

CARBON COUNTY

www.carbonwy.com

Department of Planning and Development

215 West Buffalo, Suite 336

Rawlins, WY 82301

Tel (307) 328-2651 FAX (307) 328-2735

Fee Paid \$ _____ Date _____

Case File No. C.U.P.W. CASE #

**CONDITIONAL USE PERMIT APPLICATION
COMMERCIAL WIND ENERGY FACILITY
(Please Print or Type)**

Project Name: Foote Creek Rim Repowering

Applicant: PacifiCorp

Mailing Address: 1407 W. North Temple, Suite 310, Salt Lake City, Utah 8416 Phone: 801-200-4390

Email Address: travis.brown@PacifiCorp.com

Representative (authorization required) Mr. Travis Brown

Mailing Address: 1407 W. North Temple, Suite 310, Salt Lake City, Utah 8416 Phone: 801-200-4390

Land Owner: BLM & Private Landowners

(If other Than Applicant)
Mailing Address: see attached Phone: _____

GENERAL LOCATION AND/OR LEGAL DESCRIPTION OF PROPERTY:

(Attach additional sheet(s) if necessary)

GEO/Parcel Identification Number(s) (PIN) #: see attached

Quarter Sections _____ Section multiple Township 19N Range 78W

Approximate location North of Arlington, Wyoming - see attached location map

Zone District(s) _____

PRE-APPLICATION MEETINGS:

All meetings should be held prior to submittal of application.

Application must be signed by agency or department head or processing may be delayed.

Pre-Application Meeting (Planning Department) Date: 25-JULY-2018 Signature: _____
(Entire Application)

Pre-Application Meeting (County Road and Bridge) Date: NA Signature: _____
(Use of Public Roads)

Pre-Application Meeting (Weed and Pest) Date: NA Signature: _____
(Noxious and invasive species control)

Pre-Application Meeting (County Sherriff) Date: NA Signature: _____
(Emergency Management Plan)

Pre-Application Meeting (Emergency Management) Date: NA Signature: _____
(Emergency Management Plan)

Pre-Application Meeting (County Fire Warden) Date: NA Signature: _____
(Emergency Management Plan)

List other Emergency Service Agencies & Representatives and meeting dates: (If Project spans multiple jurisdictions, list all agencies in other jurisdictions and meeting dates)

Pre-Application Meeting BLM Date: 2-AUG-2018 Signature: _____

This is an existing facility with roads, emergency plans, weed and pest plans, etc. already in place, approved and operational. Therefore, many of these preapplication meetings are not applicable.

STATE AGENCIES:

The applicants are advised to consult with Wyoming Game and Fish Department (WGF) department. The Applicant should submit evidence of consultation that the Applicant has coordinated with WGF about the project.

The applicants are advised to seek comments from the Wyoming State Historical Preservation Office (SHPO) for matters concerning archaeology and/or historical importance and to include relevant reports with the application.

PROJECT SUMMARY:

Project Acreage (Total Area)	<35 impacted acres_____
Number of Turbines	68 to be replaced by 12_____
Est. Project Cost	\$51,700,000_____
Peak Construction Manpower	150_____
Total Full Time Permanent Jobs	no change_____
Est. Start of Construction	April 2019_____
Construction Phases	2_____
Time to Complete Project	18 months_____
Accessory or Related Uses	NA_____

REQUIRED ATTACHMENTS:

(Attach additional sheet(s) if necessary) **SEE ATTACHED**

Project Description; including, but not necessarily limited to the following items and information, to the extent available:

1. A general description of the project, including its approximate total name plate generating capacity; the potential equipment manufacturer(s), type(s) of WECS(s), number of WECS, and name plate generating capacity of each WECS; the maximum height of the WECS Tower(s) and maximum diameter of the WECS rotor(s); the general location of the project.
2. A description of the Applicant, Owner and, if known, Operator including their respective business structures.
3. The name(s), address(es), phone number(s), and email(s) of the Applicant(s), Owner(s) and Operator(s), and all owner(s) of property on which the Project is to be located.
4. The name(s), address(es), and phone number(s) of the Applicant(s), Owner(s) and Operator(s), and all property owner(s) within 1,000 feet of the geographical boundary of the WECS project site.
5. A preliminary site plan for the installation of a WECS Project showing the planned location of each WECS Tower, guy lines and anchor bases (if any), Primary Structure(s), property lines (including identification of adjoining properties), setback lines, public & private access roads and turnout locations, Substation(s), electrical cabling from the WECS Tower to the Substation(s), ancillary equipment, transmission lines, and layout of all structures within the geographical boundaries of any applicable setback.
6. A waste management plan that includes an inventory and disposal program of estimated solid wastes to be generated during the construction, operation and eventual decommissioning of the proposed WECS project.
7. A plan for reclamation of the surface after construction.
8. A list of all State and Federal agencies requiring approval and a copy of such approval, including all required studies reports and certifications.
9. Letters of consent to permit from all surface property owners upon which the WECS project will be located or other legal documentation (leases, etc.) which demonstrate consent of the surface property owners for the WECS project.
10. Tax Certificate – must be signed by the Carbon County Treasurer or authorized deputy.
11. Any other information normally required by the County as part of the Conditional Use Review process.

PUBLIC ROADS USE PLAN:

To include but not necessarily limited to the following:

1. A report demonstrating how legal access will be provided to the property and a description of how private roadways within the project will be marked as private roadways.
2. Private road systems within the project and their connectivity to the rest of the County's public road system.
3. Acknowledgment that the County will not be required to repair, maintain or accept and dedication of the private roadways to the public.
4. A traffic study, prepared by a Licensed Engineer, of any public roadways leading to and away from the proposed project during and after construction. Identify all public roads within Wyoming and submit conceptual mapping of all proposed haul routes. The Applicant(s) may be required to provide additional studies and reports, prepared by qualified professional(s), to determine if impacts to public roads will occur. If impacts are determined, a mitigation plan and/or long term road maintenance agreement will be required.
5. Provide a preconstruction baseline survey to determine existing road conditions and assess potential damage to roadways due to project construction and operations. Including estimated dollar amount necessary to repair roadways.
6. Provide applicable weight and size permits or describe plan to obtain highway permits from the appropriate agency to transport WECS equipment to the property.

The Board of County Commissioners may require the Applicant(s) enter into a Road Use Agreement for the use of County roads prior to construction of the project. The Board may require financial assurance for the purpose of repairing any damage to public roads caused by constructing, operating or maintaining the WECS Project. The amount of financial assurance shall be submitted as an estimate signed and sealed by a Licensed Engineer and submitted as part of the Road Use Agreement. The Road Use Agreement shall be developed by the applicant for review by the County Road & Bridge Department, Planning Department, and the County Attorney's Office.

NOXIOUS WEED AND INVASIVE SPECIES CONTROL PLAN:

Plan must be signed off by County Weed and Pest as well as any state and federal agencies that may also have jurisdiction.

SITE & FACILITY RECLAMATION AND DECOMMISSIONING PLAN:

Plan must comply with the Wyoming Industrial Siting Council's adopted requirements.

OPERATION AND MAINTENANCE PLAN:

Summary of routine operations and scheduled maintenance.

CONSTRUCTION PLAN:

Include the following:

1. Construction Timeline.
2. Manpower.
3. Workforce housing plan.
4. List of Hired Contractors.

ATTACH THE FOLLOWING:

1. **Application Fee.**
2. **All Lease Agreements.**
3. **Required FAA Documentation and Permits.**
4. **GIS Data in shapefile format including project boundary, approximate turbine and transmission tower locations, internal road network, substations and transmission lines.**
5. **An evaluation of FAA approved remote sensing beacons or Audio Visual Warning Systems (Alternative Lighting Systems) that do not require continuous night time lighting.**

I hereby acknowledge that I must provide Carbon County with evidence of public notice that shall be published in a newspaper of general circulation in Carbon County twenty (20) or more days prior to the public hearing required by W.S. §18-5-506. The public notice shall include a brief summary of the wind energy facility, invite the public to submit comments and identify the time and date of the hearing. The applicant must provide an affidavit of publication prior to the BoCC hearing.

I hereby certify that the representation included hereon and by attachment are true and correct to the best of my knowledge and further certify:

1. That reasonable efforts have been undertaken to provide notice in writing, to all owners of land within one (1) mile of the proposed WECS project and to all cities and towns located within twenty (20) miles of the WECS project. (Attach affidavit.)
2. That the proposed WECS project will comply with all the standards required by W.S. 18-5-504.
3. That the proposed WECS project will comply with all applicable zoning and county land use regulations.
4. That notice has been provided to the record owners of mineral rights located on or under the lands where the proposed facility will be constructed. Such notice may include notice by publication. The certification of notice shall be provided with the application. To the extent that the notice requirements in the paragraph do not comply with rules adopted by the Industrial Siting Council, the standards and requirements adopted by the Industrial Siting Council shall control and shall be complied with by the applicant.

TRAVIS A. BROWN
PRINTED NAME

[Signature]
SIGNATURE OF APPLICANT

PRINTED NAME

SIGNATURE OF OWNER

801 200 4390
DIRECT CONTACT NUMBER

01/09/2019
DATE

DIRECT CONTACT NUMBER

DATE

The applicant is solely responsible for the contents of this application and verifies that it is accurate, complete and contains all information required by the Carbon County Zoning Resolution, Section 5.9 Wind Energy Facilities-Overlay District. The applicant shall notify the Carbon County Planning & Development Department in writing of any material changes to the information provided that occurs while approval of the WECS Conditional Use Permit application is pending.



Mark Gordon
Governor

WYOMING Department of Transportation

"Providing a safe, high quality, and efficient transportation system"

3411 South 3rd Street, Laramie, Wyoming 82070



William T. Panos
Director

Jan. 8, 2019

Travis A. Brown
PacifiCorp
1407 W. North Temple, Suite 110
Salt Lake City, UT 84116
801-220-2737

RE: Turbine setback for Foote Creek Rim I wind project

Dear Mr. Brown,

We have reviewed your map depicting proposed turbine placements at the Foote Creek Rim I wind project as per our previous discussions. The WYDOT-owned dwellings near the proposed project are used for road operations and maintenance staff year-round and are located in a similar proximity to the existing wind turbines that were constructed in 1998 and 1999.

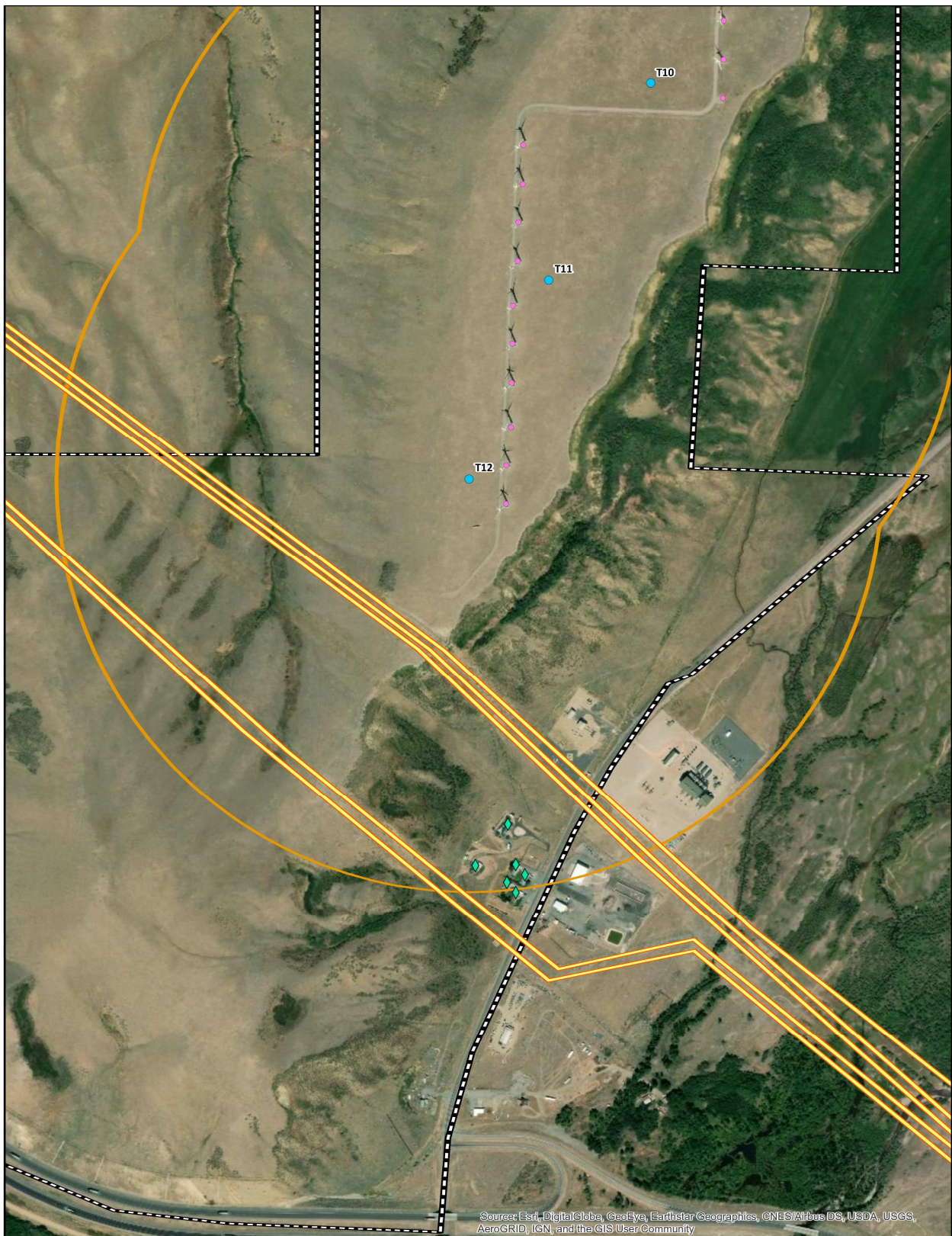
It is my understanding that the turbine setback distance per Carbon County rules is up to 2,745 feet for this project (5.5 times the overall height), depending upon the final turbine design. The proposed turbines for which you are requesting a setback waiver are approximately 2,290 feet at the closest point to our dwellings located in the attached map. We are agreeable to the proposed turbine layout based on our dwellings' distance from the proposed turbine.

Please consider this letter formal notification that we have no issue with your setback deviation request for the dwellings identified in the included map.

Sincerely,

Tom DeHoff, P.E.
District Engineer

cc: Mark Gillett, P.E., Assistant Chief Engineer – Operations, WYDOT, Cheyenne
Kevin Lebeda, Right-of-Way Program Manager, WYDOT, Cheyenne.



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

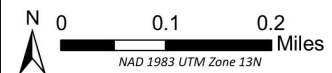
- Foote Creek I - New Turbines
- Existing Wind Turbines
- Oil/Gas Pipelines
- ◆ Houses
- Turbine House Buffer (2,725 ft)
- Turbine House Buffer (2,360 ft)
- Project Boundary



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri

Foote Creek Repowering Project Layout Carbon County Occupied Structure Setbacks

PacifiCorp



Foote Creek Rim Repowering Project Adjacent Property Owners/Landowners

PIN Number	Owner	Address	City	State	Zip
19780710000700	Audrey I. Brokaw	220 Brokaw Ranch Rd.	Arlington	WY	82083
19780110060000	Bureau of Land Management	Box 1828	Cheyenne	WY	82002
19780620001000	Bear Creek Cattle Company	1291 State Hwy 13 Unit A	McFadden	WY	82083
19780430000500	Dunmire, Les and Shelly Co Trustees	56 Lonesome Fox Rd.	McFadden	WY	82083
20781230050000	State of Wyoming	122 W 25 th	Cheyenne	WY	82002
19780810050000	State of Wyoming	122 W 25 th	Cheyenne	WY	82002
19781920002700	Williams Natural Gas Company c/o Southern Star Central Gas Pipeline	4700 Hwy 56	Owensboro	KY	42301



PUBLIC NOTICE

A public meeting will be held to obtain input from stakeholders on the proposed repowering of the Foote Creek Rim I wind farm, owned and operated by PacifiCorp.

TIME/DATE: _____

LOCATION: _____

PROJECT DESCRIPTION:

The proposed Project is a repowering of an existing commercial WECS which is located near Arlington, Wyoming in Township 19N, Range 78W, Sections 6 and 18 on leased lands authorized under Right-of-Way agreement number WYW-142464 with the BLM and private leases with landowners. Currently, there are 68 wind turbines on Foote Creek Rim 1. The Applicant plans to replace the 68 wind turbines with 12 new turbines. The overall project capacity will increase to 41.6 megawatts (MW). However, the total site output will remain unchanged with this proposed repower and will continue to be 41.4 MW as outlined in the existing Large Generator Interconnection Agreement (LGIA).

It should be noted that the repowering activities will impact less than an estimated 35 acres. The Project will include all or any of the following (collectively “wind energy project”): (i) wind energy generating systems including supporting towers, foundations and any other associated equipment or structures (together, “wind turbines”); (ii) overhead and underground electrical distribution, collection, transmission and communications lines and facilities, electric transformers, electric substations, energy storage facilities, telecommunications equipment, and other necessary interconnection facilities; (iii) roads and crane pads; (iv) meteorological towers and wind measurement equipment. The existing O&M/control building, maintenance yard(s), staging yard(s), storage area(s), and related facilities and equipment will remain unchanged.

Please publish in the *Rawlins Daily Times* on _____

Please publish in the *Saratoga Sun* on _____



Date: January 9, 2019

Audrey I. Brokaw
220 Brokaw Ranch Rd.
Arlington, WY 82083

Re: Repowering – Foote Creek Rim I wind project

Dear Audrey:

The purpose of this letter is to advise you that PacifiCorp is anticipating upgrading its existing Foote Creek Rim I wind turbines located near Arlington, Wyoming beginning in Summer 2019. The work includes crane activities that are typical for wind energy maintenance activities. However, the repowering activities will include greater ingress and egress of heavy vehicles during this period. The repowering project is important to continue providing affordable, reliable, renewable energy to Rocky Mountain Power customers.

During this time, you may notice an increase in heavy equipment and vehicle traffic as we work to modify our Project. PacifiCorp plans to use existing roads and overland travel where possible to access its improvements. However, it may be necessary for PacifiCorp to access portions of the leased areas where off-road travel is required. Additionally, PacifiCorp's contractors may need to position equipment or materials at the side of the roads or within the leased areas during this project.

If you have concerns or questions please contact Brent Denham, Repowering Project Construction Manager, at (503) 813-6623. Thank you in advance for your cooperation.

Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Bureau of Land Management
Box 1828
Cheyenne, WY 82002

Re: Repowering – Foote Creek Rim I wind project

To whom it may concern:

The purpose of this letter is to advise you that PacifiCorp is anticipating upgrading its existing Foote Creek Rim I wind turbines located near Arlington, Wyoming beginning in Summer 2019. The work includes crane activities that are typical for wind energy maintenance activities. However, the repowering activities will include greater ingress and egress of heavy vehicles during this period. The repowering project is important to continue providing affordable, reliable, renewable energy to Rocky Mountain Power customers.

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If you have concerns or questions please contact Brent Denham, Repowering Project Construction Manager, at (503) 813-6623. Thank you in advance for your cooperation.

Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Bear Creek Cattle Company
1291 State Hwy 13 Unit A
McFadden, WY 82083

Re: Repowering – Foote Creek Rim I wind project

To whom it may concern:

The purpose of this letter is to advise you that PacifiCorp is anticipating upgrading its existing Foote Creek Rim I wind turbines located near Arlington, Wyoming beginning in Summer 2019. The work includes crane activities that are typical for wind energy maintenance activities. However, the repowering activities will include greater ingress and egress of heavy vehicles during this period. The repowering project is important to continue providing affordable, reliable, renewable energy to Rocky Mountain Power customers.

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Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Dunmire, Les and Shelly Co Trustees
56 Lonesome Fox Rd.
McFadden, WY 82083

Re: Repowering – Foote Creek Rim I wind project

To whom it may concern:

The purpose of this letter is to advise you that PacifiCorp is anticipating upgrading its existing Foote Creek Rim I wind turbines located near Arlington, Wyoming beginning in Summer 2019. The work includes crane activities that are typical for wind energy maintenance activities. However, the repowering activities will include greater ingress and egress of heavy vehicles during this period. The repowering project is important to continue providing affordable, reliable, renewable energy to Rocky Mountain Power customers.

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Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

State of Wyoming
122 W 25th
Cheyenne, WY 82002

Re: Repowering – Foote Creek Rim I wind project

To whom it may concern:

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Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Williams Natural Gas Company
c/o Southern Star Central Gas Pipeline
4700 Hwy 56
Owensboro, KY 42301

Re: Repowering – Foote Creek Rim I wind project

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Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Town of Elk Mountain
PO Box 17, Elk Mountain, WY 82324

Re: Repowering – Foote Creek Rim I wind project

To whom it may concern:

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Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Town of Medicine Bow
PO Box 156, Medicine Bow, WY 82329

Re: Repowering – Foote Creek Rim I wind project

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The purpose of this letter is to advise you that PacifiCorp is anticipating upgrading its existing Foote Creek Rim I wind turbines located near Arlington, Wyoming beginning in Summer 2019. The work includes crane activities that are typical for wind energy maintenance activities. However, the repowering activities will include greater ingress and egress of heavy vehicles during this period. The repowering project is important to continue providing affordable, reliable, renewable energy to Rocky Mountain Power customers.

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Sincerely,

Brent Denham
PacifiCorp



Date: January 9, 2019

Town of Rock River
PO Box 280, Rock River, WY 82083

Re: Repowering – Foote Creek Rim I wind project

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The purpose of this letter is to advise you that PacifiCorp is anticipating upgrading its existing Foote Creek Rim I wind turbines located near Arlington, Wyoming beginning in Summer 2019. The work includes crane activities that are typical for wind energy maintenance activities. However, the repowering activities will include greater ingress and egress of heavy vehicles during this period. The repowering project is important to continue providing affordable, reliable, renewable energy to Rocky Mountain Power customers.

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