<u></u>	Formatted: Font: 8.5 pt	
SITE PERMIT	Formatted: Normal, Left, Spa spacing: Exactly 8.5 pt	ace Before: 0.05 pt, Line
	Formatted: Font: 10 pt	
	Formatted: Normal, Left, Lin	e spacing: Exactly 10 pt
FOR-	Formatted: Space After: 0 p	t, Line spacing: Exactly 10
	Formatted: Font: 10 pt, Not	Bold
	Formatted: Left, Space After Exactly 10 pt	0 pt, Line spacing:
LARGE WIND ENERGY CONVERSION	Formatted	
SYSTEM	Formatted: Indent: Left: 2.58 Before: 1 pt, After: 0 pt, Line	
	Formatted	
<u>I</u>	Formatted: Font: Times New	Roman, 15.5 pt
\mathbf{N}_{\star}	Formatted	
	Formatted	
	Formatted: Font: 8.5 pt, Not	Bold
MARTIN AND JACKSON COUNTIES, MINNESOTA	Formatted	
	Formatted	
	Formatted	
	Formatted: Font: Times New	Roman, Not Bold
ISSUED TO.	Formatted	
1SSUED, TO,	Formatted	
TRIMONT WIND I, LLC PERMIT NO.	Formatted: Font: Times New	Roman, 15.5 pt, Bold
	Formatted	
\	Formatted: Font: 12 pt	
PUC DOCKET NO. IP6907/WS-13-258	Formatted	
Tee booker 110. It by 01/1 115 Is also	Formatted: Font: Times New	Roman, 15.5 pt, Bold
EQB PERMIT NO. 03-72-LWECS-	Formatted	
	Formatted	
TRIMONT	Formatted	
	Formatted	
	Formatted: Font: Times New	Roman, 11.5 pt
In accordance with the requirements of Minnesota Statutes Section 116C.694Chapter 216F and	Formatted	
Minnesota Rules Chapter 7854, this Site Permitsite permit is hereby issued to	Formatted	
•	Formatted: Font: 14 pt	

Style Definition

TRIMONT WIND I, LLC

Trimont Wind I, LLC is authorized to construct and operate a 100.5_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	

Dated: June 17, 2004XX, 2018

<u>issuance</u>

Robert A. Schroeder, Chair

<u>David Wolf, Executive Secretary</u> **Minnesota** Environmental Quality Board Public Utility Commission

I. SITE PERMIT	1
H. PROJECT DESCRIPTION	 1
HI. CONDITIONS	 1
A. GENERAL CONSTRUCTION CONDITIONS	 1
1. SITE PLAN	 1
2. FIELD REPRESENTATIVE	1
3. PRECONSTRUCTION MEETING	2
4. NOTICE OF PERMIT CONDITIONS	2
B. MITIGATION MEASURES	2
1. SITE CLEARANCE	2
2. TOPSOIL PROTECTION	2
3. COMPACTION	
4. LIVESTOCK PROTECTION	2
5. FENCES	2
6. DRAINAGE TILE	3
7. EQUIPMENT STORAGE	3
8. ROADS	3
9. SOIL EROSION AND SEDIMENT CONTROL	3
10. CLEANUP	 4
11. TREE REMOVAL	 4
12. RESTORATION	 4
13. HAZARDOUS WASTE	
14. APPLICATION OF HERBICIDES	5
15. PUBLIC SAFETY	5
16. FIRE PROTECTION	
17. TOWER IDENTIFICATION	5
C. SETBACKS	5
1. WIND ACCESS BUFFER	
2. RESIDENCES	5
3. ROADS	
4. WILDLIFE MANAGEMENT AREAS	
5. WETLANDS	 6
6. NATIVE PRAIRIE	
7. OTHER	
D. PRECONSTRUCTION SURVEYS	
1. BIOLOGICAL PRESERVATION SURVEY	 6
2. ARCHAEOLOGICAL RESOURCES	
3. ELECTROMAGNETIC INTERFERENCE	
E. SITE LAYOUT RESTRICTIONS	
1. WIND TURBINE TOWERS	
2. METEOROLOGICAL TOWERS	
3. NOISE	
4. FEDERAL AVIATION ADMINISTRATION	
5. TURBINE SPACING	
6. FOOTPRINT MINIMIZATION	8

- ELECTRICAL CABLES	9
FFEDER LINES	9

F. STUDIES	9
1. WAKE LOSS STUDIES	9
2. NOISE	9
C. DECOMMISSIONING/RESTORATION/ABANDONMENT	
1. DECOMMISSIONING PLAN	9
2. SITE RESTORATION	. 10
3. ABANDONED TURBINES	. 10
H. REPORTING	. 10
1. PROJECT ENERGY PRODUCTION	. 10
2. WIND RESOURCE USE	. 10
3. EXTRAORDINARY EVENTS	. 11
4. COMPLAINTS	. 11
I. FINAL CONSTRUCTION	. 11
1. AS BUILT PLANS AND SPECIFICATIONS	. 11
2. FINAL BOUNDARIES	. 12
3. EXPANSION OF SITE BOUNDARIES	. 12
J. AUTHORITY TO CONSTRUCT LWECS	. 12
1. WIND RIGHTS.	. 12
2. OTHER PERMIT APPLICATIONS	. 12
3. PREEMPTION OF OTHER LAWS	. 12
K. MISCELLANEOUS	. 12
1. PERIODIC REVIEW	. 12
2. FAILURE TO COMMENCE CONSTRUCTION	. 13
3. MODIFICATION OF CONDITIONS	. 13
4. REVOCATION OR SUSPENSION OF THE PERMIT	. 13
5. PROPRIETARY INFORMATION	. 13
6. TRANSFER OF PERMIT	. 1 4
7. OTHER PERMITS	. 14
8. SITE MANAGER	. 14
9. NOTICE TO LOCAL RESIDENTS	
10. RICHT OF ENTRY	. 14
11. MORE STRINGENT RULES	. 15
L. EXPIRATION DATE	. 15

I. SITE PERMIT	1
II. PROJECT DESCRIPTION	1
III. CONDITIONS	
A. GENERAL CONSTRUCTION CONDITIONS	
	1
2. FIELD REPRESENTATIVE	1
3. PRECONSTRUCTION MEETING	2
4. NOTICE OF PERMIT CONDITIONS	2
B. MITIGATION MEASURES	2
1. SITE CLEARANCE	2
2. TOPSOIL PROTECTION	2
3. COMPACTION	2
4. LIVESTOCK PROTECTION	2
5. FENCES	
6. DRAINAGE TILE	3
7. EQUIPMENT STORAGE	3
8. ROADS	3
9. SOIL EROSION AND SEDIMENT CONTROL	3
10. CLEANUP	<u> 4</u>
11. TREE REMOVAL	<u> 4</u>
12. RESTORATION	
13. HAZARDOUS WASTE	4
14. APPLICATION OF HERBICIDES	<u> 5</u>
15. PUBLIC SAFETY	
16. FIRE PROTECTION	<u> 5</u>
17. TOWER IDENTIFICATION	
C. SETBACKS	<u> 5</u>
1. WIND ACCESS BUFFER	<u> 5</u>
2. RESIDENCES	<u> 5</u>
3. ROADS	<u> 6</u>
	<u> 6</u>
5. WETLANDS	
	<u> 6</u>
7. OTHER	<u> 6</u>
D. PRECONSTRUCTION SURVEYS	<u> 6</u>
1. BIOLOGICAL PRESERVATION SURVEY	<u> 6</u>
2. ARCHAEOLOGICAL RESOURCES	7
3. ELECTROMAGNETIC INTERFERENCE	7
	<u> 8</u>
1. WIND TURBINE TOWERS	
	<u> 8</u>
3. NOISE	<u> 8</u>
4. FEDERAL AVIATION ADMINISTRATION	
5. TURBINE SPACING	8
6. FOOTPRINT MINIMIZATION	
7. ELECTRICAL CABLES	8
8 FEFNED LINES	Q

F. STUDIES9
1. WAKE LOSS STUDIES9
2. NOISE9
G. DECOMMISSIONING/RESTORATION/ABANDONMENT9
1. DECOMMISSIONING PLAN9
2. SITE RESTORATION9
3. ABANDONED TURBINES9
H. REPORTING
1. PROJECT ENERGY PRODUCTION 10
2. WIND RESOURCE USE 10
3. EXTRAORDINARY EVENTS 10
4. COMPLAINTS 10
I. FINAL CONSTRUCTION
1. AS-BUILT PLANS AND SPECIFICATIONS 10
2. FINAL BOUNDARIES 11
3. EXPANSION OF SITE BOUNDARIES11
J. AUTHORITY TO CONSTRUCT PROJECT11
1. WIND RIGHTS11
2. OTHER PERMIT APPLICATIONS11
3. PREEMPTION OF OTHER LAWS11
K. MISCELLANEOUS
1. PERIODIC REVIEW11
2. FAILURE TO COMMENCE CONSTRUCTION 12
3. MODIFICATION OF CONDITIONS12
4. REVOCATION OR SUSPENSION OF THE PERMIT 12
5. PROPRIETARY INFORMATION12
6. TRANSFER OF PERMIT 13
7. OTHER PERMITS13
8. SITE MANAGER 14
9. NOTICE TO LOCAL RESIDENTS 14
10. RIGHT OF ENTRY
11. MORE STRINGENT RULES 14
L. EXPIRATION DATE

I. SITE PERMIT

This Site Permit for a Large Wind Energy Conversion System (LWECSProject) authorizes Trimont Wind I, LLC, (hereinafter "Permittee") to construct a 100.5 retrofit their existing wind plant to 107.2 Megawatt -(MW) LWECSProject and associated facilities in Martin and Jackson Counties, Minnesota, on a site of approximately 22,400 acres in accordance with the conditions contained in this Permit. The preliminary site boundary is shown on the map that is attached hereto as Figure 1.—

II. -PROJECT DESCRIPTION

The 100.5107.2 Megawatt LWECS Project authorized to be constructed in this Permit is referred to as the Trimont Wind Project ("Project"). The Project will consist of up to 67 turbines, using 4.5 MW or 1.6 MW [manufacturer to be determined] GE wind turbines with a maximum nameplate capacity of 100.5 107.2 MW. Turbines are interconnected by communication and electrical power collection facilities within the wind farm. These facilities will include transformers and underground collection lines and overhead feeder lines that will deliver wind-generated power to GRE's Martin County Substation located in Section 19 in Cedar Township in Martin County. Turbine blades will have a [70-82] meter rotor diameter, depending on the turbine modelinstalled. The retrofit turbine blades will have up to a 91 meter rotor diameter. There will be no changes to the Facility boundary, turbine locations, turbine towers, meteorological towers, or underground electrical collection system outside of the substation. Trimont Wind would establish and maintain settings in the Facility's SCADA and windfarm management system to ensure the Facility does not exceed the net 105 MW limit at the point of interconnection. In the future, Trimont Wind may make a MISO interconnection request to increase its interconnection rights at the Facility to accommodate the 107.2 MW pursuant to processes and standards established in the MISO Tariff.

III. CONDITIONS

The following conditions shall apply to site preparation, construction, cleanup, restoration, operation, maintenance, abandonment, decommissioning and all other phases of the <a href="https://www.escaler.com/www.escaler.co

A. GENERAL CONSTRUCTION CONDITIONS

1. SITE PLAN

Prior to commencing construction, the Permittee shall of the retrofit project, Trimont Wind will submit engineering information for turbine retrofits, access road modifications, and construction laydown areas to the MEQB a site plan for all Commission. There will be no changes to locations of turbines, access roads, electrical equipment, collector and feeder lines, and other associated facilities to be constructed and engineering drawings for site preparation, construction of the

Formatted	
Formatted	

Formatted

Formatted Formatted

facilities, and restoration of the site due to construction. The Permittee may submit a site planand engineering drawings for only a portion of the LWECS if the Permittee is prepared tocommence 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 shallmove 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 duringnormal business hours. This person's address, phone number and emergency phone number shall be provided to the MEQBCommission, 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 MEQBCommission.

3. PRECONSTRUCTION MEETING.

Prior to the start of any construction, the Permittee shall conduct participate in a preconstructionpre-construction meeting with the person designated by the MEQBDepartment 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 LWECSProject 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 LWECSProject.

2. TOPSOIL PROTECTION

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

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.1 pt

Formatted: Font: Times New Roman, 12 pt, Bold, Condensed by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: 13 pt

Formatted: Normal, Space Before: 0.9 pt, Line

spacing: Exactly 13 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Centered, Indent: Left: 0.56",

Right: 3.75"

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

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 duringall phases of the <u>project'sProject's</u> 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. Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

6. DRAINAGE TILE The Permittee shall promptly repair or replace all drainage tiles broken or damaged during all phases of the project's Project's life unless otherwise negotiated with the affected landowner. 7. EQUIPMENT STORAGE The Permittee shall not locate temporary equipment staging areas for site construction and restoration on cultivated land unless otherwise negotiated with the affected landowner. Temporary staging areas shall not be located in wetlands or native prairie. 8. ROADS (a) Public Roads Prior to commencement of construction, the Permittee shall identify all state, county or township roads that will be used for the LWECS project Project and shall notify the MEQBCommission and the state, county or township governing body having jurisdiction over the roads to determine if the governmental body needs to inspect the roads prior to use of these roads. Where practical, existing roadways shall be used for all activities associated with the <u>LWECSProject</u>. Where practical, all-weather roads shall be used to deliver cement, turbines, towers, assembled nacelles and all other heavy components to and from the turbine sites. The Permittee shall, prior to the use of such roads, make satisfactory arrangements with the appropriate state, county or township governmental body having jurisdiction over roads to be used for construction of the <u>LWECSProject</u> for maintenance and repair of roads that will be subject to extra wear and tear due to transportation of equipment and <u>LWECSProject</u> components. The Permittee shall notify the $\frac{\text{MEQB}\underline{Commission}}{\text{Ommission}}$ of such arrangements upon request of the MEQB. Commission. (b) Turbine Access Roads The Permittee shall construct the smallest number of turbine access roads it can. Access roads shall be low profile roads so that farming equipment can cross them and shall be covered with Class 5 gravel or similar material. When access roads are constructed across streams and drainage ways, the access roads shall be designed in a manner so runoff from the upper portions of the watershed can readily flow to the lower portion of the watershed. (c) Private Roads The Permittee shall promptly repair private roads or lanes damaged when moving equipment or when obtaining access to the site, unless otherwise negotiated with the affected landowner. 9. SOIL EROSION AND SEDIMENT CONTROL

Formatted	
Formatted	
Formatted	
Formatted	
Formatted	_
Formatted	

Formatted

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

If construction and submit the Plan to of the MEQB. This Plan may be the same plan submitted to 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-cropland and rangeerosion 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.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

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 <u>MEQBCommission</u> 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 www.wecs.project 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 twww.wecs.project.

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's Project's life.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01",

Space Before: 0.1 pt

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold,

Condensed by 0.1 pt

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

14. APPLICATION OF HERBICIDES

The Permittee shall restrict herbicide use to those herbicides and methods of application approved by the Minnesota Department of Agriculture and the U.S. Environmental Protection Agency. Selective foliage or basal application shall be used when practicable. The Permittee shall contact the landowner or his designee to obtain approval for the use of herbicide prior to any application on their property. The landowner may request that there be no application of-herbicides on any part of the site within the landowner's property. All herbicides shall be applied in a safe and cautious manner so as to not damage crops, orchards, tree farms, or gardens. The Permittee shall also, at least ten days prior to the application, notify beekeepers with an active, licensed apiary within one mile of the proposed application site of the day the company intendsto apply herbicide so that precautionary measures may be taken by the beekeeper.

15. PUBLIC SAFETY

The Permittee shall provide educational materials to landowners within the site boundaries and, upon request, to interested persons, about the project and any restrictions or dangers associated with the <a href="https://linear.com/

16. FIRE PROTECTION

The Permittee shall prepare a fire protection plan in consultation with the fire department having jurisdiction over the area prior to <u>LWECSProject</u> construction. The Permittee shall submit a copy of the plan to the <u>MEQBCommission</u> upon request.—

17. TOWER IDENTIFICATION

All turbine towers shall be marked with a visible identification number.

C. SETBACKS

1. WIND ACCESS BUFFER

The Commission's General Wind Permit Standards hold that wind turbine towers shall not be placed less than 5 five rotor diameters (RD) from all boundaries of wind and land rights on the perimeter of predominant wind axis and three RD on the site-secondary wind axis where the Permittee does not hold the wind rights, without the approval of the MEQB. Commission. This section does not apply to public roads and trails.

Trimont Wind turbine towers has stated that, as a result of increasing the rotor diameter from 77 meters to 91 meters, 21 turbines would not meet the wind access buffer setbacks. The distance of each turbine's setback exceedance and the status of the adjacent non-participating parcel are detailed in Trimont Wind's application for a site permit amendment. The wind access buffer exceedances are minor and range from 16 to 226 feet (5 to 69 m) and all fall within the project boundaries shall not

Formatted	
Formatted	
Formatted	
Formatted Formatted	
Formatted	
Formatted Formatted	
Formatted Formatted Formatted	
Formatted Formatted Formatted	
Formatted Formatted Formatted Formatted	
Formatted Formatted Formatted Formatted Formatted Formatted	
Formatted Formatted Formatted Formatted Formatted Formatted Formatted	
Formatted Formatted Formatted Formatted Formatted Formatted Formatted Formatted	

Formatted

Formatted

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.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

3. ROADS Wind turbine towers shall not be located closer than 250 feet from the edge of the nearest public road right-of-way. 4. WILDLIFE MANAGEMENT AREAS Wind turbines and associated facilities including foundations, access roads, underground cable, and transformers, shall not be located in State Wildlife Management Areas or Scientific and Natural Areas or in county parks. These areas may be used in establishing the wind access buffer required by paragraph III.C.1.-5. WETLANDS Wind turbines and all associated facilities, including foundations, access roads, undergroundcable, and transformers, shall not be placed in public waters wetlands, as defined in Minnesota Statue Chapter Statt-section 103G.005 subp.15a Trimont Wind has a 50-year license agreement with Minnesota DNR to construct, maintain, and operate underground electric collection and communication lines located under Public Waters at the Facility, 6. NATIVE PRAIRIE The Permittee shall, with the advice of the DNR and any others selected by the Permittee, prepare a prairie protection and management plan and submit it to the MEQB Chair and DNR Commissioner within 60 days after issuance of this Permit. The plan shall address steps to be taken to identify native prairie within the project area, measures to avoid impacts to nativeprairie, and measures to mitigate for impacts if unavoidable. Wind turbines and all-associated facilities, including foundations, access roads, collector and feeder lines, underground cable, and transformers, shall not be placed in native prairie, as defined in Minn. Stat. § 84.02, subd. 5, unless addressed in a prairie protection and management plan and shall not be located in areas enrolled in the Native Prairie Bank Program. Construction activities, as defined in Minn. Stat. the 216E.01 shall not impact native prairie unless addressed in a prairie protection and management plan.— Unavoidable impacts to native prairie shall be mitigated by restoration or management of other native prairie areas that are in degraded condition, or by conveyance of conservation easements, or by other means agreed to by the Permittee and MEQB chair, 7. OTHER Wind turbines and all associated facilities, including foundations, access roads, underground cable, and transformers shall not be located within active sand and gravel operations, unless otherwise negotiated with the owner of the sand and gravel operation. D. PRECONSTRUCTION SURVEYS 1. BIOLOGICAL PRESERVATION SURVEY

Formatted	
Formatted	

Formatted Formatted Formatted Formatted Formatted Formatted The Permittee, in consultation with DNR and other interested parties, shall conduct a preconstruction 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, construction The 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.

<u>Prior to construction</u>, 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 <u>any archaeological siteshuman remains</u> are

foundencountered during construction, the Permittee shall immediately stop work halt construction at the site such 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.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

E. SITE LAYOUT RESTRICTIONS

1. WIND TURBINE TOWERS

Structures for wind turbines shall be self supporting tubular towers. The towers shall not bemore than 262 feet (80 meters) above grade at hub height.

Trimont Wind is not proposing to modify the current hub height of the turbines (80 m) as a result of the proposed retrofitting activities.

2. METEOROLOGICAL TOWERS

Permanent towers up to 100 feet high for meteorological equipment shall be free standing.

Temporary meteorological towers, which are those that will be removed after completion of construction, and all meteorological towers over 100 feet high may be guyed if the landowner has given written permission and the guys are properly marked with safety shields.

Trimont Wind is not proposing to modify the existing meteorological tower as a result of the proposed retrofitting activities.

3. NOISE

The wind turbine towers shall be placed such that the Permittee shall continue to comply with noise standards established by the Minnesota Pollution Control Agency at all times at all appropriate locations. Turbines shall be moved or modified or removed from service if necessary to comply with this condition. The Permittee or its contractor may install and operate turbines as close as the minimum setback required in this Permit, but in all cases shall comply with PCA standards.—

4. FEDERAL AVIATION ADMINISTRATION

Towers shall <u>continue to</u> be marked as required by the Federal Aviation Administration (FAA). There shall be no lights on the towers other than what is required by the FAA. This restriction shall not apply to infrared heating devices used to protect the wind monitoring equipment.

5. TURBINE SPACING

The turbine towers shall be are constructed within the site as shown on the map attached as Figure 1. The turbine towers shall be spaced no closer than 3 rotor diameters (RD) for crosswind spacing (distance between turbines) and 6 RD downwind spacing (distance between strings The retrofit construction will not change the location of turbines). If required during final micro siting of the turbine towers to account for topographic conditions, the Chair may authorize up to ten percent of the towers to be sited closer than the above spacing restrictions. Any other changes in spacing requirements shall be addressed on a case-by-case basis with the MEQB.

Formatted	
Formatted	

Formatted

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.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Condensed by 0.15 pt

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

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.

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.

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

F. STUDIES.

1. WAKE LOSS STUDIES

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 0.58", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

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

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 0.58", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 3 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.1 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.1 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: 13 pt

Formatted: Normal, Space Before: 0.9 pt, Line

spacing: Exactly 13 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

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 <u>MEQBCommission</u> of any turbines that are abandoned prior to termination of operation of the <u>LWECSProject</u>. The <u>MEQBCommission</u> 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 averagetotal monthly wind speed collected at one permanent meteorological towerselected 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 hourcomplete 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

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 0.58", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 3 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

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 parametersrecorded at one permanent meteorological tower selected by the MEQB-Chair.

Once the Permittee provides the initial access, the MEQBduring 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 databe trade secret.

3. EXTRAORDINARY EVENTS.

Within 24 hours of an occurrence, the Permittee shall notify the MEQBCommission 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 MEQBCommission 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 MEQBCommission the company's procedures tothat will be used to receive and respond to complaints. The Permitteeprocedures shall report to the MEQB all complaints received concerning any part of the LWECSbe in accordance with the procedures provided in Exhibit 1 attached to this Permitrequirements of Minn. R. 7829.1500 or Minn. R. 7829.1700.

I. FINAL CONSTRUCTION

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 0.58", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman

Formatted: Footer, Left, Line spacing: single

16

1. AS-BUILT PLANS AND SPECIFICATIONS

Within 60 days after completion of construction, the Permittee shall submit to the MEQBCommission 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 intorequested by the Department of Administration's Land Management Information Center geographic data clearinghouse. Commerce.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

2. FINAL BOUNDARIES After completion of construction, the MEQBCommission shall determine the final boundaries of the site required for this project. This Permit shall be modified, after notice and opportunity for public hearing, to represent the actual site required by the Permittee to operate the project authorized by this Permit.-3. EXPANSION OF SITE BOUNDARIES No expansion of the site boundaries described in this Permit shall be authorized without the approval of the MEQBCommission. The Permittee may submit to the MEQBCommission a request for a change in the boundaries of the site for the LWECSProject. The MEQBCommission will respond to the requested change in accordance with applicable statutes and rules. J. AUTHORITY TO CONSTRUCT LWECS-PROJECT 1. WIND RIGHTS.-The Permittee shall advise the MEQBCommission of the obtaining of new exclusive wind rights within the boundaries of the LWECS Project authorized by this Permit within 30 days of receiving such wind rights. The Permittee shall submit documentation of such exclusive wind rights if requested by the MEQB. Commission. 2. OTHER PERMIT APPLICATIONS. Nothing in this Permit shall be construed to preclude any other person from seeking a site permit to construct a large wind energy conversion system in any area within the boundaries of the project covered by this Permit if the Permittee does not hold exclusive wind rights for such areas. 3. PREEMPTION OF OTHER LAWS Pursuant to Minn. Stat. § 116C.697216F.07, this Site Permit shall be the onlysole, site approval required for the location, construction, and operation of this project, and this Permitpermit shall supersede and preempt all zoning, building, and land use rules, regulations, and ordinances adopted by regional, county, local, and special purpose governments. Nothing in this Permit shall release the Permittee from any obligation imposed by law that is not superseded or preempted by law. K. -MISCELLANEOUS 1. PERIODIC REVIEW The WEQBCommission shall initiate a review of this Permit and the applicable conditions at least once every five years. The purpose of the periodic review is to allow the MEQBCommission, the Permittee, and other interested persons an opportunity to consider modifications in the conditions

Formatted	
Formatted	
Formatted	()
Formatted	
Formatted	()
Formatted	
Formatted	
Formatted	
Formatted	
Formatted	()
Formatted	
Formatted	()
Formatted	()
Formatted	
Formatted	()
Formatted	
Formatted	

Formatted Formatted Formatted

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

2. FAILURE TO COMMENCE CONSTRUCTION If the Permittee has not completed the pre-construction surveys required in paragraph III.D. under this permit and commenced retrofit construction of the LWECSproject within twothree years of the issuance of this Permitpermit, the Permittee must advise the MEQBCommission of the reason construction has not commenced. -In such event, the MEQB may determine Commission shall make a determination as to whether this Permit should be revoked. amended, No revocation of this Permit may be undertaken except in accordance with applicable statutes and rules, including Minn. R. 7854.1300 Stat. section 116C.645. 3. MODIFICATION OF CONDITIONS After notice and opportunity for hearing, this Permit may be modified or amended for cause including but not limited to the following: (a) Violation of any condition in this Permit; (b) Endangerment of human health or the environment by operation of the-facility; or (c) Existence of other grounds established by rule. 4. REVOCATION OR SUSPENSION OF THE PERMIT. The MEQBCommission may take action to suspend or revoke this Permit upon the grounds that: (a) A false statement was knowingly made in the application or in accompanying statements or studies required of the applicant, and a true statement would have warranted a change in the board's findings; (b) There has been a failure to comply with material conditions of this Permit, or there has been a failure to maintain health and safety standards; or-(c) There has been a material violation of a provision of an applicable statute or rule or an order of the MEQBCommission. In the event the MEQBCommission shall determine that it is appropriate to consider revocation or suspension of this Permit, the MEQBCommission shall proceed in accordance with the requirements of Minn. Stat. section 116C.645R. 7854.1300 to determine the appropriate action. Upon a finding of any of the above, the MEQBCommission may require the Permittee to undertake corrective measures in lieu of having the Permit suspended or revoked. 5. PROPRIETARY INFORMATION Certain information required to be submitted to the MEQBCommission under this Permit, including energy production and wake loss data, may constitute trade secret information or

Formatted	
Formatted	
Formatted	$\overline{}$
Formatted	

Formatted Formatted Formatted Formatted 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 desirespermit to transfer this Permit, the holdershall advise the MEQB in writing of such desire.another person or entity. The Permittee shall provide the MEQBname 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 MEQBCommission 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 Permitteepermittee 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 <u>LWECSProject</u> within the

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Footer

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.

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

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold, Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Font: 13 pt

Formatted: Normal, Space Before: 0.85 pt, Line

spacing: Exactly 13 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman

Formatted: Normal, Indent: Left: 1.08", Right: -0.01"

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 1.07", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Footer

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.

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Font: Times New Roman, 12 pt, Bold,

Expanded by 0.05 pt

Formatted: Font: Times New Roman, 12 pt, Bold

Formatted: Normal, Indent: Left: 0.57", Right: -0.01"

Formatted: Font: Times New Roman

Formatted: Footer

FIGURE 1

TRIMONT WIND-PROJECT

BOUNDARY OUTLINE

- 4Tror T Stt Tr М сс S a t t n B tn W W a m Projec rA <u>O</u> W <u>I W</u> <u>S</u> <u>B</u> <u>B</u> S na ST Tr

re PrP en

N P g		-
$TP \xrightarrow{r} c n y$		
Ir or Widd,		
Ir or IP.	С	
JIrsn r.INr PJin		

M

	EXHIBIT 1		Formatted: Left: 0.92", Right: 0.93", Top: 1.03",
	ENVIDONMENITAL QUALITY DOADD		Bottom: 0.19", Do not suppress endnotes, Header distance from edge: 0", Footer distance from edge:
	ENVIRONMENTAL QUALITY BOARD	/	
	COMPLAINT REPORT PROCEDURES FOR		Commented [MB1]: Sarah/Adam – do we need this, or there an updated version we should attach?
	LA DOE WIND ENERGY CONVERGION	$\ \ \ $	Formatted: Font: Times New Roman, Lowered by 0.
	LARGE WIND ENERGY CONVERSION SYSTEMS.		pt
	STSTEMS,	.///	Formatted
, 1.	Purpose	//	Formatted: Font: Times New Roman, Not Bold
	\	M'	Formatted
	To establish a uniform and timely method of reporting complaints received by the	${\mathbb N}'$	Formatted
	Permittee concerning the Permit conditions for site preparation, construction, cleanup and	۱۱)	Formatted
	restoration, and resolution of such complaints.	$ \cdot $	Formatted
2.	Scope	$ \rangle $	Formatted: Font: Times New Roman
		///	Formatted: Font: 13 pt
	This reporting plan encompasses complaint report procedures and frequency.		Formatted
3.	Applicability	$^{\prime}/^{\prime}$	Formatted: Font: 13 pt
<u> 2.</u>	rippineuointy	$^{\prime \prime \prime}$	Formatted: Font: Times New Roman
	The procedures shall be used for all complaints received by the Permittee.	$^{\prime \prime \prime }$	Formatted: Font: 13 pt
4.	Definitions	//	Formatted
, , , ,	Definitions	//	Formatted: Font: 13 pt
	Complaint A statement presented by a person expressing dissatisfaction, resentment,	//	Formatted: Font: Times New Roman
	or discontent as a direct result of the LWECS and associated facilities. Complaints do	M	Formatted: Font: 13 pt
	not include requests, inquiries, questions or general comments.	$\langle \cdot \rangle \langle \cdot \rangle$	Formatted
•	Substantial Complaint - Any complaints submitted to the Permittee in writing that, if	,///	Formatted: Font: 13 pt
	substantiated, could result in Permit modification or suspension pursuant to the applicable	\\\	Formatted: Font: Times New Roman
	regulations.	$\backslash V$	Formatted: Font: 13 pt
<u> </u>	Person – An individual, partnership, joint venture, private or public corporation,	\mathbb{N}'	Formatted
	association, firm, public service company, cooperative, political subdivision, municipal	1	Formatted: Font: 13 pt
	corporation, government agency, public utility district, or any other entity, public or		Formatted
	private, however organized.	11/	Formatted: Font: 13 pt
5.	Responsibilities	. "	Formatted
<u> </u>	Tooponstonates		Formatted: Font: 13 pt
	Everyone involved with any phase of the LWECS is responsible to ensure expeditious-		Formatted: Font: Times New Roman
	and equitable resolution of all complaints It is therefore necessary to establish a uniform		Formatted: Font: 13 pt
	method for documenting and handling complaints related to this LWECS project. The following procedures will satisfy this requirement:	1	Formatted
	Tono wing procedures with success this requirement.	1/	Formatted: Font: Times New Roman
		11/	Formatted
		1	Formatted

Formatted: Font: 0 pt

Formatted: Normal, Line spacing: At least 0 pt

Exhi	ibit 1		Formatted: Font: Times New Roman
Page	2		
	A 701 D '4 1 11 1 4 11 1 1 1 1 1 1 1 1 1 1 1 1		Formatted: Font: 13 pt
	A. The Permittee shall document all complaints by maintaining a record of all applicable information concerning the complaint, including the following:		Formatted
			Formatted: Font: 13 pt
	1. Name of the Permittee and project.		Formatted
	2. Name of complainant, address and phone number.		Formatted
	 Precise property description or tract numbers (where applicable). Nature of complaint. 		Formatted
	5. Response given.		["
	6. Name of person receiving complaint and date of receipt.		Formatted (
	7. Name of person reporting complaint to the MEQB and phone		Formatted
	number.		Formatted
	8. Final disposition and date.		
			Formatted: Font: 13 pt
	B. The Permittee shall assign an individual to summarize complaints for		Formatted
	transmittal to the MEQB.	_/	
-	Deminorate		Formatted: Font: 13 pt
6.	Requirements		Formatted
	The Permittee shall report all complaints to the MEQB according to the following		Formatted: Font: 13 pt
	schedule:		Formatted
			Formatted: Font: 13 pt
	Immediate Reports - All substantial complaints shall be reported to the MEQB		Formatted
	by phone the same day received or on the following working day for complaints		, rormatted
	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.	/	
	M 41 D		Formatted: Font: 13 pt
	Monthly Reports-		Formatted
	By the 15th of each month, a summary of all complaints, including substantial		Formatted: Font: 13 pt
	complaints received or resolved during the proceeding month, and a copy of each		Formatted
	complaint shall be sent to Wind Permit Compliance, Minnesota Environmental	-//	(
	Quality Board, 300 Centennial Building, 658 Cedar Street, St. Paul, MN 55155.	_//	
			Formatted: Font: 13 pt
7.	Complaints Received by the MEQB		Formatted
			(
	Copies of complaints received directly by the MEQB from aggrieved persons		Formatted: Font: 13 pt
	regarding site preparation, construction, cleanup, restoration, operation and	_/	Formatted
	maintenance shall be promptly sent to the Permittee.		

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.

(
Commented [MB2]: Same comment – should we keep this?	
Formatted: Font: Times New Roman, Lowered by 0. pt	5
Formatted: Right, Indent: Left: 0", Right: 0.11", Spa Before: 2.95 pt, After: 0 pt, Line spacing: Exactly 13 pt, Tab stops: Not at -0.5" + 0" + 0.5" + 1" + 1.5" 3.99" + 5.51"	.55
Formatted	(
Formatted	(
Formatted: Font: 13 pt	
Formatted	[
Formatted: Font: 13 pt	
Formatted: Space Before: 0.8 pt, After: 0 pt, Line spacing: Exactly 13 pt	
Formatted: Font: Times New Roman	
Formatted: Indent: Left: 0.08", Right: 0.1", Space After: 0 pt, Line spacing: single	
Formatted	(
Formatted: Font: 13 pt	
Formatted: Space Before: 0.8 pt, After: 0 pt, Line spacing: Exactly 13 pt	
Formatted: Font: Times New Roman	
Formatted: Indent: Left: 0.08", Right: 0.2", Space After: 0 pt, Line spacing: single	
Formatted	(
Formatted: Font: 13 pt	
Formatted: Space Before: 0.8 pt, After: 0 pt, Line spacing: Exactly 13 pt	
Formatted: Font: Times New Roman	
Formatted: Indent: Left: 0.08", Right: 0.04", Space After: 0 pt, Line spacing: single	
Formatted	[
Formatted: Font: 13 pt	
Formatted: Space Before: 0.75 pt, After: 0 pt, Line spacing: Exactly 13 pt	
Formatted: Font: Times New Roman	
Formatted: Indent: Left: 0.08", Right: 0.08", Space After: 0 pt, Line spacing: single	
Formatted	[
Formatted: Font: 13 pt	
Formatted	$\overline{}$

Formatted: Left: 1.17", Right: 1.19", Top: 0.96", Bottom: 0.19", Header distance from edge: 0", Footer

distance from edge: 0"