



GRANT COUNTY SOUTH DAKOTA  
PLANNING AND ZONING OFFICE

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**Minutes for the meeting of Grant County Planning Commission**

**Members present:** Tom Adler Tom Pillatzki Nancy Johnson Richard Hansen Mike Mach Bob Spartz

**Alternates present:** Don Weber Jeff McCulloch

**Members absent:** Mark Leddy

**Others present:** Teresa Kaaz Amber Christensen Wayne Borgheinck Kristi Mogen Shirley Robish Al Robish Mark Mauersberger Colin Bronson David Zirbel David Lau Larry Hayworth

Meeting Date: **Monday, August 13, 2018** **Meeting Time: 4:00 P.M.** **Court House Basement**

1. **Call Meeting of the Planning Commission to Order** at 4 pm by Chair Johnson
2. Items to be added to agenda by Board Members or Staff- no additions
3. Invitation to address the Planning Commission- Kristi Mogen expressed interest in address about wind ordinances.
4. Approval of Agenda Motion by Mach second by Pillatzki carries unanimously to approve.
5. Approval of Minutes:
  - a. Monday, July 10, 2018 Motion by Mach second by Spartz to approve the minutes of last Planning Commission meeting and carries unanimously.
6. Plats- presentation of each plat by Zoning Officer Atyeo-Gortmaker.
  - a. John L Hansen, co-Trustee of the T. Lee Hansen Trust, owner of the S1/2 of SE1/4 of Section 31, Township 120 North, Range 50 West of the 5<sup>th</sup> P.M., Grant County, South Dakota request the plat of Lots 1&2 Hansen First Addition, in the S1/2 of the SE ¼ of S31. (Twin Brooks Township) Motion by Adler second by Hansen carries 6-0.
  - b. John L Hansen, co-Trustee of the T. Lee Hansen Trust, owner of the Fractional N1/2 of Section 6, Township 119 North, Range 50 West of the 5<sup>th</sup> P.M., Grant County, South Dakota request the plat of Lot 1 Hansen Second Addition, in Government Lots 1 &2 of Section 6. (Stockholm Township) Motion by Pillatzki second by Spartz carries 6-0.
  - c. Donald R Meyers, owner requests the plat of Lot 1 of Wipf Subdivision in the SW1/4 of S 24, Township 121 North, Range 50 West of the 5<sup>th</sup> P.M., Grant County, South Dakota (Osceola Township) Motion by Spartz second by Adler carries 6-0.
  - d. Beverly Fransen, owner, requests the plat of Lot 1 & 2 Fransen Subdivision in the SE1/4 &S1/2 of SW1/4 of S1, Township 120 North, Range 52 West of the 5<sup>th</sup> P.M., Grant County, South Dakota. (Mazeppa Township) Motion by Hansen second by Spartz carries 6-0.
7. Wind Energy Ordinance Review – No work session - Announcement of Wind Energy Tour, August 28, 2018 at 1577 Co Road 101, Lake Benton, MN at 10:30 am on site  
Reported that the information is being published in the newspaper this week.
8. Open address to Planning Commission for 5 minutes-Kristi Mogen  
In order to accurately reflect the following comments this testimony has been transcribed verbatim from the meeting recording.  
Mogen approached the board and addressed the hope that the board would read Tracy Rosenberg's letter before they go on the tour and also dictates that the board go to the wind website so all of their letters are supposed to be getting to you guys and supposed to be posted on the website and she began her issue by citing the Mauersberger letter to Krista as the contention and she quotes, "Thank you-We appreciate you as always- attached is the PUC review of our sound study, as you may recall Kristi suggested at the last Grant County meeting in May that the recommended expert from PUC gave 35dBA and then she changed it to 40 dBA that was recommended. According to the Hessler reports this is not remotely true-see attached analysis. The report states 45dBA standard is responsible and supports methodology- please share this. Not certain why Kristi would reference this report with her concerns as it does the exact opposite and she may not have read it to the end." Kristi states, "I am not DAFT"

Here is the report she cited from Hessler at the PUC for the Crocker website docket and she will submit it online. Dakota Range had just been submitted and 1- she didn't read it all the way through 2- it hadn't had a rebuttal to express concerns that Hessler had changed his testimony from one to another. So it is 40 dBA as he did suggest and here is the report to back me up. Now this is a little concerning to me, this is Krista's response, So happy for you guys I might smile for a week straight. We have cleaned it up and will be sending it to our boards momentarily. Thank you.

When we submitted stuff to you guys we actually brought it in and wanted to hand it to you and they took it and wouldn't give it to you for 30 days and put it up on the website. We wanted to hand it to you in April and I still don't know if you ever got those books. We handed you books from Greg Hubner, a South Dakota author, on turbines and the issues that are out there with them. We are very concerned that you are not getting our information.

Online there are 28 letters from your community members telling you about our concerns with these turbines- if you haven't seen them ask Krista for a hard copy. There are 80 postcards in opposition and there is a call log for proponents but there is not a call log for opponents and we have been calling in. "I have to say I have not called in- I have such a pleasant time calling that office."

Kristi quotes again, Then Mark writes then "that much of the evidence Theresa and Kristi have been circulating at the county level has been recently deemed inadmissible at the PUC. Please share with the Commissioners and the Planning & Zoning board members when you can. I doubt the county would want to continue entertaining the studies and anecdotal statements" He attached a letter from the story from the newspaper- which she read- Molly Smith, a lawyer for the Minneapolis law firm sought to ban- 'like Miss Kaaz, Miss Mogen does not provide any information indicating that she is qualified to offer testimony on any topic other than her personal knowledge and her exhibits go beyond her stated knowledge Smith wrote in her request.' First of all if Mogen received 13 million dollars of South Dakota tax payer dollars I would have every expert I wanted in here parade in right front of you guys and right in front of the PUC. I don't have that money. Two: I fully admit that I am not an expert. I am calling experts. I am talking to experts. I am talking to doctors. I am talking to acousticians. So are a lot of these other people. And we are getting information that you are not being provided by wind, they are talking jobs and money. We are talking our lives. We are talking our property values. Which, in my letter this week, I wrote to you about that and given you a job description. So, if Dakota Range says that I have to be an expert to testify, I want to know if we need an expert here to make these decisions. I trust you guys. I trust you guys should be getting our information which we have written some pretty frustrating comments because we're finding out you really aren't getting it. And we are sitting here going- you should know this stuff, we have talked to you about this why are-you not asking these questions. Well now I find out you are not getting it. I do feel you are qualified, but I think you need to be getting the information.

At the PUC, the Dakota Range, I just got this testimony today and this stuff is off the official transcripts, I took it off the PBS- NPR reporting. Commissioner Nelson, my personal opinion, I do not know if the setbacks these counties have is sufficient. Commissioner Nelson knows Clark County setback is ¾ mile. He went on to say, greater setbacks eliminate the rubs we see. During the Crocker PUC hearing the acoustician, David Hessler said, he told the PUC commissioners the only way to mitigate turbine issues is with distance. So I please ask that you request hard copies of what we are sending you. It's important. You know this.

9. Matters for Board Discussion/Staff Report
10. Next meetings:
  - a. Wind Energy Tour: **Tuesday, August 28, 2017** at 10:30 AM
  - b. Regular meeting: **Monday, September 17, 2018** at 4 PM
  - c. Regular meeting: **Tuesday, October 9, 2018** at 4 PM
11. Executive Session (if necessary)
12. Adjourn as the Grant County Planning Commission Motion by Hansen second by Adler carries 6-0.

Krista Atyeo-Gortmaker  
Planning and Zoning Officer  
Grant County