

Appendix A-2 – EERA Size Determination Response

December 22, 2021

Mark D. Crawl
Invenergy LLC
Suite 11100
Denver, CO 80202

Dear Mr. Crawl:

On November 4, 2021, the Department received a Solar Size Determination request for Lake Wilson Solar Energy, LLC's (a wholly owned subsidiary of Invenergy Solar Development North America LLC, an affiliate of Invenergy LLC) proposed 150 Megawatt (MW) Lake Wilson Solar project in Murray County. In its request Lake Wilson Solar Energy, LLC indicated that it would be submitting an application to the Minnesota Public Utilities Commission PUC for up to 150 MW AC of nameplate solar-energy capacity together with up to 50 MW of battery storage capacity as an associated facility.

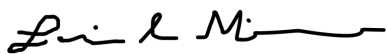
The Department is responsible for reviewing size determination requests to determine "whether a combination of solar energy generating systems meets the definition of large electric power generating plant and is subject to the commission's siting authority jurisdiction" (Minnesota Statute 216E.021, Subd. a).

Affiliates of Lake Wilson Solar are currently pursuing several separate utility-scale solar projects in Minnesota. Based on information provided by the company, and based on criteria established in the statute, the Department has determined that the Lake Wilson Solar project is not associated with any of these planned solar projects in a way that would require them to be combined into a single project for purposes of the size determination. However, given that the project on its own is over 50 MW, the Department determines that Lake Wilson Solar is subject to the Public Utilities Commission's siting authority and must be reviewed and permitted under the Power Plant Siting Act (Minnesota Statute 216E).

Lake Wilson Solar, LLC has the right to dispute this determination with the Chair of the Public Utilities Commission.

I am available to answer any questions you might have.

Sincerely,



Louise Miltich
Energy Environmental Review and Analysis

cc: Bret Eknes, Public Utilities Commission
Jeremy Duehr, Fredrikson & Byron