including the following:

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1. Name of the Permittee and project.
2. Name of complainant, address and phone number.
3. Precise property description or tract numbers (where applicable).
4. Nature of complaint.
5. Response given.
6. Name of person receiving complaint and date of receipt.
7. Name of person reporting complaint to the MEQB and phone number.
8. Final disposition and date.

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B. The Permittee shall assign an individual to summarize complaints for transmittal to the MEQB.

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6. Requirements

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The Permittee shall report all complaints to the MEQB according to the following schedule:

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Immediate Reports – All substantial complaints shall be reported to the MEQB by phone the same day received or on the following working day for complaints received after working hours. Such reports are to be directed to Wind Permit Compliance at the following: 651-296-2871 or 651-296-2878 or 1-800-657-3794. Voice messages are acceptable.

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Monthly Reports

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By the 15th of each month, a summary of all complaints, including substantial complaints received or resolved during the proceeding month, and a copy of each complaint shall be sent to Wind Permit Compliance, Minnesota Environmental Quality Board, 300 Centennial Building, 658 Cedar Street, St. Paul, MN 55155.

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7. Complaints Received by the MEQB

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Copies of complaints received directly by the MEQB from aggrieved persons regarding site preparation, construction, cleanup, restoration, operation and maintenance shall be promptly sent to the Permittee.

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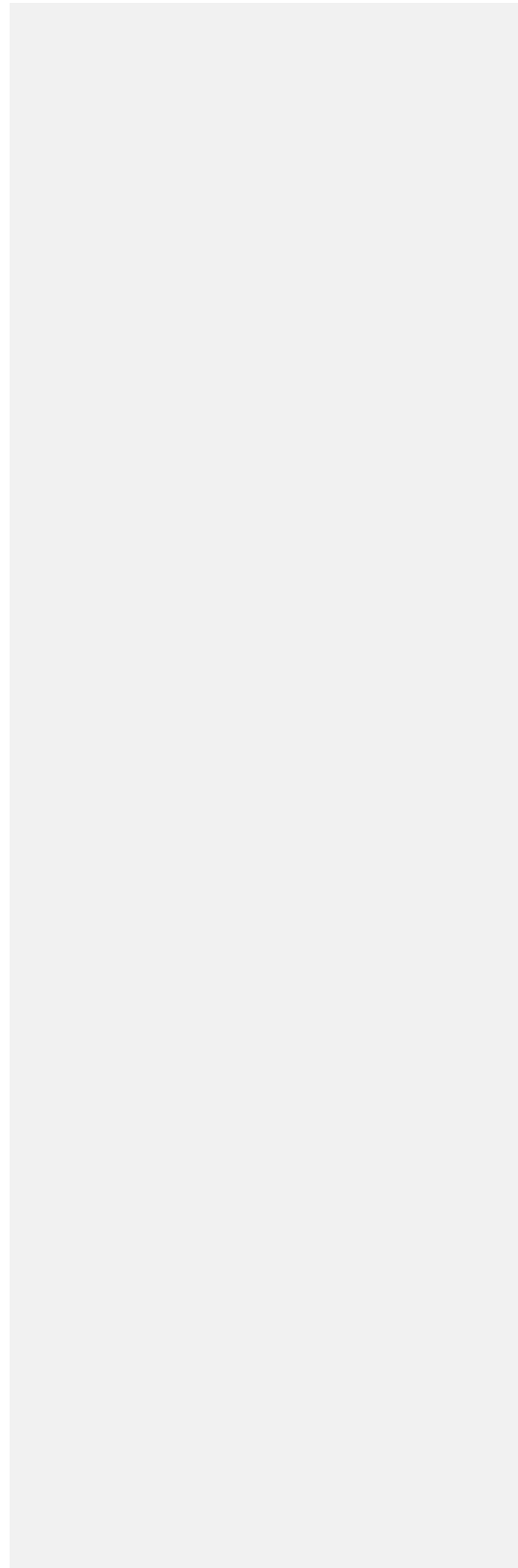


EXHIBIT 2

BEST MANAGEMENT PRACTICES

No tracked or wheeled vehicles should be allowed in streambeds. All mechanized work should be conducted from the banks.

Erosion control measures should receive the utmost attention if construction occurs upslope of creeks or streams. Silt fences should be installed adjacent to the stream, and additional devices such as silt fences or check bales should be installed upslope. Devices should be inspected frequently, particularly following precipitation, to ensure they are effective and in good repair. Repairs or replacements should be made promptly. Erosion control measures should remain in place until vegetation begins to recover.

Removal of riparian vegetation should be kept to a minimum, and should occur sequentially as needed over the length of the project. Areas of disturbed soils should be mulched and/or reseeded promptly, preferably with native grasses and forbs. The site should be inspected following spring green-up to ensure vegetation is recovering as expected.

Construction, demolition and /or removal activities in the vicinity of streams should be conducted to prevent materials from falling into the water. Any materials that fall into the water or into areas below the ordinary high water line should be retrieved promptly, by hand or by equipment working from the banks, and disposed of in a manner consistent with state and local ordinances.

Any fill materials that must be placed below the ordinary high water line should be clean and free of fine materials, and should be locally-sourced, if possible. Final grade ratios should not exceed 3:1. If necessary, Class III riprap should be installed over geotextile material, such that stream banks are protected from scour. Riprap or other materials that already exist onsite should be minimally disturbed.

The applicant should meet with construction contractors before commencing the project, to ensure that all permit provisions are clearly understood. If the project is modified so that protected waters will be affected, the Permittee should contact the DNR Area Hydrologist for Jackson County, Jim Sehl, at 507-831-2900, or for Martin County, Leo Getsfried, at 507-389-2151, before proceeding.

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