

March 13, 2024

VIA U.S. MAIL

Mr. Steve Kahl
Executive Secretary Director
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

**RE: Rugby Wind, LLC
Rugby Wind Farm – Pierce County
Case No. PU-23-313**

Dear Mr. Kahl:

Enclosed herewith, please find the following documents for filing with the North Dakota Public Service Commission (“Commission”) in the above-referenced case:

1. Letter from Pierce County.

An original and seven (7) copies of the foregoing are enclosed herewith. This letter and the above-described documents have been electronically filed with the Commission by e-mailing copies of the same to ndpsc@nd.gov.

Should you have any questions, please advise.

Sincerely,

/s/ Tyler J. Gludt

TYLER J. GLUDT

TJG
Enclosures
#81860549v1

cc: Robert Frank (via e-mail)
Rugby Wind, LLC (via e-mail w/o enclosures)

Commissioners

Joe Bohl Dist. #1
Michael Christenson Dist. #2
David Bednarz Dist. #3
Terry Hoffert Dist. #4
David Migler Dist. #5

Pierce County Auditor-Treasurer

Pierce County Courthouse
240 2nd St SE, Suite 6
Rugby, ND 58368
Tele (701)776-5225
Fax # (701)776-6942



Karen Migler, Auditor-Treasurer

3/5/2024

To Whom it May Concern:

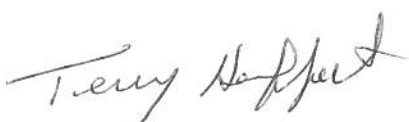
Based on information provided by Manuela Elizondo, Sr. Permitting Manager for Avangrid and presented by Kelsey Siegler, Pierce County Planning and Zoning Administrator, in regards to the Avangrid Rugby Wind Project, the Pierce County Commissioners grant consent for the retrofitting of the wind turbines and site as described below:

“Rugby Wind is proposing to retrofit Facility components for the purpose of improving the wind turbines generating efficiency, energy output and prolonging the operational life of the Facility. The repowering activities will include construction and temporary ground disturbance for the following activities:

- Replacing rotors (i.e., nose cone, hub, and blades), therefore increasing the turbine rotor diameter from 88 meters (m) up to 120 m.
- Replacing turbine nacelles and their interior elements (e.g., gearbox, oil cooler, drive shaft, and pitch drive).
- Adding an adapter section to the towers and increasing the hub height from 79 m up to approximately 85 m.
- Replacing the nameplate capacity from 2.1 MW up to 2.2 MW per turbine.
- Reinforcing turbine foundations with upgraded collars (as needed) and removing and replacing the existing pad-mounted transformers and pads within the existing turbine gravel pad.
- Installation of new 34.5-kilovolt (kV) collector line system (aboveground and buried) within existing easements, as needed.

There will be no changes to the Facility footprint, existing leases, turbine locations, meteorological tower, collector substation, or associated 230kV transmission line. Table 1 summarizes the proposed turbine technology changes.”

These changes are still within compliance of the original Conditional Use Permit granted by the County in 2005 and updated in 2008, as well as, the current Pierce County Planning and Zoning Ordinances. The Commission does express knowledge of the requirements under **NDAC § 69-06-08-01(2)(a)** and acknowledges that four turbines encroach on the required setbacks from roadways and that one turbine encroaches on the required setback for a rural residence (a variance has been requested from the landowner). However, all retrofitting is still within the conditions outlined within the original Conditional Use Permit and the current ordinances, therefore the **Pierce County Board of Commissioners does grant consent for the outlined retrofitting with the stipulation that all roadways utilized during construction be repaired to equal starting condition or better condition after construction.**

Sincerely, 

Terry Hoffert
Pierce County Commission Chairman