

April 19, 2022

Anderson County, Kansas 100 E. 4<sup>th</sup> Ave. Garnett, KS 66032

Michelle Miller, Anderson County Administrative Assistant mmiller@andersoncountyks.org
Thomas R. Young, Anderson County Zoning Department
Lester Welsh, Anderson County Road Department
Engineering Department
Elizabeth Oliver, Anderson County Attorney

Re: Notice of Project Construction and Intent to Obtain Coverage for Construction Activities within Anderson County
Wolf Creek – Blackberry Transmission Line Project
NextEra Energy Transmission Southwest

Dear Michelle Miller, Thomas Young, Lester Welsh, and Elizabeth Oliver:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell), on behalf of NextEra Energy Transmission Southwest, LLC (NEET Southwest), has been retained to provide permitting services for the proposed construction of the new Wolf Creek-Blackberry Transmission Line Project (Project). Southwest Power Pool (SPP) identified the Project as a solution to help provide a more reliable and cost-effective grid capable of enabling a rapidly changing power generation mix. SPP awarded the Project to NEET Southwest following a competitive proposal process.

The Project includes construction of a new, 345-kilovolt (kV), overhead electric transmission line to meet the power needs of the southeast region of Kansas and the southwest region of Missouri. The Project termini are the Wolf Creek Generating Station in Coffey County, Kansas and the Associated Electric Cooperative, Inc. Blackberry Substation in Jasper County, Missouri. The Project is approximately 94 miles in length and will traverse across the following counties within Kansas State limits: Allen, Anderson, Bourbon, Coffey, and Crawford. Within Missouri State limits, Barton and Jasper Counties will be traversed (Project Vicinity Map, Appendix A).

Subject to receipt of necessary regulatory approvals, construction of the Project is scheduled to begin mid-2023 and be completed late 2024. It is anticipated that the Project may require County: road use permits or agreements, right of way (ROW) use permits, ROW tree-clearing permits, ROW crossing permits, ROW culvert or temporary construction access permits, floodplain permits, building permits, and/or other construction permits.



Anderson County April 19, 2022 Page 2

### Anderson County Road and ROW Permitting, Regulations, and Agreements

NEET Southwest plans to obtain, as required, County Road Use Agreement(s) or permits, Driveway Entrance Permit, and Utility and Encroachment Permits to span a conductor across and work within Anderson County road ROW for construction activities associated with the Project.

We respectfully request the following information regarding Anderson County road ROW usage and encroachment:

- 1. Typical road ROW width.
- 2. Can road ROW be used for blowout? If yes, how much?
- 3. Can structures be placed within the road ROW? If yes, what are the setback requirements relative to road centerline or road edge?
- 4. Are there any permits or regulations regarding tree clearing or vegetation maintenance in the ROW? If yes, please list permits and requirements.
- 5. Copy of the driveway entrance permit application and the required as built specifications.
- 6. Copy of the road ROW use and road ROW crossing permit application(s) and the required specifications.
- 7. Can multiple road crossings be combined into one road permit application?
- 8. Can multiple driveway entrances be combined into one driveway entrance permit application?
- 9. List of road ROW culvert or temporary construction access permit(s) and regulations.
- 10. List any requirements regarding Road Use Agreements, including road allowances.
- 11. List any other requirements regarding road ROW crossing and encroachment (i.e., fees, ink signature, paper or electronic permit submittal, length of permit and/or agreement coverage).

### **Anderson County Floodplain Permitting**

NEET Southwest intends to coordinate and obtain Floodplain Permit(s), as required, to install a structure(s) within a floodplain for construction activities associated with the Project. Typically, for a Project such as ours, structures within a floodplain or floodway would be limited to a pole, that will be designed to meet the standards of the Kansas Department of Agriculture Division of Water Resources. Usually, a pole does not meet the definition of a structure or a building in most counties, but our team would like to understand the requirements of Anderson County specifically.

We respectfully request the following information regarding the Anderson County Floodplain Permit:



Anderson County April 19, 2022 Page 3

- 1. Applicability determination from Anderson County on if a floodplain permit would be required for a transmission pole.
- 2. Copy of Floodplain Permit application.
- 3. Confirmation of which floodplain maps are used for determination of flood zones (e.g. the latest approved FEMA FIRM, preliminary FIRM, or other).
- 4. If each pole will require a separate application, or if one application can be submitted with supporting materials for all poles.
- 5. Requirements for pole placement located within County regulated floodways and floodplains.
- 6. Would a transmission pole require a building permit? If yes, please provide copy of application and requirements.
- 7. List any other requirements regarding the Anderson County Floodplain Permit (i.e., fees, ink signature, paper or electronic permit submittal).

# **Anderson County Building/Construction Permitting**

NEET Southwest intends to coordinate and obtain Construction Permit(s), as required prior to construction of the Project.

We respectfully request the following information regarding the Anderson County Construction Permits:

- 1. Copy of the grant of easements form and all related information necessary to determination of need.
- 2. What meets the definition of a structure or building in Anderson County?
- 3. List any other permits or requirements regarding utility construction in Anderson County.
- 4. List any applicable building permit(s) and county ordinances.

It is anticipated that the Project will qualify for authorization under other various local, State, and Federal jurisdictions, all necessary permits will be obtained. Since the Project is under the jurisdiction of the Kansas Corporation Commission (KCC), NEET Southwest plans to obtain a KCC Siting Permit and Certificate of Convenience and Necessity (CCN). Therefore, local siting, and/or special or conditional use permits will not be applicable to the Project.

If you have any questions or require additional information, please feel free to contact me via telephone at 737-263-3151 or by email at cbartlett@burnsmcd.com. We would appreciate receiving your response and feedback within 15 business days of the date of this letter.



Anderson County April 19, 2022 Page 4

Sincerely,

Courtney Bartlett, BMcD Assistant Environmental Scientist

Attachments:

Appendix A - Project Vicinity Map



April 19, 2022

Barton County, Missouri 1004 Gulf Street Lamar, MO 64759-1498

> Mike Davis, Barton County Presiding Commissioner commission@countyofbarton.com Julie O'Connor Hagen, Barton County Public Administrator Rick Johnson, Floodplain Administrator

Barton County, Missouri 210 West Street Lamar, MO 64759

Mike Smalley, Barton County Prosecuting Attorney

Re: Notice of Project Construction and Intent to Obtain Coverage for Construction Activities within Barton County
Wolf Creek – Blackberry Transmission Line Project
NextEra Energy Transmission Southwest

Dear Mike Davis, Julie O'Connor Hagen, Rick Johnson, and Mike Smalley:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell), on behalf of NextEra Energy Transmission Southwest, LLC (NEET Southwest), has been retained to provide permitting services for the proposed construction of the new Wolf Creek-Blackberry Transmission Line Project (Project). Southwest Power Pool (SPP) identified the Project as a solution to help provide a more reliable and cost-effective grid capable of enabling a rapidly changing power generation mix. SPP awarded the Project to NEET Southwest following a competitive proposal process.

The Project includes construction of a new, 345-kilovolt (kV), overhead electric transmission line to meet the power needs of the southeast region of Kansas and the southwest region of Missouri. The Project termini are the Wolf Creek Generating Station in Coffey County, Kansas and the Associated Electric Cooperative, Inc. Blackberry Substation in Jasper County, Missouri. The Project is approximately 94 miles in length and will traverse across the following counties within Kansas State limits: Allen, Anderson, Bourbon, Coffey, and Crawford. Within Missouri State limits, Barton and Jasper Counties will be traversed (Project Vicinity Map, Appendix A).

Subject to receipt of necessary regulatory approvals, construction of the Project is scheduled to begin mid-2023 and be completed late 2024. It is anticipated that the Project may require County: road use permits or agreements, right of way (ROW) use permits, ROW tree-clearing



Barton County April 19, 2022 Page 2

permits, ROW crossing permits, ROW culvert or temporary construction access permits, floodplain permits, building permits, and/or other construction permits.

### Barton County Road and ROW Permitting, Regulations, and Agreements

NEET Southwest plans to obtain, as required, County Road Use Agreement(s) or permits, Driveway Entrance Permit, and Utility and Encroachment Permits to span a conductor across and work within Barton County road ROW for construction activities associated with the Project.

We respectfully request the following information regarding Barton County road ROW usage and encroachment:

- 1. Typical road ROW width.
- 2. Can road ROW be used for blowout? If yes, how much?
- 3. Can structures be placed within the road ROW? If yes, what are the setback requirements relative to road centerline or road edge?
- 4. Are there any permits or regulations regarding tree clearing or vegetation maintenance in the ROW? If yes, please list permits and requirements.
- 5. Copy of the driveway entrance permit application and the required as built specifications.
- 6. Copy of the road ROW use and road ROW crossing permit application(s) and the required specifications.
- 7. Can multiple road crossings be combined into one road permit application?
- 8. Can multiple driveway entrances be combined into one driveway entrance permit application?
- 9. List of road ROW culvert or temporary construction access permit(s) and regulations.
- 10. List any requirements regarding Road Use Agreements, including road allowances.
- 11. List any other requirements regarding road ROW crossing and encroachment (i.e., fees, ink signature, paper or electronic permit submittal, length of permit and/or agreement coverage).

### **Barton County Floodplain Permitting**

NEET Southwest intends to coordinate and obtain Floodplain Permit(s), as required, to install a structure(s) within a floodplain for construction activities associated with the Project. Typically, for a Project such as ours, structures within a floodplain or floodway would be limited to a pole, that will be designed to meet the standards of the Kansas Department of Agriculture Division of Water Resources. Usually, a pole does not meet the definition of a structure or a building in most counties, but our team would like to understand the requirements of Barton County specifically.

We respectfully request the following information regarding the Barton County Floodplain Permit:



Barton County April 19, 2022 Page 3

- 1. Applicability determination from Barton County on if a floodplain permit would be required for a transmission pole.
- 2. Copy of Floodplain Permit application.
- 3. Confirmation of which floodplain maps are used for determination of flood zones (e.g. the latest approved FEMA FIRM, preliminary FIRM, or other).
- 4. If each pole will require a separate application, or if one application can be submitted with supporting materials for all poles.
- 5. Requirements for pole placement located within County regulated floodways and floodplains.
- 6. Would a transmission pole require a building permit? If yes, please provide copy of application and requirements.
- 7. List any other requirements regarding the Barton County Floodplain Permit (i.e., fees, ink signature, paper or electronic permit submittal).

# **Barton County Building/Construction Permitting**

NEET Southwest intends to coordinate and obtain Construction Permit(s), as required prior to construction of the Project.

We respectfully request the following information regarding the Barton County Construction Permits:

- 1. What meets the definition of a structure or building in Barton County?
- 2. List any other permits or requirements regarding utility construction in Barton County.
- 3. List any applicable building permit(s) and county ordinances.

It is anticipated that the Project will qualify for authorization under other various local, State, and Federal jurisdictions, all necessary permits will be obtained. Since the Project is under the jurisdiction of the Missouri Public Service Commission (MPSC), NEET Southwest plans to obtain a MPSC Siting Permit and Certificate of Convenience and Necessity (CCN). Therefore, local siting, and/or special or conditional use permits will not be applicable to the Project.

If you have any questions or require additional information, please feel free to contact me via telephone at 737-263-3151 or by email at cbartlett@burnsmcd.com. We would appreciate receiving your response and feedback within 15 business days of the date of this letter.



Barton County April 19, 2022 Page 4

Sincerely,

Courtney Bartlett, BMcD Assistant Environmental Scientist

Attachments:

Appendix A - Project Vicinity Map



April 19, 2022

Bourbon County, Kansas 210 S. National Avenue Fort Scott, KS 66701

Eric Bailey, Bourbon County Public Works Department ebailey@bourboncountyks.org Shane Walker, Bourbon County Emergency Management Tiana McElroy, Bourbon County Attorney Tiana.mcelroy@bourboncountyks.org

Re: Notice of Project Construction and Intent to Obtain Coverage for Construction Activities within Bourbon County
Wolf Creek – Blackberry Transmission Line Project
NextEra Energy Transmission Southwest

Dear Eric Bailey, Shane Walker, and Tiana McElroy:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell), on behalf of NextEra Energy Transmission Southwest, LLC (NEET Southwest), has been retained to provide permitting services for the proposed construction of the new Wolf Creek-Blackberry Transmission Line Project (Project). Southwest Power Pool (SPP) identified the Project as a solution to help provide a more reliable and cost-effective grid capable of enabling a rapidly changing power generation mix. SPP awarded the Project to NEET Southwest following a competitive proposal process.

The Project includes construction of a new, 345-kilovolt (kV), overhead electric transmission line to meet the power needs of the southeast region of Kansas and the southwest region of Missouri. The Project termini are the Wolf Creek Generating Station in Coffey County, Kansas and the Associated Electric Cooperative, Inc. Blackberry Substation in Jasper County, Missouri. The Project is approximately 94 miles in length and will traverse across the following counties within Kansas State limits: Allen, Anderson, Bourbon, Coffey, and Crawford. Within Missouri State limits, Barton and Jasper Counties will be traversed (Project Vicinity Map, Appendix A).

Subject to receipt of necessary regulatory approvals, construction of the Project is scheduled to begin mid-2023 and be completed late 2024. It is anticipated that the Project may require County: road use permits or agreements, right of way (ROW) use permits, ROW tree-clearing permits, ROW crossing permits, ROW culvert or temporary construction access permits, floodplain permits, building permits, and/or other construction permits.



Bourbon County April 19, 2022 Page 2

### Bourbon County Road and ROW Permitting, Regulations, and Agreements

NEET Southwest plans to obtain, as required, County Road Use Agreement(s) or permits, Driveway Entrance Permit, and Utility and Encroachment Permits to span a conductor across and work within Bourbon County road ROW for construction activities associated with the Project.

We respectfully request the following information regarding Bourbon County road ROW usage and encroachment:

- 1. Typical road ROW width.
- 2. Can road ROW be used for blowout? If yes, how much?
- 3. Can structures be placed within the road ROW? If yes, what are the setback requirements relative to road centerline or road edge?
- 4. Are there any permits or regulations regarding tree clearing or vegetation maintenance in the ROW? If yes, please list permits and requirements.
- 5. Copy of the driveway entrance permit application and the required as built specifications.
- 6. Copy of the road ROW use and road ROW crossing permit application(s) and the required specifications.
- 7. Can multiple road crossings be combined into one road permit application?
- 8. Can multiple driveway entrances be combined into one driveway entrance permit application?
- 9. List of road ROW culvert or temporary construction access permit(s) and regulations.
- 10. List any requirements regarding Road Use Agreements, including road allowances.
- 11. List any other requirements regarding road ROW crossing and encroachment (i.e., fees, ink signature, paper or electronic permit submittal, length of permit and/or agreement coverage).

### **Bourbon County Floodplain Permitting**

NEET Southwest intends to coordinate and obtain Floodplain Permit(s), as required, to install a structure(s) within a floodplain for construction activities associated with the Project. Typically, for a Project such as ours, structures within a floodplain or floodway would be limited to a pole, that will be designed to meet the standards of the Kansas Department of Agriculture Division of Water Resources. Usually, a pole does not meet the definition of a structure or a building in most counties, but our team would like to understand the requirements of Bourbon County specifically.

We respectfully request the following information regarding the Bourbon County Floodplain Permit:

1. Applicability determination from Bourbon County on if a floodplain permit would be required for a transmission pole.



Bourbon County April 19, 2022 Page 3

- 2. Copy of Floodplain Permit application.
- 3. Confirmation of which floodplain maps are used for determination of flood zones (e.g. the latest approved FEMA FIRM, preliminary FIRM, or other).
- 4. If each pole will require a separate application, or if one application can be submitted with supporting materials for all poles.
- 5. Requirements for pole placement located within County regulated floodways and floodplains.
- 6. Would a transmission pole require a building permit? If yes, please provide copy of application and requirements.
- 7. List any other requirements regarding the Bourbon County Floodplain Permit (i.e., fees, ink signature, paper or electronic permit submittal).

# **Bourbon County Building/Construction Permitting**

NEET Southwest intends to coordinate and obtain Construction Permit(s), as required prior to construction of the Project.

We respectfully request the following information regarding the Bourbon County Construction Permits:

- 1. What meets the definition of a structure or building in Bourbon County?
- 2. List any other permits or requirements regarding utility construction in Bourbon County.
- 3. List any applicable building permit(s) and county ordinances.

It is anticipated that the Project will qualify for authorization under other various local, State, and Federal jurisdictions, all necessary permits will be obtained. Since the Project is under the jurisdiction of the Kansas Corporation Commission (KCC), NEET Southwest plans to obtain a KCC Siting Permit and Certificate of Convenience and Necessity (CCN). Therefore, local siting, and/or special or conditional use permits will not be applicable to the Project.

If you have any questions or require additional information, please feel free to contact me via telephone at 737-263-3151 or by email at cbartlett@burnsmcd.com. We would appreciate receiving your response and feedback within 15 business days of the date of this letter.



Bourbon County April 19, 2022 Page 4

Sincerely,

Courtney Bartlett, BMcD Assistant Environmental Scientist

Attachments:

Appendix A - Project Vicinity Map



April 19, 2022

Coffey County, Kansas 1510 S. 6<sup>th</sup> St. Burlington, KS 66839

Wayne Blackbourn, Coffey County Highway & Engineering Department wblackbourn@coffeycountyks.org

Coffey County, Kansas 110 S. 6<sup>th</sup> St. Burlington, KS 66839

Ryan Durst, Coffey County Assistant Road & Bridge Supervisor & Right of Way Coordinator rdurst@coffeycountyks.org
Heidi Harris, Coffey County Planning & Zoning
hharris@coffeycountyks.org
Wade H. Bowie II, Coffey County Attorney
wbowie@coffeecountyks.org

Re: Notice of Project Construction and Intent to Obtain Coverage for Construction Activities within Coffey County
Wolf Creek – Blackberry Transmission Line Project
NextEra Energy Transmission Southwest

Dear Wayne Blackbourn, Ryan Durst, Heidi Harris, and Wade H. Bowie II:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell), on behalf of NextEra Energy Transmission Southwest, LLC (NEET Southwest), has been retained to provide permitting services for the proposed construction of the new Wolf Creek-Blackberry Transmission Line Project (Project). Southwest Power Pool (SPP) identified the Project as a solution to help provide a more reliable and cost-effective grid capable of enabling a rapidly changing power generation mix. SPP awarded the Project to NEET Southwest following a competitive proposal process.

The Project includes construction of a new, 345-kilovolt (kV), overhead electric transmission line to meet the power needs of the southeast region of Kansas and the southwest region of Missouri. The Project termini are the Wolf Creek Generating Station in Coffey County, Kansas and the Associated Electric Cooperative, Inc. Blackberry Substation in Jasper County, Missouri. The Project is approximately 94 miles in length and will traverse across the following counties within Kansas State limits: Allen, Anderson, Bourbon, Coffey, and Crawford. Within Missouri State limits, Barton and Jasper Counties will be traversed (Project Vicinity Map, Appendix A).



Coffey County April 19, 2022 Page 2

Subject to receipt of necessary regulatory approvals, construction of the Project is scheduled to begin mid-2023 and be completed late 2024. It is anticipated that the Project may require County: road use permits or agreements, right of way (ROW) use permits, ROW tree-clearing permits, ROW crossing permits, ROW culvert or temporary construction access permits, floodplain permits, building permits, and/or other construction permits.

# Coffey County Road and ROW Permitting, Regulations, and Agreements

NEET Southwest plans to obtain, as required, County Road Use Agreement(s) or permits, Driveway Entrance Permit, and Utility and Encroachment Permits to span a conductor across and work within Coffey County road ROW for construction activities associated with the Project.

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We respectfully request the following information regarding Coffey County road ROW usage and encroachment:

- 1. Typical road ROW width.
- 2. Can road ROW be used for blowout? If yes, how much?
- 3. Can structures be placed within the road ROW? If yes, what are the setback requirements relative to road centerline or road edge?
- 4. Are there any permits or regulations regarding tree clearing or vegetation maintenance in the ROW? If yes, please list permits and requirements.
- 5. Copy of the driveway entrance permit application and the required as built specifications.
- 6. Copy of the road ROW use and road ROW crossing permit application(s) and the required specifications.
- 7. Can multiple road crossings be combined into one road permit application?
- 8. Can multiple driveway entrances be combined into one driveway entrance permit application?
- 9. List of road ROW culvert or temporary construction access permit(s) and regulations.
- 10. List any requirements regarding Road Use Agreements, including road allowances.
- 11. List any other requirements regarding road ROW crossing and encroachment (i.e., fees, ink signature, paper or electronic permit submittal, length of permit and/or agreement coverage).

# **Coffey County Floodplain Permitting**

NEET Southwest intends to coordinate and obtain Floodplain Permit(s), as required, to install a structure(s) within a floodplain for construction activities associated with the Project. Typically, for a Project such as ours, structures within a floodplain or floodway would be limited to a pole, that will be designed to meet the standards of the Kansas Department of Agriculture Division of Water Resources. Usually, a pole does not meet the definition of a structure or a building in most counties, but our team would like to understand the requirements of Coffey County specifically.



Coffey County April 19, 2022 Page 3

We respectfully request the following information regarding the Coffey County Floodplain Permit:

- 1. Applicability determination from Coffey County on if a floodplain permit would be required for a transmission pole.
- 2. Copy of Floodplain Permit application.
- 3. Confirmation of which floodplain maps are used for determination of flood zones (e.g. the latest approved FEMA FIRM, preliminary FIRM, or other).
- 4. If each pole will require a separate application, or if one application can be submitted with supporting materials for all poles.
- 5. Requirements for pole placement located within County regulated floodways and floodplains.
- 6. Would a transmission pole require a building permit? If yes, please provide copy of application and requirements.
- 7. List any other requirements regarding the Coffey County Floodplain Permit (i.e., fees, ink signature, paper or electronic permit submittal).

### **Coffey County Building/Construction Permitting**

NEET Southwest intends to coordinate and obtain Construction Permit(s), as required prior to construction of the Project.

We respectfully request the following information regarding the Coffey County Construction Permits:

- 1. What meets the definition of a structure or building in Coffey County?
- 2. List any other permits or requirements regarding utility construction in Coffey County.
- 3. List any applicable building permit(s) and county ordinances.

It is anticipated that the Project will qualify for authorization under other various local, State, and Federal jurisdictions, all necessary permits will be obtained. Since the Project is under the jurisdiction of the Kansas Corporation Commission (KCC), NEET Southwest plans to obtain a KCC Siting Permit and Certificate of Convenience and Necessity (CCN). Therefore, local siting, and/or special or conditional use permits will not be applicable to the Project.

If you have any questions or require additional information, please feel free to contact me via telephone at 737-263-3151 or by email at cbartlett@burnsmcd.com. We would appreciate receiving your response and feedback within 15 business days of the date of this letter.



Coffey County April 19, 2022 Page 4

Sincerely,

Courtney Bartlett, BMcD Assistant Environmental Scientist

Attachments:

Appendix A - Project Vicinity Map



April 20, 2022

Crawford County, Kansas 111 E. Forest Ave Girard, Kansas 66743

Alyssa Edwards, Crawford County Road & Bridge Department aedwards@crawfordcountykansas.org
May Smith, Crawford Zoning & Floodplain Administrator msmith@crawfordcountykansas.org
Reina Probert, Crawford County Attorney rprobert@crawfordcountykansas.org

Re: Notice of Project Construction and Intent to Obtain Coverage for Construction Activities within Crawford County
Wolf Creek – Blackberry Transmission Line Project
NextEra Energy Transmission Southwest

Dear Alyssa Edwards, May Smith, and Reina Probert:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell), on behalf of NextEra Energy Transmission Southwest, LLC (NEET Southwest), has been retained to provide permitting services for the proposed construction of the new Wolf Creek-Blackberry Transmission Line Project (Project). Southwest Power Pool (SPP) identified the Project as a solution to help provide a more reliable and cost-effective grid capable of enabling a rapidly changing power generation mix. SPP awarded the Project to NEET Southwest following a competitive proposal process.

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Crawford County April 20, 2022 Page 2

### Crawford County Road and ROW Permitting, Regulations, and Agreements

NEET Southwest plans to obtain, as required, County Road Use Agreement(s) or permits, Driveway Entrance Permit, and Utility and Encroachment Permits to span a conductor across and work within Crawford County road ROW for construction activities associated with the Project. We respectfully request the following information regarding Crawford County road ROW usage and encroachment:

- 1. Typical road ROW width.
- 2. Can road ROW be used for blowout? If yes, how much?
- 3. Can structures be placed within the road ROW? If yes, what are the setback requirements relative to road centerline or road edge?
- 4. Are there any permits or regulations regarding tree clearing or vegetation maintenance in the ROW? If yes, please list permits and requirements.
- 5. Copy of the driveway entrance permit application and the required as built specifications.
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- 10. List any requirements regarding Road Use Agreements, including road allowances.
- 11. List any other requirements regarding road ROW crossing and encroachment (i.e., fees, ink signature, paper or electronic permit submittal, length of permit and/or agreement coverage).

# **Crawford County Floodplain Permitting**

NEET Southwest intends to coordinate and obtain Floodplain Permit(s), as required, to install a structure(s) within a floodplain for construction activities associated with the Project. Typically, for a Project such as ours, structures within a floodplain or floodway would be limited to a pole, that will be designed to meet the standards of the Kansas Department of Agriculture Division of Water Resources. Usually, a pole does not meet the definition of a structure or a building in most counties, but our team would like to understand the requirements of Crawford County specifically.

We respectfully request the following information regarding the Crawford County Floodplain Permit:

- 1. Applicability determination from Crawford County on if a floodplain permit would be required for a transmission pole.
- 2. Copy of Floodplain Permit application.



Crawford County April 20, 2022 Page 3

- 3. Confirmation of which floodplain maps are used for determination of flood zones (e.g. the latest approved FEMA FIRM, preliminary FIRM, or other).
- 4. If each pole will require a separate application, or if one application can be submitted with supporting materials for all poles.
- 5. Requirements for pole placement located within County regulated floodways and floodplains.
- 6. Would a transmission pole require a building permit? If yes, please provide copy of application and requirements.
- 7. List any other requirements regarding the Crawford County Floodplain Permit (i.e., fees, ink signature, paper or electronic permit submittal).

### **Crawford County Building/Construction Permitting**

NEET Southwest intends to coordinate and obtain Construction Permit(s), as required prior to construction of the Project.

We respectfully request the following information regarding the Crawford County Construction Permits:

- 1. What meets the definition of a structure or building in Crawford County?
- 2. List any permits or requirements regarding utility construction in Crawford County.
- 3. List any applicable building permit(s) and county ordinances.

It is anticipated that the Project will qualify for authorization under other various local, State, and Federal jurisdictions, all necessary permits will be obtained. Since the Project is under the jurisdiction of the Kansas Corporation Commission (KCC), NEET Southwest plans to obtain a KCC Siting Permit and Certificate of Convenience and Necessity (CCN). Therefore, local siting, and/or special or conditional use permits will not be applicable to the Project.

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Sincerely,

Courtney Bartlett, BMcD



Crawford County April 20, 2022 Page 4

Assistant Environmental Scientist

### Attachments:

Appendix A - Project Vicinity Map



April 19, 2022

Jasper County, Missouri 301 Grant Street Carthage, MO 64836

> Bob Burris, Jasper County Superintendent bburris@jaspercountymo.gov Clayton Christy, Site Development

Jasper County, Missouri 601 S Pearl Room 100 Joplin, MO 64801

Theresa Kenny, Jasper County Prosecuting Attorney

Re: Notice of Project Construction and Intent to Obtain Coverage for Construction Activities within Jasper County
Wolf Creek – Blackberry Transmission Line Project
NextEra Energy Transmission Southwest

Dear Bob Burris, Clayton Christy, and Theresa Kenny:

Burns & McDonnell Engineering Company, Inc. (Burns & McDonnell), on behalf of NextEra Energy Transmission Southwest, LLC (NEET Southwest), has been retained to provide permitting services for the proposed construction of the new Wolf Creek-Blackberry Transmission Line Project (Project). Southwest Power Pool (SPP) identified the Project as a solution to help provide a more reliable and cost-effective grid capable of enabling a rapidly changing power generation mix. SPP awarded the Project to NEET Southwest following a competitive proposal process.

The Project includes construction of a new, 345-kilovolt (kV), overhead electric transmission line to meet the power needs of the southeast region of Kansas and the southwest region of Missouri. The Project termini are the Wolf Creek Generating Station in Coffey County, Kansas and the Associated Electric Cooperative, Inc. Blackberry Substation in Jasper County, Missouri. The Project is approximately 94 miles in length and will traverse across the following counties within Kansas State limits: Allen, Anderson, Bourbon, Coffey, and Crawford. Within Missouri State limits, Barton and Jasper Counties will be traversed (Project Vicinity Map, Appendix A).

Subject to receipt of necessary regulatory approvals, construction of the Project is scheduled to begin mid-2023 and be completed late 2024. It is anticipated that the Project may require County: road use permits or agreements, right of way (ROW) use permits, ROW tree-clearing permits, ROW crossing permits, ROW culvert or temporary construction access permits, floodplain permits, building permits, and/or other construction permits.



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### Jasper County Road and ROW Permitting, Regulations, and Agreements

NEET Southwest plans to obtain, as required, County Road Use Agreement(s) or permits, Driveway Entrance Permit, and Utility and Encroachment Permits to span a conductor across and work within Jasper County road ROW for construction activities associated with the Project.

We respectfully request the following information regarding Jasper County road ROW usage and encroachment:

- 1. Typical road ROW width.
- 2. Can road ROW be used for blowout? If yes, how much?
- 3. Can structures be placed within the road ROW? If yes, what are the setback requirements relative to road centerline or road edge?
- 4. Are there any permits or regulations regarding tree clearing or vegetation maintenance in the ROW? If yes, please list permits and requirements.
- 5. Copy of the driveway entrance permit application and the required as built specifications.
- 6. Copy of the road ROW use and road ROW crossing permit application(s) and the required specifications.
- 7. Can multiple road crossings be combined into one road permit application?
- 8. Can multiple driveway entrances be combined into one driveway entrance permit application?
- 9. List of road ROW culvert or temporary construction access permit(s) and regulations.
- 10. List any requirements regarding Road Use Agreements, including road allowances.
- 11. List any other requirements regarding road ROW crossing and encroachment (i.e., fees, ink signature, paper or electronic permit submittal, length of permit and/or agreement coverage).

### **Jasper County Floodplain Permitting**

NEET Southwest intends to coordinate and obtain Floodplain Permit(s), as required, to install a structure(s) within a floodplain for construction activities associated with the Project. Typically, for a Project such as ours, structures within a floodplain or floodway would be limited to a pole, that will be designed to meet the standards of the Kansas Department of Agriculture Division of Water Resources. Usually, a pole does not meet the definition of a structure or a building in most counties, but our team would like to understand the requirements of Jasper County specifically.

We respectfully request the following information regarding the Jasper County Floodplain Permit:

- 1. Applicability determination from Jasper County on if a floodplain permit would be required for a transmission pole.
- 2. Copy of Floodplain Permit application.



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- 3. Confirmation of which floodplain maps are used for determination of flood zones (e.g. the latest approved FEMA FIRM, preliminary FIRM, or other).
- 4. If each pole will require a separate application, or if one application can be submitted with supporting materials for all poles.
- 5. Requirements for pole placement located within County regulated floodways and floodplains.
- 6. Would a transmission pole require a building permit? If yes, please provide copy of application and requirements.
- 7. List any other requirements regarding the Jasper County Floodplain Permit (i.e., fees, ink signature, paper or electronic permit submittal).

### **Jasper County Building/Construction Permitting**

NEET Southwest intends to coordinate and obtain Construction Permit(s), as required prior to construction of the Project.

We respectfully request the following information regarding the Jasper County Construction Permits:

- 1. Copy of the application for utility construction permit as well as any additional requirements or regulations regarding utility construction within Jasper County.
- 2. We anticipate more than 1 acre of disturbance within the County and will follow the regulations of the 2007 Erosion and Sediment Control Guidelines. What additional paperwork or coordination, if any, is required?
- 3. Will a site development permit be required? If yes, please provide a copy of the application and requirements.
- 4. What meets the definition of a structure or building in Jasper County?
- 5. List any applicable building permit(s) and county ordinances.

It is anticipated that the Project will qualify for authorization under other various local, State, and Federal jurisdictions, all necessary permits will be obtained. Since the Project is under the jurisdiction of the Missouri Public Service Commission (MPSC), NEET Southwest plans to obtain a MPSC Siting Permit and Certificate of Convenience and Necessity (CCN). Therefore, local siting, and/or special or conditional use permits will not be applicable to the Project.

If you have any questions or require additional information, please feel free to contact me via telephone at 737-263-3151 or by email at cbartlett@burnsmcd.com. We would appreciate receiving your response and feedback within 15 business days of the date of this letter.



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Sincerely,

Courtney Bartlett, BMcD

Assistant Environmental Scientist

Attachments:

Appendix A - Project Vicinity Map

PUBLIC Exhibit DW-1

## EXHIBIT DW-2 \*PUBLIC\*













































































