

Emails Regarding Ordinance Amendments

1. Gene and Denise Stehly-2-27-17-Proposed wind ordinance for Davison County.
 - a. Propose setback 1 mile, 1000' damage quality of life and decrease property value.
 - b. Require property value guarantees for non-participating within 2 mile.
 - c. Clarify decommission statement to include decommission/reclamation bond administrated by the county.
 - d. In favor of recent ordinances passed by Lincoln County and Letcher Township.
2. Lance Koth-2-28-17-Proposed wind ordinance for Davison County.
 - a. Questions need for wind ordinance.
 - b. 1000' set back not enough, suggests 1 mile to help protect real estate values.
 - c. Decommission of tower should be of all tower components, not just down 3' below ground and provide assurance that it will be paid for.
 - d. Does not live in country, understands perceived value of wind turbines in regards to tax revenue but that shouldn't be the only focus.
3. Jade Stehly-3-1-17-Proposed Wind Ordinance.
 - a. 24 year old buying acreage in county.
 - b. Feels in system would change way she feels about living in country.
4. Glen Lowrie-3-2-17-March 8, 2017 Ordinance Meeting.
 - a. Agrees with Letcher Township and Lincoln County ordinances.
 - b. 1 mile setbacks for non-participating buildings.
 - c. Concerned with requirements, run 100% of the time unlike traffic or machinery.
 - d. Thinks property values will decrease.
 - e. Create an eyesore in the county.
 - f. Should be placed in lower populated areas in the state.
 - g. Decommissioning of the tower should have a guaranteed bond for each tower to cover cost.
 - h. Agree with Letcher Township and Lincoln County ordinances, please consider their parameters.
5. Doug Hansen-3-4-17-Proposed wind ordinance for Davison County.
 - a. Ordinance snuck up on public, little awareness to public.
 - b. Will be unable to attend meeting.
 - c. Proposed ordinance is built on ancient wind energy information, 1.1 x tower height, 1000' setbacks, dBA ratings, etc.
 - d. Other areas of the state face the same concerns, Walworth County, Lincoln County, Avon region and Letcher Township.
 - e. Impact the welfare of life style and economy.
 - f. Feel we are rushing into something that we have not done due diligence on.
 - g. Need to implement an adequate set back of minimum of 1 mile but preferably 2 mile from a residence.
 - h. Wind is not agriculture commodity, should require unique controllers and zoning.
 - i. Place wind farms in less populated regions of the state.
 - j. Create new rules that aren't antiquated and encompass feedback.

- k. Nothing in proposed ordinance regarding protection of other industries: hunting farms, wineries, tourism, agriculture and its associated industries, agricultural applications.
 - l. Agrees with Letcher Township ordinance.
- 6. Mike and Mavis Anderson-3-5-17-Wind Energy.
 - a. Strongly support Lincoln County and Letcher Township ordinances.
- 7. Harvey Kelley-3-6-17-Sec 2:11 Wind Energy Systems.
 - a. More research needs to be done before final adoption
 - b. 45 dBA is too high
 - c. 30 hours of shadow flicker is too much.
 - d. 1000' setback from non-participating residences is too close, should be 5280'.
 - e. 1.1 times height is too close to property lines and can create safety issues when next to roadways if they collapse.
 - f. Thorndike, Maine voted for 1 mile setbacks.
 - g. Frankfort, Maine ordinance would create a setback of one mile to each property line of non-participating landowner.
 - h. US Dept of Energy Wind Exchange website states 430 wind ordinances in the US, should look at Trempealeau County Wisconsin Ordinance, agrees with that one.
 - i. Ordinance needs to cover liability insurance decommission bonding, etc.
- 8. Jerry Scott-3-6-17-Planning and Zoning Board Meeting Mar 8, 2017.
 - a. If the application from Juhl Energy failed with the same recommendations, changes are needed to the ordinance.
 - b. No provisions for enforcement.
 - c. Best and least expensive action is to place a 2 mile setback from non-participating owners property lines.
 - d. Attached a 22 page pdf with the current proposed ordinance and his recommendations and research.
- 9. Adrian Laurendeau-3-6-2017-Wind Energy Message.
 - a. Opposed to the 1,000' setback, Referenced Letcher Township and Lincoln County Ordinances.
- 10. Dan Koupal-3-7-17-Wind Ordinance for Davison County.
 - a. Gave an opinion on the financial impact that wind towers have in relationship to the distance to residential locations.
 - i. Tower within 500' 40 to 45% negative financial impact
 - ii. Tower within 1000' 35 to 40% negative financial impact
 - iii. Tower within ½ mile 30 to 35% negative financial impact
 - iv. Tower within 1 mile 10 to 15% negative financial impact
 - b. Currently licensed by the South Dakota Real Estate Commission as a Broker.
- 11. Harvey Kelley 3-8-17-Wind Energy Ordinance.
 - a. Mr. Kelley shared his concerns (as he did in the open public hearing) that the Davison County Website was not clear that this was a "proposal". He also offered to help further the research on wind energy ordinances.
- 12. Planning & Zoning Administrator Bathke-3-9-2017-Response to Mr. Kelley

- a. Administrator Bathke explained to Mr. Kelley how this has been a lengthy process and the department has not tried to hide anything. He also accepted Mr. Kelley's offer to help further research wind energy ordinances.
13. Denise Stehly-3-11-17-Davison County Wind Energy.
 - a. Forwarded information referenced at the open public hearing, provided by Ken Stach.
14. John O'Connell-3-13-17-Wind Towers in Davison County
 - a. Feels wind towers should not be allowed in his air space.
15. Lance Koth-3-14-17-Proposed Wind Ordinance for Davison County
 - a. Submitted a cost estimation of removal of a wind tower.
16. Harvey Kelley 3-8-17-Wind Energy Ordinance.
 - a. Mr. Kelley again shared his concerns (as he did in the open public hearing) that the Proposed Davison County Ordinance was not properly researched.
 - b. Mr. Kelley also feels Administrator Bathke deserves to receive criticism regarding the ordinance.
 - c. Mr. Kelley also cited SDCL 8-2-1 (4), which allows a township to pass an ordinance.
17. Planning & Zoning Administrator Bathke-3-15-2017-Response to Mr. Kelley
 - a. Administrator Bathke responded to Mr. Kelley, explaining the past Juhl Energy votes, the number of projects and/or ordinances we have researched (24 plus the PUC SDCL and ARSD), and explained the Supreme Court case explaining townships do not have the inherent power to zone.
18. Peter Licht-3-17-17-Wind Turbines.
 - a. Mr. Licht explained the noise level and blade flash from the Prairie Winds towers, which are 2,200 feet from his residence, is terrible. Also, the roads were damaged.
19. Jerry Scott-3-31-17-Wind Setbacks to my house.
 - a. Mr. Scott asked the commission several questions, dealing with the setback distance an industrial wind turbine could be from an inhabited dwelling; to include future dwellings, property owner rights, disclosures, etc.
20. Gene Stehly-4-3-17-HF2170-MN Legislature.
 - a. Sent the proposed MN Legislature.
21. Glen Lowrie-4-3-17-HF2170-MN Legislature.
 - a. Sent the proposed MN Legislature.
22. Holly Hanson-4-3-17-Wind Energy Ordinance-Davison County.
 - a. Email regarding setbacks, and referenced Lincoln County Correspondence.
23. Ken Stach-4-3-17-Response to Bathke.
 - a. Mr. Stach's response to the claim that a Township does not have the statutory authority to pass a zoning ordinance.
24. Doug Hanson-4-3-17- Information for Wind Energy Ordinance for Davison County.
 - a. Explanation of the growing opposition to Wind Energy Systems.
25. David Shelton-4-3-17-Davison County Wind Tower.
 - a. Representing Roland Johnson. Attached several articles regarding taxes, other counties, etc.

26. Travis Krumvieda-4-3-17-Windtower ordinance.
 - a. Explanation of living near a Wind Energy System.
27. Terry Nutter-4-3-17-Proposed Wind Ordinance for Davison County.
 - a. Explanation of how property taxes would be reduced 40%, taxes, etc.
28. Brad & Peg Greenway-4-4-17-Comments on Proposed Ordinance.
 - a. Explanation of setbacks that could curtail economic development.
29. Lisa Leuning-4-4-17-Wind Energy.
 - a. Requests a 1 mile setback for Wind Energy Systems.
30. Harvey Kelley 4-7-17-Wind Energy Ordinance.
 - a. Mr. Kelley explained how the Commission's final decision could affect the health, well-being, life & death of not only people but livestock, birds & animals living in Davison County; as well as the land values of landowners.
 - b. Mr. Kelley recommended the ordinance read "There shall be no commercial wind energy systems (wind towers/turbines) to be located in Davison County".
31. David Ganje 3-28-17-To setback, or not to setback article.
 - a. Mr. Ganje emailed a link to an article he wrote regarding different setbacks for different areas in the country.
32. Sherry Nebelsick-4-27-17-Proposed Wind Farms
 - a. Explained she is against wind farms due to the health problems they create.
33. Doug & Holly Hanson-4-27-17- Proposed Changes to Davison County Ordinance.
 - a. Questioned Industrial Development added to the Ag Use Covenant, and change from grantor to grantee.
34. Doug & Holly Hanson-5-1-17- Proposed Changes to Davison County Ordinance.
 - a. Questioned height of tower, property lines, Industrial Development, and bonds.
35. Response to Doug & Holly Hanson-5-2-17- Proposed Changes to Davison County Ordinance
 - a. Explanation of the questions they had from email #32.
36. Doug & Holly Hanson-5-2-17- Proposed Changes to Davison County Ordinance
 - a. Response thanking the P&Z Department for the changes.
37. Doug Hanson-5-2-17- Set-Back is Concrete
 - a. Shared Set-Back information, MN proposed legislation, and an Argus Leader opinion story.
38. Harvey Kelley 5-2-17-Wind Energy Ordinance.
 - a. Mr. Kelley explained how he was surprised Mr. Bathke continues to propose ridiculous setbacks, sneak Industrial Development into Agriculture Use, avoid to address property value loss, and weak decommissioning requirements. Mr. Kelley feels Mr. Bathke is bias toward WES and will do anything to accomplish his objective.
39. Response to Harvey Kelley-5-3-17- Wind Energy Ordinance
 - a. Mr. Bathke explained:
 - i. He is not sneaking anything in, as this was discussed at the last hearing.
 - ii. The Commission will consider facts, not opinions.

- iii. He is not biased towards wind energy, but any business should have an opportunity to present their business plan to the Commissions.
 - iv. The Planning & Zoning Department recommended to the Planning Commission to remove Section 3:11 and Section 9:09 from the Proposed Zoning Ordinance, which they agreed.
40. Ken Stach-5-3-17-Response to Mr. Bathke, Mr. Kelley, and others.
- a. Mr. Stach explained the research he has completed.
41. Jerry Scott-5-4-17- NASA, MIT et. al. infrasound report on wind turbines plus other info
- a. Mr. Scott provided information, as well as an attachment.
42. Greg Hubner-5-10-17-The truth about wind energy
- a. Mr. Hubner shared social media and internet links regarding WES.
43. Greg Hubner-5-14-17-The truth about wind energy
- a. Mr. Hubner shared articles regarding WES.
44. Jerry Scott-6-5-17-Writing a Wind Ordinance
- a. Mr. Scott shared a link to writing a Wind Ordinance.
45. Jerry Scott-6-8-17-Comments on Prairie Breeze Wind in NE
- a. Mr. Scott shared information on the NE project.