



MEMO

Date:

January 16, 2024

To:

Oliver Wind IV, LLC

From:

Merjent, Inc.

Subject:

Case Numbers PU-23-317 and PU-23-318

Oliver Wind IV Energy Center and Oliver Wind IV 345-kV Transmission Line

Update to Applications Table 7.0-1 Summary of Agency and Organization Correspondence

Oliver Wind IV, LLC (Oliver Wind IV) submits to the North Dakota Public Service Commission (Commission) an update to the Oliver Wind IV Energy Center and the Oliver Wind IV 345-kV Transmission Line Applications Table 7.0-1 Summary of Agency and Organization Correspondence. Following the filing of the Applications to the Commission, Oliver Wind IV has had additional correspondence with the following agencies provided in the table below and in Attachments 1-3. Oliver Wind IV previously provided updated correspondence with the North Dakota Game and Fish Department, U.S. Fish and Wildlife Service, and North Dakota Department of Agriculture in the Wildlife Coordination and Mitigation Measures Memorandum, submitted to the Commission and filed under PU-23-317 (Dkt. No. 13) and PU-23-318 (Dkt. No. 15).

TABLE 7.0-1 Addendum Summary of Agency and Organization Correspondence – September 28, 2023, to January 16, 2024		
Agency, Group, or Organization	Correspondence Date	Summary of Correspondence
Oliver County	November 16, 2023	Oliver County Planning and Zoning passed a motion with a 4-0 vote sending a do pass recommendation for approval of Oliver Wind IV's wind energy center and 11-mile transmission line conditional use permit applications.
	December 7, 2023	Oliver County Commission voted to approve Oliver Wind IV's wind energy center and 11-mile transmission line conditional use permit applications. The CUP was submitted to the Commission and filed under PU-23-317 (Dkt. No. 16) and PU-23-318 (Dkt. No. 18).
Mercer County	October 19, 2023	Mercer County Planning and Zoning passed a motion with a 5-0 vote sending a do pass recommendation for approval of Oliver Wind IV's 9-mile transmission line conditional use permit application and the variance request (to align county procedure with Commission procedure of consolidating the corridor and route into one application) conditioning approval on obtaining easements from Great River Energy and Basin Electric.
	November 1, 2023	Mercer County Commission voted to approve Oliver Wind IV's 9-mile transmission line conditional use permit pending proper signatures and notary of the last two landowners. The CUP was submitted to the Commission and filed under PU-23-317 (Dkt. No. 16) and PU-23-318 (Dkt. No. 18).
State Historical Society of North Dakota (SHSND) (Attachment 1)	December 7, 2023	Oliver Wind IV received from the SHSND an architecture report acceptance letter and an architecture report concurrence/determination letter. The SHSND concurred that 32OL916 and 32OL888 are significant architecture sites. The SHSND noted that the adverse effect from the wind energy center to the architecture sites could be mitigated by the documentation of the sites during a State Historic American Buildings Survey (HABS) Level III.
	December 20, 2023	Oliver Wind IV, SHSND, and Burns & McDonnell meet to confirm HABS Level III will serve as mitigation for sites 32OL888 and 32OL916.

TABLE 7.0-1 Addendum Summary of Agency and Organization Correspondence – September 28, 2023, to January 16, 2024		
Agency, Group, or Organization	Correspondence Date	Summary of Correspondence
	December 21, 2023	Oliver Wind IV received a letter from the SHSND to document the agreement that adverse effects to architecture sites 32OL888 and 32OL916 will be mitigated by the documentation of the sites through a State HABS Level III survey.
National Park Service (NPS) - Knife River Indian Villages (KRIV) National Historic Site (NHS) (Attachment 2)	January 2, 2024	Oliver Wind IV emailed the NPS to inform them that the results of the visual assessment will be complete in the next few weeks and asked for the best way to provide the data due large file sizes.
	January 10, 2024	NPS replied to the January 2 inquiry regarding the data transfer method and informed Oliver Wind IV that they are working on the issue and will notify Oliver Wind IV to set up a call when the matter is resolved.
Federal Aviation Administration (FAA)	October 11, 2023	FAA issued Determination of No Hazard for the single revised turbine location.
	January 10, 2024	A revised location for the west ADLS tower location was submitted for FAA review.

Attachments:

1. State Historical Society of North Dakota
2. National Park Service - Knife River Indian Villages National Historic Site

Attachment 1
State Historical Society of North Dakota



December 7, 2023

Melinda McCarthy
Burns and McDonnell Engineering Company
3255 Greensboro Drive
Suite 104
Bismarck, ND 58503

SHSND Ref.: 23-0203 Oliver Wind IV Energy Center and Transmission Line in Oliver and Mercer Counties, North Dakota

Dear Melinda,

We reviewed the report for SHSND Ref: 23-0203, titled "A Class II/III Architectural Survey – Oliver Wind IV Energy Center in Oliver County, North Dakota" and find this Burns & McDonnell Engineering Company, Inc. report by Melinda M. McCarthy acceptable. I made the correction in the List of Figures for Figure 4-6 to read 32OL1011 and we will add it to our Manuscript Collection.

Thank you for the opportunity to review this report. Please be advised that acceptance of this report does not constitute concurrence with the determinations therein. If you have any questions, please contact Lorna Meidinger, Lead Historic Preservation Specialist, at (701) 328-2089 or lbmeidinger@nd.gov.

Sincerely,

for William D. Peterson, PhD
Director, State Historical Society of North Dakota

23-0203



December 7, 2023

Melinda McCarthy
Burns and McDonnell Engineering Company
3255 Greensboro Drive
Suite 104
Bismarck, ND 58503

SHSND Ref.: 23-0203 Oliver Wind IV Energy Center and Transmission Line in Oliver and Mercer Counties, North Dakota

Dear Melinda,

We reviewed the architectural report for SHSND Ref: 23-0203 and concur that 32OL916 and 32OL888 are significant sites. It is our determination that they will be adversely affected by the proposed Oliver Wind IV Energy Center and Transmission Line project. The adverse effect could be mitigated by the documentation of the sites at State HABS Level III.

Please note this letter is in reference only to the architectural cultural resources in the area of potential effect and that the archeological report is still under review.

Thank you for the opportunity to review this project under North Dakota cultural resources consultation. This letter does not serve as federal agency consultation or SHPO consultation for compliance with Section 106 of the National Historic Preservation Act of 1966, as amended, (36 CFR Part 800), or the National Environmental Policy Act, as amended, (42 U.S.C. §§ 4321- 4347).

If you have any questions, please contact Lorna Meidinger, Lead Historic Preservation Specialist at lbmeidinger@nd.gov or (701) 328-2089.

Sincerely,

for William D. Peterson, PhD
Director, State Historical Society of North Dakota

23-0203



December 21, 2023

Melinda McCarthy
Burns and McDonnell Engineering Company
3255 Greensboro Drive
Suite 104
Bismarck, ND 58503

SHSND Ref.: 23-0203 Oliver Wind IV Energy Center and Transmission Line in Oliver and Mercer Counties, North Dakota

Dear Melinda,

At the request of NextEra Energy Resources, LLC in our meeting yesterday, I am writing to document that we have all agreed that adverse effects to significant sites 32OL888 and 32OL916 will be mitigated by the documentation of the sites at State HABS Level III. Should any circumstances or conditions arise that prevent documentation at this level, we will consult again to identify alternate mitigation measures.

Please note this letter is in reference only to the architectural cultural resources in the area of potential effect and that the archeological report is still under review. Upon completion of that review, another letter will be sent with our determination regarding archeological sites.

Please include the SHSND Reference number listed above in further correspondence for this specific project. If you have any questions please contact Lorna Meidinger, Lead Historic Preservation Specialist at (701) 328-2089 or lbmeidinger@nd.gov.

Sincerely,

for William D. Peterson, PhD
Director, State Historical Society of North Dakota

23-0203

Attachment 2
National Park Service - Knife River Indian Villages National
Historic Site

From: [Snyder, Natasha](#)
To: [Deegan, Alisha M.](#); [Sanford, Dena L.](#); [McEnaney, Marla J.](#); [Schilling, Timothy M.](#); [Krueger, Mary C.](#); [Buczko, Chris.](#); [Kerns, Brian R](#)
Cc: [Brown, Dina](#); [McCarthy, Melinda M](#); [Bender, Marcia L](#)
Subject: RE: [EXTERNAL] RE: RE: Submittal method for Oliver IV Wind visual assess for KRIV
Date: Wednesday, January 10, 2024 3:52:17 PM

Hello Alisha,

That will be fine.

Whatever works for you all will be fine with us.

Kind regards,

N.

Natasha B. Snyder
Environmental Specialist
NextEra Energy Resources, LLC
Environmental Services (JES/JB)
700 Universe Boulevard
Juno Beach, Florida 33408
Mobile: (561) 427-9059
Natasha.Snyder@nexteraenergy.com



Please consider the environment before printing this email

The information in this electronic mail may be confidential and may be legally privileged. If you are not the recipient, any disclosure, copying, distribution, or any action taken in reliance on it is prohibited and may be unlawful.

From: Deegan, Alisha M. <alisha_deegan@nps.gov>
Sent: Wednesday, January 10, 2024 4:30 PM
To: Snyder, Natasha <Natasha.Snyder@nexteraenergy.com>; Sanford, Dena L. <Dena_Sanford@nps.gov>; McEnaney, Marla J. <Marla_McEnaney@nps.gov>; Schilling, Timothy M <Tim_Schilling@nps.gov>; Krueger, Mary C <mary_c_krueger@nps.gov>; Buczko, Chris <Chris_Buczko@nps.gov>; Kerns, Brian R <brian_kerns@nps.gov>
Cc: Brown, Dina <Dina.Brown@nexteraenergy.com>; McCarthy, Melinda M <mmmccarthy@burnsmcd.com>; Bender, Marcia L <mlbender@burnsmcd.com>
Subject: Re: [EXTERNAL] RE: RE: Submittal method for Oliver IV Wind visual assess for KRIV

Hello Natasha,

We are working with our regional folks on the best way to receive the information. Once we hear back, can we set up a call?

Alisha

Alisha Deegan

Superintendent (Park Manager)
Knife River Indian Villages National Historic Site

Hidatsa/Sahnish
She/Her

PO Box 9
564 County Road 37
Stanton, ND 58571

P:701-745-3300 ext 1202
C:701-301-0467

"The information contained in this email and accompanying attachments is for internal use only. The information herein may be considered confidential, and public release without the permission of the originator is prohibited."

From: Snyder, Natasha <Natasha.Snyder@nexteraenergy.com>

Sent: Wednesday, January 10, 2024 12:53 PM

To: Deegan, Alisha M. <alisha_deegan@nps.gov>; Sanford, Dena L. <Dena_Sanford@nps.gov>; McEnaney, Marla J. <Marla_McEnaney@nps.gov>; Schilling, Timothy M <Tim_Schilling@nps.gov>; Krueger, Mary C <mary_c_krueger@nps.gov>; Buczko, Chris <Chris_Buczko@nps.gov>; Kerns, Brian R <brian_kerns@nps.gov>

Cc: Brown, Dina <Dina.Brown@nexteraenergy.com>; McCarthy, Melinda M <mmmccarthy@burnsmcd.com>; Bender, Marcia L <mlbender@burnsmcd.com>

Subject: [EXTERNAL] RE: RE: Submittal method for Oliver IV Wind visual assess for KRIV

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

Good afternoon,

I am following up with you all about providing the results of the visual studies for the Oliver Wind IV project.

(It has been reviewed internally and is being finalized.)

Burns & McDonnell has indicated that they would be able to set up access to a Sharepoint site for NPS to access the report.

Is this acceptable to NPS?

Would everyone from NPS that is on this email chain like access?

(I'm not precisely sure how it works, but it is likely that access would require your email address and then a separate code [provided via your email address.])

If this is acceptable, please let us know and I will let Burns & McDonnell take it from here.

Kind regards,

N.

Natasha B. Snyder
Environmental Specialist
NextEra Energy Resources, LLC
Environmental Services (JES/JB)
700 Universe Boulevard
Juno Beach, Florida 33408
Mobile: (561) 427-9059
Natasha.Snyder@nexteraenergy.com



Please consider the environment before printing this email

The information in this electronic mail may be confidential and may be legally privileged. If you are not the recipient, any disclosure, copying, distribution, or any action taken in reliance on it is prohibited and may be unlawful.

From: Snyder, Natasha

Sent: Tuesday, January 2, 2024 4:24 PM

To: Deegan, Alisha M. <alisha_deegan@nps.gov>; Sanford, Dena L. <Dena_Sanford@nps.gov>; McEnaney, Marla J. <Marla_McEnaney@nps.gov>; Schilling, Timothy M <Tim_Schilling@nps.gov>; Krueger, Mary C <mary_c_krueger@nps.gov>; Buczko, Chris <Chris_Buczko@nps.gov>; Kerns, Brian R <brian_kerns@nps.gov>

Cc: Brown, Dina <Dina.Brown@nexteraenergy.com>; McCarthy, Melinda M <mmmccarthy@burnsmcd.com>; Bender, Marcia L <mlbender@burnsmcd.com>

Subject: RE: Submittal method for Oliver IV Wind visual assess for KRIV

Good afternoon and Happy New Year, Alisha and other NPS staff.

Oliver IV will be providing you with the results of the visual assessment of the Oliver IV wind project and associated transmission line in the next few weeks.

It will be large (large as in number of MBs).

How does NPS prefer to receive such large products?

For example, is there an NPS drop box, ftp site, or sharepoint site that we can use?

If not, we will make other arrangements to provide you with the results.

Kind regards,

N.

Natasha B. Snyder
Environmental Specialist
NextEra Energy Resources, LLC
Environmental Services (JES/JB)
700 Universe Boulevard
Juno Beach, Florida 33408
Mobile: (561) 427-9059
Natasha.Snyder@nexteraenergy.com



Please consider the environment before printing this email

The information in this electronic mail may be confidential and may be legally privileged. If you are not the recipient, any disclosure, copying, distribution, or any action taken in reliance on it is prohibited and may be unlawful.